

March 1, 2021 - WORK SESSION

The Work Session of the Town of Dickinson Town Board was called to order by Supervisor Michael A. Marinaccio at 5:30 PM on Monday, March 1, 2021 via Zoom teleconferencing.

Join Zoom Meeting

<https://us02web.zoom.us/j/81773567812?pwd=Wmh0Y3BzMzQzbnBaVXJiSWdPbWsrZ09>

Meeting ID: 817 7356 7812

Passcode: 691855

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The members of the Town Board present via Zoom were:

Michael A. Marinaccio, Supervisor

Stephen M. Gardner, Councilman

Sharon M. Exley, Councilwoman

Danny F. Morabito, Councilman

Thomas J. Burns, Councilman

Also attending:

Nathan D. VanWhy, Esq., Attorney for the Town

Susan Cerretani, Town Clerk

Also in attendance:

Code Enforcement Officer Stephen Rafferty, Town Engineer Ron Lake,

Zoning Board Chair Jeanne Compton, Town Engineer Ron Lake and

Planning Board Chair Jerome Ford.

CHAIR

SUPERVISOR'S WORK SESSION REPORT:

Town Board Work Session

March 1, 2021

1. We are still working on the 2021 newsletter. It is about 50% done. Please send me any articles, pictures, etc. that you would like to see in the newsletter.
2. I attended the 4-day **Association of Towns Annual Training** event. The virtual classes, meetings, and guest speakers such as Senator Schumer, Lt. Governor Kathy Hercul, and many others went perfectly without any glitches or technical issues. I was voted into the position of Vice-president and I am honored to have been chosen for that position.
3. Our Town Clerk, Sue Cerretani, sent out a list of dates and times for the mandatory training sponsored by **Comp Alliance**. I participated in the Feb. 25 session. I hope that most if not all town officials have taken advantage of these mandatory trainings, the last scheduled session was last Friday, I believe. For those officials who did not attend one of the sessions, there may be a way to attend them. Please let me know.
4. The Zoning Board held their public hearing for the **Fairview Recovery** project by way of Zoom on Feb. 16. The requested variance was granted with no opposition.

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SUPERVISOR'S WORK SESSION REPORT CONTINUED:

5. In regard to the **COVID** epidemic, we continue to take all necessary precautions to protect our staff and those who visit the town hall to conduct business. I will continue to declare a **State of Emergency** in our town until further notice. My next declaration will be sent to the County on March 11.
6. I attended the **Land Bank Board of Directors** meeting held on Feb. 23. The Board voted unanimously to move the demolition of 22 Fuller St. forward. Total cost for the demolition and clearing of this property is \$17,501 with the town contributing \$3K. I thanked the Executive Director Jessica Hass and the Board of Directors for authorizing the demolition of property that has been and eye sore in the **Brandywine Heights** neighborhood. We will be looking at 36 Pulaski as a potential rehab property through the **Land Bank** and I had further discussions regarding the vacated school on Prospect St. as a potential demolition or rehab project.
7. **County Executive Jason Garnar** will be attending our March 8 board meeting at 6 pm and will be giving his **State of the County Address**.

ATTORNEY

Attorney VanWhy reported that he is still waiting for news from **Spectrum** regarding the approval of the contract in order to move forward with what we have already agreed to.

Mr. VanWhy reported that he has been working with the court, Mr. Kie, and Mr. Rafferty on violation tickets.

Attorney VanWhy stated that the court has had issues with unlicensed dogs. The court is having difficulty because the offenders are not showing up and the court cannot issue warrants at this time because of **COVID** restrictions.

PLANNING BOARD:

Planning Board Chair Ford stated that the Planning Board is waiting for the final site plan for the Fairview Recovery project and once that comes in, they will review it and vote on it.

ZONING BOARD

Nothing to report at this time.

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CODE

Mr. Rafferty received a call from **L&T**, the contractor for the roundabout/bridge project over Rt. 81 and Exit 5 interchange. The **NYSDOT** contract requires the contractor to work 24/7 for 2 intersections. Each intersection will each take a week, requiring the contractor to receive a noise variance from the City of Binghamton and the Town of Dickinson. Section 9 of Town of Dickinson noise ordinance states that the Town Board can grant a waiver if it is in the public interest.

There are locations where the contractor will have to work 24/7. The locations for this work are the Bevier St./Front St. intersection and the Front St./Old Front St./Exit 5 intersection. In addition to these areas, they also anticipate nighttime work late summer 2021/Fall 2021 when setting the girders for the newly constructed bridge that will carry Front St. over I-81. This work is performed at night due to **NYSDOT** lane closure restrictions on I-81.

A discussion followed.

Supervisor Marinaccio is concerned for the residents in the Front Street/Old Front intersection area. He suggested that we should post something on the Town of Dickinson website and that it is important to notify all of our residents.

Attorney VanWhy stated that the contractor has an obligation to act reasonably and that we would have a hard time putting conditions on the noise variance. However, if we want to qualify it, the variance condition could be an exception is granted if construction activities are not reasonably or practicably able to be conducted during the daytime.

Councilman Morabito agreed with Attorney VanWhy that the contractor will act reasonably and stated that we might want to put them on notice to relay what our concerns are.

Code Enforcement Officer Rafferty stated that he suggested to the contractor that the contractor should notify the residents on Old Front Street between the Old Front Street intersection and the entrance to Sunrise Terrace to reduce the number of complaints.

Mr. Ford suggested that we ask the contractor to restrict pile driving and removal of the concrete on the bridge deck to not start before 7am and to not continue beyond 10pm.

Councilman Morabito stated that we could request a schedule from the contractor regarding the work scope and activities.

Supervisor Marinaccio asked that Mr. Rafferty share this with **L&T**.

On motion by Supervisor Marinaccio, the work session was adjourned by a motion from Councilman Morabito and seconded by Councilman Burns at 5:57 PM.

Respectfully submitted,

Susan M. Cerretani
Town Clerk