

**Village of Port Dickinson
Monthly Board Meeting
February 10, 2020
Port Dickinson Village Hall**

Officers Present:	Trustees	Michael Cashman James DeGennaro Charles Harding Nathan VanWhy Susan Fox Sandra Reifler Kevin M. Burke Robert Aagre
	Attorney Clerk Treasurer Mayor Trustee	
Absent		

The regular monthly meeting was called to order at 6:00 pm by Deputy Mayor James DeGennaro.

PUBLIC HEARING:

APPROVAL OF MINUTES:

Motion by Trustee Harding, seconded by Trustee Cashman, for approval of the minutes of the January 14, 2020 meeting,
AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING
NAY NONE

PUBLIC COMMENT:

TREASURER’S REPORT:

Written report to be filed with the Village Clerk. 2020-2021 All department budget requests are due to the Treasurer by 2/29/2020.

AUDIT AND PAYMENT OF CLAIMS: Abstract #13 (2019-2020)

Motion by Trustee Harding, seconded by Trustee Cashman, to pay claims as listed on the Abstract of Unaudited Vouchers for the General Fund for \$19,946.96
AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING
NAY NONE

Motion by Trustee Harding, seconded by Trustee Cashman, to pay claims as listed on the Abstract of Unaudited Vouchers for the Water Fund for \$123.82
AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING
NAY NONE

Motion by Trustee Harding, seconded by Trustee Cashman, to pay claims as listed on the Abstract of Unaudited Vouchers for the Sewer Fund for \$2,104.54
AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING
NAY NONE

Motion by Trustee Harding, seconded by Trustee Cashman, to pay claims as listed on the Abstract of Unaudited Vouchers for the Capital Project Fund Fund for \$179,810.46
AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING
NAY NONE

COMMUNICATIONS:

TRUSTEE-COMMISSIONER REPORTS:

Administration/Community Association: *Community Association is quiet. They will post the upcoming Comprehensive Meeting information on their signboard*

Public Works: *Employees are doing a good job with keeping the streets clear and with snow removal.*

Planning Board: *Met 1/14/20 and approved the site plan for Binghamton PreCast*

Public Safety: *The Police Department responded to 126 complaints in January, assisted other agencies 7 times and wrote 77 traffic tickets. .*

Parks/Water/Sewer :

Fortunately, as of close of business Friday 2/7/2020, there have been no water or sewer line breaks during the past month. Systems are functioning properly.

Water meter readings done with the electronic remote reader indicated some households had continuous flows, meaning a leak someplace on their property. DPW always notifies the owner of this situation, so they can do checks for running toilets, a leaking dishwasher or washing machine, excess water softener discharges, etc..

Installation of new remote water meters continues on Pickle Hill.

Zoning:

RESOLUTIONS:

- 1. Motion by Trustee Cashman, seconded by Trustee DeGennaro, for a Resolution scheduling a Public Hearing on 2/25/2020 on Proposed Local Law 2-2020, amending Section 62 of the Village Code entitled “Water”
 AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING
 NAY NONE

- 2. Motion by Trustee Cashman, seconded by Trustee DeGennaro, for a Resolution scheduling a Public Hearing on 2/25/2020 on Proposed Local Law 3-2020, amending Section 49 of the Village Code entitled “Sewer”
 AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING
 NAY NONE

- 3. Motion by Trustee DeGennaro, seconded by Trustee Cashman, for a resolution requesting amendments to New York State’s Criminal Justice Reforms
 AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING
 NAY NONE

OLD BUSINESS:

NEW BUSINESS:

ADJOURNMENT: Motion by Trustee Cashman, seconded by Trustee Harding for a motion to adjourn at 6:10 PM.

AYE TRUSTEES: CASHMAN, DEGENNARO, HARDING
NAY NONE

Respectfully submitted,
Susan E. Fox, Village Clerk

**LOCAL LAW NO. 2 OF 2020 AMENDING
CHAPTER 62 OF THE VILLAGE CODE ENTITLED “WATER”**

Be it enacted by the Board of Trustees of the Village of Port Dickinson as follows:

Section 1. Chapter 62 of the Village Code, as amended, be and hereby is amended as follows:

Section 62-5.A. entitled “Water meters” shall be deleted entirely and replaced with the following:

All water service shall be metered, except as provided in § 62-7, and no more than one (1) meter may be installed on any one (1) service.

Section 62-8.A. entitled “Rates and bills” shall be deleted entirely and replaced with the following:

Effective November 1, 2018 water rates shall consist of a flat operational cost of \$70.41 plus a charge based upon water consumption of \$4.64 per hundred cubic feet. Water bills shall be due and payable to the designated agent of the Board of Trustees of the Village of Port Dickinson in March, July and November of each year and if not paid within thirty (30) days after receipt, a fee of fifteen percent (15%) will be added for the next twenty (20) days. If the bill is not paid by the end of said twenty-day period, the water may be shut off. Service will be restored M-F, 7a.m. to 2p.m. upon payment of the bill with a fifteen percent (15%) penalty and a \$75.00 service charge. If service is restored after the regular hours of M-F, 7a.m. to 2p.m., there will also be an additional after hours charge of \$200.00.

Section 2. Separability

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 3. Repealer

All Ordinances, Local Laws and parts thereof inconsistent with the Local Law are hereby repealed.

Section 4. Effective Date

This local law shall take effect upon filing with the New York Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

**VILLAGE OF PORT DICKINSON
LOCAL LAW NO. 3 OF 2020 AMENDING
CHAPTER 49 OF THE VILLAGE CODE ENTITLED “SEWERS”**

Be it enacted by the Board of Trustees of the Village of Port Dickinson as follows:

Section 1. Chapter 49 of the Village Code, as amended, be and hereby is amended as follows:

Section 49-8. entitled “Basis of billings” shall be deleted entirely and replaced with the following:

Effective November 1, 2017, sewer rents shall consist of a flat operations cost of \$8.75 plus a charge of \$3.96 per one hundred (100) cubic feet of metered water billed to the owner of the premises, except that the Village Board, in its discretion, may make due allowance for commercial use of water, the number and kinds of plumbing fixtures connected with the sewer system.

Section 2. Separability

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 3. Repealer

All Ordinances, Local Laws and parts thereof inconsistent with the Local Law are hereby repealed.

Section 4. Effective Date

This local law shall take effect upon filing with the New York Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

VILLAGE OF PORT DICKINSON

**RESOLUTION REQUESTING AMENDMENTS TO
NEW YORK STATE'S CRIMINAL JUSTICE REFORMS**

WHEREAS, while there was a need to reform New York’s criminal justice statutes during the 2019 state legislative session, it is widely recognized that several of the drastic changes in the laws pertaining to discovery are overly broad and vague and are having unintended consequences at the municipal level; and

WHEREAS, the dramatically shortened time period in which prosecutors must disclose evidence to defendants and the broad expansion of the matters to which such discovery mandates apply will have significant cost, tax and justice implications for cities and villages with police departments, local justice courts or code/parking enforcement departments; and

WHEREAS, the discovery reforms mandate prosecutors disclose evidence to the defense within 15 days of arraignment for criminal charges (even if the defendant is not in custody); and

WHEREAS, drastically enlarging the scope of material that a prosecutor must review and deliver within 15 days will overwhelm the ability of city and village officials and employees to prosecute cases while managing their misdemeanor and felony caseloads, and will make it impossible to prosecute vehicle and traffic and local code infractions and violations in compliance with the new discovery mandates; and

WHEREAS, arraignment must now take place within 20 days of desk appearance ticket issuance, thereby requiring justice courts, many of which convene monthly, to meet more frequently; and

WHEREAS, cities and villages will not reap savings from the bail reform's reduction of the burden on county jails; and

WHEREAS, municipalities are already challenged with operating within the now-permanent 2% tax cap and have not received an increase in general purpose state aid in 11 years.

NOW THEREFORE BE IT RESOLVED that the Village of Port Dickinson supports the following set of amendments proposed by the New York State Conference of Mayors that are consistent with the intent of the criminal justice reforms but which will allow for more effective and affordable implementation:

- Ensure that cities and villages are provided with additional financial and operational support to offset the cost of these mandated measures;
- Allow 60 days for prosecutors to disclose evidence to the defense for criminal charges;
- Exclude from the accelerated discovery requirements any charge not involving a misdemeanor or felony;
- Adjust the 20-day arraignment requirement to accommodate local courts that meet on a monthly basis;
- Allow prosecutors to withhold sensitive information, such as victim contact information, without having to obtain a court order.

AND BE IT FURTHER RESOLVED that this duly adopted Resolution of the Village of Port Dickinson be forwarded to Governor Andrew Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator Frederick J. Akshar, II, Assemblyperson Clifford W. Crouch, the New York State Conference of Mayors, and local media outlets.

CERTIFICATION

I, Susan E. Fox, do hereby certify that I am the Village Clerk of the Village of Port Dickinson and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Village Board of the Village of Port Dickinson at a meeting thereof held at the Village Hall on the 11th day of February, 2020. Said resolution was adopted by the following roll call vote:

Mayor Kevin M. Burke	<u>Absent</u>
Trustee Robert Aagre	<u>Absent</u>
Trustee Michael Cashman	<u>Yes</u>
Trustee James DeGennaro	<u>Yes</u>
Trustee Charles Harding	<u>Yes</u>

The resolution was thereupon declared duly adopted by a vote of 3-0.

Dated: February 11, 2020

Village of Port Dickinson Seal

Susan E. Fox, Village Clerk



The Village of Port Dickinson Department of Police

Village Hall, 786 Chenango Street
Port Dickinson, New York 13901
Telephone: (607) 722-1255
Fax: (607) 722-0072

Douglas E. Pipher, Chief of Police

Police Department Monthly Report

Report Month:	January	Police Commissioner:	Trustee J. DeGennaro
Report Year:	2020	Chief:	Douglas Pipher
Report Date:	02/10/20	Deputy Village Clerk:	Corina M. Beames

Total Complaints Received: 126 (107)

Med calls-5
MVA/no injury-2
PDFD-1
DV-3
Domestic-1
Fraud/scam-1
Criminal mischief-1
Check welfare-2
Harassment-1
Suspicious-2
Vehicle break in (unfounded)-1
Assistance rendered-2
Vehicle repo-1
Trespass-1
911 hang up-2
Burglary-1
Road hazard-1
Disturbance-1
Escort-1
Noise-1
Attempted larceny-1

Miscellaneous-87**Includes Property Checks, Lockouts, Alarms, Parking Comp., Animals, Traffic lights, Information, village reassurance program, code enforcement, special details, vacant properties , assist public and Etc.*

Assist Other Agencies-(7)

Broome County Sheriff

Domestic-4
Dispute-1
Assist-1

NYSP

Domestic-1

Vehicle and Traffic Enforcement

TSLE&D Issued-26
 Miscellaneous-15
 Cell phone use(1225.c2)-0
 Texting(1225.d)-0
 Window tint-0
 Seatbelts-0
 Child safety seat-0
 Speeding-0
 Speeding in school zone-1
Aggressive driving-7

Parking tickets issued-(77)**Charges-1(0)**

One 36 year old male charged with harassment, a violation

Patrol vehicle #492

- A. Starting Mileage-31267
 B. Ending Mileage-33889
 Total Mileage-2622
 B. Fuel: ***See Fuel Report Read Out From Company

Patrol Vehicle #491

- A. Starting Mileage -82355
 Ending Mileage- 83518
 Total Mileage-1163
 B. Fuel: ***See Fuel Report Read Out From Company

**Report of the
 CHIEF
 January 2020**

ALARMS		RESPONSE		TIMES	
Fire	6	Avg Members Response (F)	4	Med Avg	1
EMS	7	Avg Alarm to Response	0:03	0700-1500	6
Standby		Avg Alarm to Arrival	0:03	1500-2300	6
Total	13	Total Time in Service (hh:mm)	5:15	2300-0700	1
MUTUAL AID		LOCATION		DOLLAR LOSS/VALUE	
Given	6	Village of Port Dickinson	7	Fire Loss	0

Alarms

Received	2	Town of Dickinson	1		
Engine 99		Town of Fenton	3		
No Tone		Town of Chenango			
		Town of Kirkwood	2		
		City of Binghamton			
		Other			
CASUALTIES					
		Fire Service Injured	0		
		Fire Service Death	0		
		Civilian Injured	0		
		Civilian Death	0		

CODE	DESCRIPTION		YTD	CODE	DESCRIPTION		YTD
111	Building Fire			322	MVA w/Injuries	1	1
112	Structure/No Building	1	1	400	Hazardous Condition	1	1
113	Cooking Fire			411	Flammable Liquid Spill		
114	Chimney			412	Natural/LP Gas Leak	1	1
116	Burner/Boiler/Furnace			424	CO Detector Activation	1	1
118	Trash/Inside Building			463	MVA no Injuries		
121	Mobile Home Residence			500	Service Call		
					Smoke/Odor Removal		
130	Vehicle (All)	1	1	531			
	Forrest/Woods/Wild Land			561	Open Burning		
141					Cover		
142	Brush/Grass			571	Assign/Standby		
150	Trash/Outside Fires			600	Good Intent Call		
163	Outside Gas/Vapor Exp			611	Cancelled en Route		
170	Garden/Orchard/Crops			710	False Malicious		
200	Over Pressure Rupture			730	False Malfunction		
240	Explosion/No Fire			740	False Unintentional		
	Fireworks Exposure/No Fire			800	Severe Weather		
243				900	Special Incident		
300	Rescues/EMS	7	7				
					TOTAL	13	13

Comments:

Respectfully Submitted,
Steve Barlow 1st A/C

CC: Commissioner DeGennaro

**Report of the Chief
January 2020**



TRAINING

SUMMARY	Training	Average	Total
	Hours Offered	Members Present	Man Hours
January	6	10	60
YTD Totals	6	10	60

Wk	Date	Lesson	Training Hours Offered	Members Present	Total Man Hours
	1/6/2020	Topic: Truck Check Instructor :ALL	2	11	22
	1/13/2020	Topic: Monthly Meeting Instructor: ALL		12	
	1/20/2020	Topic: CPR Refresher Instructor: ALL	2	8	16
	1/27/2020	Topic: OSHA	2	11	22
	1/9/2020	Fire Poilce Meeting Shenk, Sherling and Lomonaco	2	3	6
	1/6,13,20/20	Principle Of Instructions (Scanlon) 1/6,13 and 20/20	15		15
	1/25/2020	Work Detail (V. Lomanoco)	5	1	5

Comments:

Respectfully Submitted,

Steve Barlow, 1st A/C

cc: Commissioner DeGennaro