

January 8,2024 – 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, January 8, 2024, at the Town Hall, 531 Old Front Street, Binghamton, New York.

The members of the Town Board present were:

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

Also attending:

Keegan Coughlin, Esq., Attorney for the Town
Wendi Evans, Town Clerk

Also in attendance:

Public Works Commissioner Joel Kie, Deputy Code Enforcement Officer
Kyle Doyle. Jim Love, Resident

SUPERVISOR’S REPORT

**January 2024 Town Board Meeting
Supervisor’s Report**

1. I reviewed the credit card monthly charges and found no issues.
2. There was a Zoning Board of Appeals meeting that was scheduled for Dec. 12, 6:00 PM regarding property at 155 Glenwood Rd. A Variance Request was submitted to build an 8 x 20 ft. front porch without the required property line setback. The homeowner did not show up for the meeting. The request was denied.
3. It looks like March 9 is now planned for the Annual Prospect Terrace Fire Company Annual Diner and Officers Oath of Office. Once confirmed, I will let everyone know.
4. I received the Municipal Dog Shelter Inspection Report from NYS Agriculture and Markets and there were a number of unsatisfactory items found there. Various repairs not made, when necessary, clean food and water in ample amount, various paperwork not done in time, and a few more.
5. I want to acknowledge the great work that our highway department staff did during the recent snowstorm. Joel and his staff worked through the night and the next day making sure that all our roads were safe. They are also now working on making sure that our catch basins are clear due to the large rain event that is expected tomorrow.

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Violations	
Property	Type
8 Jameson Rd	Debris
881 Upper Front St	No Building Permit for Interior Alterations
557 Old Front St	Vehicles/Debris
159 Bigelow St	Debris
40 N Moeller St	Structural Issues
33 Market St	Property Maintenance/Fire Inspection Violations
1 N Moeller St	No Building Permit for Addition
863 Upper Front St	No Building Permit for Roof
544 Old Front St	Trash & Debris
214 John St	Trailer Parked in Town Right of Way
29 Hickory Rd	No Building Permit for Shed/Roof
547 Glenwood Rd	Trash & Debris / Vehicles over 10,000 GVW
213 Lower Stella Ireland Rd	Debris
7 N Ely St	Trash & Debris
525 Glenwood Rd	Trash & Debris
620 Old Front St	Fire Inspection Violations
904 Upper Front St Suite 3	Fire Inspection Violations
904 Upper Front St Suite 2	Fire Inspection Violations
400 Prospect St	Fire Inspection Violations
876 Upper Front St	Fire Inspection Violations
23 Market St	Fire Inspection Violations
Permits Issued	
Property	Type
881 Upper Front St	Interior Alterations
2 N Louisa St	Car Port
81 Terrace Dr.	Porch stairs
14 N Moeller	Renovation - Extension
47 Adams St	Roof
340 Prospect St	Sign
29 Hickory Rd	Roof
150 Rosedale Dr	Roof
863 Upper Front St	Roof

Appearance Tickets	
Property	Type
31 Pulaski St	Debris
38 Fellows Ave	Trash & Debris
557 Old Front St	Vehicles & Debris
24 N Ely	Structural Issues
Fire Inspections	
Property	Location
33 Market St	Catholic Charities
620 Old Front St	Red Roof Inn
400 Prospect St	MicroTel
904 Upper Front St Suite 1	Starbucks
904 Upper Front St Suite 2	Zoom Tan
904 Upper Front St Suite 3	PK Thai Foods
876 Upper Front St	Cracker Barrel
23 Market St	Carpenters Union

Dog Control Officer Reports: Village & Town:

Town Of Dickinson/Port Dickinson Dog Control Meting Summary December 2023:1 Stray Dog Calls 1 dogs transported to the shelter. 18 Miles on Fenton DCO Van 2 Calls pertaining to “other” animals. 9 Calls for other towns to be redirected. 16 Phone calls Received. 31 Phone calls Made (including past due Reminder calls) 2 E-mails Received. 2 E-mails Sent. 7 Tickets issued. 1 court appearance

NYSEG Utility Shutoff Notices: No notices received.

Next Town Board Meetings

Work Session, Monday, February 5, 5:30 PM.

Regular Board meeting, Monday, February 12, 6:00 PM

PUBLIC COMMENTS

Jim Love asked the board to go forward with their promise to review the ways in which the \$50 fee is assessed to residential users. Commissioner Kie explained that the fee is strictly what the town needs to do any improvements/maintenance of the town. The cost of the water is increasing, and the town used to absorb that, and we no longer can do that. Supervisor Marinaccio explained that our water rates are still some of the lowest in Broome County compared to other Towns. He will try to explain it again in the 2024 Newsletter to help people

understand.

COMMITTEE REPORTS

• **PUBLIC WORKS**

Councilman Morabito commented that the town workers did a great job the past few days with the snowstorm that came through. The team worked all night and got the job done again. Supervisor Marinaccio commented on how great it is to have someone like Commissioner Kie in that position with the experience that he has. He plans ahead, and he always knows what’s coming as he was cleaning catch basins preparing for all the rain that was forecasted. Appreciate all of them and a job well done!

• **FINANCE**

○ **JUSTICE COURT REPORT**

No Town Court report received.

○ **TOWN CLERK MONTHLY FINANCIAL REPORT**

Councilperson Gardner made a motion to accept the **December 31, 2023 Monthly Financial Report** for the **Town Clerk in the amount of \$1286.08**. On a motion by Councilperson Gardner seconded by Councilperson Morabito. All in favor.

○ **SUPERVISOR’S REPORT**

No Supervisor’s report received.

○ **ABSTRACTS FOR APPROVAL**

On Motion from Councilperson Gardner, seconded by Councilperson Burns to approve abstract # 13, dated December 31, 2023, in the amount of \$73,039.68 Vote Ayes-4, Nays-0, Absent-1.

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

Unanimously passed and noted as duly adopted.

**Abstract Summary of Audited Vouchers for Funds respectively in the amount(s) of \$73,039.68:
Voucher #13 for December 31, 2023, in the amount of \$73,039.68**

<u>General Fund</u>	<u>\$16,233.40</u>
<u>Part Town</u>	<u>\$0.00</u>
<u>Highway</u>	<u>\$12,647.38</u>
<u>Light Districts</u>	<u>\$29.21</u>
<u>Sewer Operating Dist.</u>	<u>\$9,747.09</u>
<u>Water Operating Dist.</u>	<u>\$34,382.60</u>

ABSTRACTS FOR APPROVAL CONT.

On Motion from Councilperson Gardner, seconded by Councilperson Morabito to approve abstract # 1, dated January 8, 2024, in the amount of \$60,496.62 Vote Ayes-4, Nays-0, Absent-1

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

Unanimously passed and noted as duly adopted.

Abstract Summary of Audited Vouchers for Funds respectively in the amount(s) of \$60,496.62 Voucher #1 for January 8, 2024, in the amount of \$60,496.62

<u>General Fund</u>	<u>\$6,791.16</u>
<u>Part Town</u>	<u>\$0.00</u>
<u>Highway</u>	<u>\$1,049.87</u>
<u>Light Districts</u>	<u>\$4,338.98</u>
<u>Sewer Operating Dist.</u>	<u>\$2,640.55</u>
<u>Water Operating Dist.</u>	<u>\$45,676.06</u>

• **PERSONNEL**

No comments heard.

• **PLANNING**

No comments heard.

APPROVAL OF MINUTES

On a motion by Councilperson Gardner seconded by Councilperson Exley to approve the **December 4, 2023, Work Session Meeting Minutes, and the December 11, 2023 Regular Meeting Minutes.** All in favor.

Vote- Ayes-4, Nays-0, Absent-1.

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

All in favor.

ATTORNEY

RESOLUTION 2024 - 1

The following Resolution was offered by Councilperson Morabito, 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: ADDRESSING ORGANIZATIONAL MATTERS FOR TOWN OPERATIONS IN 2024

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-4, Nays-0, Absent-1.

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

All in favor.

The 2024 Resolution is available to view in the Town Clerk’s office and posted on the Town of Dickinson website.

RESOLUTION 2024 – 2

The following Resolution was offered by Councilperson Gardner, 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: TO DECLARE LEAD AGENCY UNDER SEQR FOR THE SOLAR UPDATE LOCAL LAW AS WELL AS THE SOLAR OVERLAY DISTRICT LOCAL LAW AND TO SET PUBLIC HEARINGS FOR BOTH LOCAL LAWS ON FEB. 5th, 2024 @ 5:30.

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-4, Nays-0, Absent-1.

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

All in favor.

DISCUSSION: Councilman Morabito questioned if there was a way that we would be allowed to get into properties to look at water being disposed into our sewer systems. We are getting so much infiltration to our water system and it's burning out our pumps. It could cause a lot of problems in the future. If one of those pumps goes it could back up all kinds of homes and sewage. Attorney Coughlin explained that we could require flow meters which would be a huge undertaking to have them installed and they also can be problematic. If we have good evidence of a household doing that, the town could get an administrative search warrant and go in and inspect it. Another suggestion was to send out a letter to make residents aware of the problem as most people are probably unaware of what is happening. If the town has to replace a pump it will cost the town \$50,000.

PUBLIC WORKS

RESOLUTION 2024 – 3

The following Resolution was offered by Councilperson Morabito, 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: PURCHASE A TRACTOR FOR THE CEMETARY – NYS
LANDSCAPING & GROUNDS CONTRACT # PC69683 \$33,532.92**

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-4, Nays-0, Absent-1.

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

All in favor.

On a motion by Councilperson Morabito seconded by Councilperson Gardner to approve the **PURCHASE OF A 18 INCH COLD PLANER, ITEM #PC69406 FOR \$19,633.00.**

All in favor. Vote Ayes-4, Nays-0, Absent-1.

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

All in favor.

Commissioner Kie sent Attorney Coughlin and the Town Clerk a procurement for the water van as it has to be placed out for bid next month. The price will be approximately \$72,000 to replace which was budgeted for. The old van will be put out for auction.

ZONING

No comments heard.

CODING

- Code Officer Doyle created an end of year report to help show the comparison from this year to years past.

Code Enforcement 2023 End of Year Report

<u>Violations</u>	<u>Appearance Tickets</u>
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2023 – 213	2023 – 20
2022 – 118	2022 – 20
2021 – 65	2021 – 8
2020 – 61	2020 – 13

<u>Permits Issued</u>	<u>Building/Fire Inspections</u>
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2023 – 83 Building Permits	2023 – 63
12 Fence Permits	2022 – 40
2 Fireworks Permits	2021 – 52
1 Demolition Permit	2020 - 58
2022 – 37 Building Permits	
4 Fence Permits	
2 Fireworks Permits	
1 Demolition Permit	
2021 – 73 Building Permits	
10 Fence Permits	
1 Fireworks Permit	
0 Demolition Permits	
2020 – 88 Building Permits	
13 Fence Permits	
2 Fireworks Permits	
0 Demolition Permits	

- Code Officer Doyle commented that the County owns 2 properties currently in our town. 26 Pulaski and 29 Longview. They are both occupied, and we will continue to keep citing them as needed.

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The meeting was adjourned on motion of Councilperson Morabito and seconded by Councilperson Gardner at 6:58 PM.

Respectfully submitted,

Town Clerk
Wendi Evans