

June 12, 2023 – REGULAR MEETING

The Regular Meeting of the Town of Dickinson Town Board was called to order with the pledge of allegiance by Supervisor Michael A. Marinaccio at 6:00 PM on Monday, June 12, 2023, at the Town Hall, 531 Old Front Street, Binghamton, NY.

The members of the Town Board present:

Michael A. Marinaccio, Supervisor
Stephen M. Gardner, Councilperson
Sharon M. Exley, Councilperson
Danny F. Morabito, Councilperson
Thomas J. Burns, Councilperson

Also in attendance:

Nathan D. VanWhy, Esq., Town Attorney
Wendi Evans, Town Clerk
Code Enforcement Officer Kyle Doyle, Public Works Commissioner Joel Kie, Town Engineer Ron Lake, and 2 members of the General Public

CHAIR

SUPERVISOR'S REPORT

June 2023 Supervisor's Report Supervisor's Report

1. I reviewed the credit card monthly charges and found no issues.
2. There was a Court Clerk's meeting on Monday, May 22, 9 am, in the Court Room for NARCAM Training by the NYS DOH. It was well attended. The training was very informative. Thanks to our court clerks for putting this training together.
3. In addition to resident Nancy Percik discussing her concerns regarding the renovations of the BAGSAI complex, I also spoke to a resident who also lives near the complex and I decided to reach out to County Executive Garnor to discuss their plans and in particular, the lighting. The county is reviewing a possible plan for holding a public information meeting on this project in the near future.
4. It was announced at my recent New York Association of Towns Board of Directors meeting in Albany that Gerry Geist, Executive Director, will be retiring in May of next year. We will consider whether or not to hire him as a part-time consultant. We appointed a search committee for Gerry's replacement.

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5. Peter Baynes, Executive Director for NYS Conference of Mayors is also leaving his post to become an executive with NYMIR.
6. The homeless person who has been residing in the bus shelter at Front and Old Front St. left for a few days only to return. He has been there for a very long time and takes up the entire shelter so bus passengers waiting for the bus have to stand outside of the shelter. We have voiced our concerns with county transportation and the sheriff.
7. Our Equalization Rate is at 58.5. This low rate is mostly due to homes that continue to sell at rates higher than what they are assessed for. Every municipality is experiencing the same thing. There is no need at this time to take any action.
8. We received our quarterly franchise payment from Spectrum for the amount of \$7,822.55.

9. Code Violations/Appearance Tickets

Violations

| <u>Property</u> | <u>Type</u> |
|------------------|--------------------|
| 20 N Ely St. | Trash & Debris |
| 40 N Moeller St | Trash & Debris |
| 33 Stearns Rd | Tall Grass & Weeds |
| 601 Old Front St | Trash & Debris |
| 557 Old Front St | Multiple |

Unregistered/Inoperable Vehicles

| | |
|-----------------|--------------------|
| 34 Adams St | Tall Grass & Weeds |
| 11 Francis St | Tall Grass & Weeds |
| 367 Prospect St | Tall Grass & Weeds |
| 39 N Moeller St | Tall Grass & Weeds |
| 33 N Broad St | Tall Grass & Weeds |

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| | |
|---------------|-------------------------|
| 20 N Broad St | Tall Grass & Weeds |
| 37 Pulaski St | Tall Grass & Weeds |
| 33 Pulaski St | Trash & Debris |
| 17 Boland Rd. | Deck No Building Permit |
| 24 Adams St | Electrical Violations |

Issued Permits

| <u>Property</u> | <u>Permit Type</u> |
|------------------------------|--------------------|
| 27 Sunset Dr | Roof |
| 2 Lawson Ct | Roof |
| 30 Boland Rd | Fence |
| 49 Rogers Mountain Way | Addition |
| 77 Sunset Dr. | Porch |
| 181 Lower Stella Ireland Rd. | Fence |
| 17 Boland Rd | Deck |
| 36 Pulaski | Demolition |
| 8 Pleasant Ct. | Fence |

NYSEG Utility Shutoff Notices:

No notices received.

Next Town Board Meeting

Our summer board meeting schedule begins in July and will run through the September meeting. The next Town Board meeting is scheduled for **July 10, combined 5:30 PM work session and regular board meeting.**

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PUBLIC COMMENTS

No comments received.

COMMITTEE REPORTS

- **PUBLIC WORKS**

Councilperson Morabito explained that they are making very good progress with the project on Sunrise Dr. They had great weather the past month. The crew has done very well communicating with the residents. Matt has done a tremendous job helping with the project and taking ownership of it as the whole crew has. Councilperson Morabito expressed how he could not be happier with how it is going.

- **FINANCE**

- **JUSTICE COURT REPORT**

Councilperson Gardner made a motion to accept the **May 2023 Monthly Financial Report** for the **Town Court** in the amount of **\$32,727.00** seconded by Councilperson Exley. State \$24,577.00 Town \$8,150.00.
All in favor.

- **TOWN CLERK MONTHLY FINANCIAL REPORT**

Councilperson Gardner made a motion to accept the **May 2023 Monthly Financial Report** for the **Town Clerk** in the amount of **\$1,755.00** seconded by Councilperson Morabito. All in favor.

- **SUPERVISOR REPORT**

Councilperson Gardner made a motion to accept the **April 2023 Monthly Financial Report** for the **Town Supervisor** in the amount of **\$2,980,581.01** seconded by Councilperson Burns. All in favor.

- **ABSTRACTS FOR APPROVAL**

On Motion from Councilperson Gardner, seconded by Councilperson Burns to approve **Abstract #6** dated **June 12, 2023**, in the amount of **\$300,214.16**.

Supervisor Marinaccio commented that a good portion of the money went towards the Sunrise Dr. project.

Vote Ayes- 5, Nays-0, Absent-0.

Supervisor Marinaccio voting Aye
Councilperson Gardner voting Aye
Councilperson Exley voting Aye
Councilperson Morabito voting Aye
Councilperson Burns voting Aye

Unanimously passed and noted as duly adopted.

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Abstract Summary of Audited Vouchers for Funds respectively in the amount(s) of \$300,214.16

Voucher #6 for June 12, 2023, in the amount of \$300,214.16:

| | |
|-------------------------------------|---------------------------|
| <u>General Fund</u> | <u>\$58,417.00</u> |
| <u>Part Town</u> | <u>\$121.62</u> |
| <u>Highway</u> | <u>\$14,835.59</u> |
| <u>Highway Project HP23</u> | <u>\$92,333.56</u> |
| <u>Fire Districts</u> | <u>\$0.00</u> |
| <u>Light Districts</u> | <u>\$12,844.24</u> |
| <u>Sewer Operating Dist.</u> | <u>\$29,850.81</u> |
| <u>Sewer Laterals HS23</u> | <u>\$76,151.46</u> |
| <u>Water Operating Dist.</u> | <u>\$56,792.60</u> |

- **PERSONNEL**

- **PLANNING**

APPROVAL OF MINUTES

On a motion by Councilperson Exley seconded by Councilperson Morabito to approve the **May 1, 2023 Work Session Minutes**, the **May 8, 2023 Regular Meeting Minutes**, and the **May 11, 2023 Special Meeting Minutes**.

All in favor. Vote Ayes –5, Nays – 0, Absent-0.

Supervisor Marinaccio voting Aye
Councilperson Gardner voting Aye
Councilperson Exley voting Aye
Councilperson Morabito voting Aye
Councilperson Burns voting Aye

All in favor

ATTORNEY

RESOLUTION 2023-22

The following Resolution was offered by Councilperson Exley, who moved its adoption, seconded by Councilperson Gardner to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

RESOLUTION: Change the August meeting date from Aug. 14th to Aug 21st.

The question of adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: All in favor. Vote Ayes –5, Nays – 0, Absent-0.

Supervisor Marinaccio voting Aye
Councilperson Gardner voting Aye
Councilperson Exley voting Aye
Councilperson Morabito voting Aye
Councilperson Burns voting Aye

All in favor.

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RESOLUTION 2023-23

The following Resolution was offered by Councilperson Morabito, who moved its adoption, seconded by Councilperson Exley to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

RESOLUTION: Adopt updated building permit fee schedule.

The question of adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: All in favor. Vote Ayes –5, Nays – 0, Absent-0.

Supervisor Marinaccio voting Aye
Councilperson Gardner voting Aye
Councilperson Exley voting Aye
Councilperson Morabito voting Aye
Councilperson Burns voting Aye

All in favor.

RESOLUTION 2023-24

The following Resolution was offered by Councilperson Gardner, who moved its adoption, seconded by Councilperson Burns to wit:

BE IT RESOLVED, by the Town Board of the Town of Dickinson, Broome County, New York as follows:

RESOLUTION: ADOPT A LOCAL LAW AMENDING CHAPTER 497 OF THE TOWN CODE ENACTING A PROPERTY TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND AMBULANCE WORKERS PURSUANT TO SECTION 466-a OF THE REAL PROPERTY TAX LAW

WHEREAS, the Town of Dickinson scheduled a public hearing for June 5, 2023 at 5:30 p.m. for Local Law No. 3 of 2023 entitled “A LOCAL LAW AMENDING CHAPTER 497 OF THE TOWN CODE ENACTING A PROPERTY TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND AMBULANCE WORKERS PURSUANT TO SECTION 466-a OF THE REAL PROPERTY TAX LAW”; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town and posted on the Town Clerk’s signboard; and

WHEREAS, said public hearing was duly held on the 5th day of June 2023 at 5:30 p.m. and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, pursuant to the State Environmental Quality Review Act, it has been determined by the Town Board that adoption of the proposed Local Law constitutes a Type II Action as defined under 6 NYCRR 617.5(c)(26) and (33); and

WHEREAS, the Town Board, after due deliberation, finds it in the best interest of the Town to adopt said Local Law.

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NOW, THEREFORE BE IT RESOLVED that the Town Board hereby adopts said local law as Local Law No. 3 of 2023 entitled “A LOCAL LAW AMENDING CHAPTER 497 OF THE TOWN CODE ENACTING A PROPERTY TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND AMBULANCE WORKERS PURSUANT TO SECTION 466-a OF THE REAL PROPERTY TAX LAW”; a copy of which is attached hereto and made a part hereof; and be it further.

RESOLVED that the Town Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and to give due notice of the adoption of said Local Law to the Secretary of State; and be it further.

RESOLVED that this resolution will take effect upon filing with the Department of State.

The question of adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows: All in favor. Vote Ayes –5, Nays – 0, Absent-0.

Supervisor Marinaccio voting Aye
Councilperson Gardner voting Aye
Councilperson Exley voting Aye
Councilperson Morabito voting Aye
Councilperson Burns voting Aye

All in favor.

PUBLIC WORKS

Public Works Commissioner Kie commented that there are several potholes and debris in the bike lane. Supervisor Marinaccio made the Policy Committee aware of it at the last DOT meeting he attended.

ZONING

Nothing to discuss.

CODE

- Code Enforcer Doyle is meeting with the local firefighters July 20th @ 4:00 P.M. in the conference room to review any concerns or code issues that anyone may have.
- Public Works Commissioner Kie and Code Enforcer Doyle inspected the Habitat for Humanity located at BOCES and he commented that they are doing a great job building it. It will be ready for next year.

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COMMENTS

Councilperson Exley commented that the First Ward Neighborhood Watch Committee is being reinvigorated. They just recently held their first meeting, and she is planning on attending in the future seeing it borders the Town of Dickinson.

The meeting was adjourned on motion of Councilperson Morabito and seconded by Councilperson Burns at 6:36 PM.

Respectfully submitted,

Wendi Evans
Town Clerk