

**Village of Port Dickinson
Monthly Board Meeting
May 12, 2020
Port Dickinson Village Hall**

Officers Present:

Mayor
Trustees

Kevin M. Burke
Robert Aagre
Michael Cashman
James DeGennaro
Charles Harding
Nathan VanWhy
Susan Fox
Sandra Reifler

Attorney
Clerk
Treasurer

The meeting was called to order at 6:00 pm by Mayor Kevin Burke.

PUBLIC HEARING:

- 1. 2020-2021 Tentative Budget – Mayor Burke reported that the budget contains a tax increase of about 1.7%, under the Tax Cap.

Motion by Trustee Cashman, seconded by Trustee DeGennaro to close the Public Hearing
AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

- 2. Proposed Local Law 5-2020, “A Local Amending Chapter 62 of the Village Code entitled “Water”

Motion by Trustee Aagre, seconded by Trustee Harding, to close the Public Hearing
AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

- 3. Proposed Local Law 6-2020, “A Local Law Amending Chapter 49 of the Village Code entitled ‘Sewers’”

Motion by Trustee Aagre, seconded by Trustee Harding, to close the Public Hearing
AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

PUBLIC COMMENT:

Sandra Wood asked when new water rates would take effect and when a notice would be sent to property owners. Mayor Burke responded that he would be including a notice with the water bills mailed 6/30/2020. The new rate will begin with the July 1, 2020 billing period.

APPROVAL OF MINUTES:

Motion by Trustee Cashman, seconded by Trustee DeGennaro for a resolution to approve the April 14 & 28, 2020 minutes
AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

TREASURER’S REPORT:

On file with the Village Clerk

AUDIT AND PAYMENT OF CLAIMS: Abstract #19 (2019-2020)

Motion by Trustee Harding, seconded by Trustee DeGennaro, to pay claims as listed on the Abstract of Unaudited Vouchers for the General Fund for \$6,010.38
AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING

NAY NONE

Motion by Trustee Aagre, seconded by Trustee Cashman, to pay claims as listed on the Abstract of Unaudited Vouchers for the Water Fund for \$134.34

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

Motion by Trustee Aagre, seconded by Trustee Cashman, to pay claims as listed on the Abstract of Unaudited Vouchers for the Sewer Fund for \$2,240.00

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

TRUSTEE-COMMISSIONER REPORTS:

Administration/Community Association – Charles Harding, Trustee

Planning – Comprehensive Plan Public Open House postponed

Public Works – Michael Cashman, Trustee

Public Safety – James DeGennaro, Trustee
Reports attached

Motion by Trustee Cashman, seconded by Trustee DeGennaro, to add Ray’s Towing to the list of approved towing companies.

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

Parks, Water & Sewer – Robert Aagre, Trustee

All Water & Sewer systems are functionally properly. All water quality tests are normal and approved.

2. Park cleanup continues. The restrooms are to be power-washed this week and disinfected, then painted next week. We had all the materials in stock, so nothing had to be purchased.

3. The Children’s Play Area, basketball courts, Pavilion, and tennis courts remain closed for now, although the tennis courts may open after May 15th, depending on announcements by the County Executive.

4. Dog Walking on a Leash in the Park is now allowed and signs are to be posted regarding rules and fines for non-compliance. Pet owners MUST pick up after their dog or pay a \$50 fine.

5. Hydrant flushing will be delayed for a couple of weeks, until the beginning of June. Fenton will flush the previous week, so there may be some discoloration in the water.

Zoning Board of Appeals – none

RESOLUTIONS:

1. Motion by Trustee Harding, seconded by Trustee DeGennaro, for a Resolution approving the 2020-2021 Budget

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

2. Motion by Trustee Harding, seconded by Trustee DeGennaro, for a Resolution authorizing the Mayor to sign the Tax Collector’s Warrant

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING

NAY NONE

- 3. Motion by Trustee Aagre, seconded by Trustee Cashman, for a resolution determining that Proposed Local Law 5-2020, amending Chapter 62 of the Village Code entitled “Water”, is a Type II action, a SEQRA form is not needed

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
 NAY NONE

- 4. Motion by Trustee Aagre, seconded by Trustee Harding, for a resolution determining that Proposed Local Law 6-2020, amending Chapter 49 of the Village Code entitled “Sewers”, is a Type II action, a SEQRA form is not needed

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
 NAY NONE

- 5. Motion by Trustee Aagre, seconded by Trustee Harding, Resolution approving **LOCAL LAW NO. 5 OF 2020**

At a regular meeting of the Village Board of the Village of Port Dickinson, held at Village Hall, 786 Chenango Street in said Village on the 12th day of May, 2020, the following resolution was offered and seconded:

WHEREAS, pursuant to an Emergency Order of the Governor of the State of New York, notice was given that the Village Board will hold a Public Hearing on May 12, 2020 at 6:00 p.m. via Zoom Video Conference for Local Law No. 5 of the Year 2020 entitled “A Local Law Amending Chapter 62 of the Village Code entitled ‘Water’”; and

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

WHEREAS, said public hearing was duly held on the 12th day of May, 2020 at 6:00 p.m. and all parties attending by videoconference 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 Village Board that adoption of the proposed Local Law constitutes a Type II action as defined under 6 NYCRR 617.5(26) and (33); and

WHEREAS, the Village Board, after due deliberation, finds it in the best interest of the Village to adopt said local law.

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Port Dickinson hereby adopts said local law as Local Law No. 5-2020 entitled “A Local Law Amending Chapter 62 of the Village Code entitled ‘Water’” a copy of which is attached hereto and made a part hereof; and it is further

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

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

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
 NAY NONE

- 6. Motion by Trustee Aagre, seconded Trustee Harding, for a Resolution approving **LOCAL LAW NO. 6 OF 2020**

At a regular meeting of the Village Board of the Village of Port Dickinson, held at Village Hall, 786 Chenango Street in said Village on the 12th day of May, 2020, the following resolution was offered and seconded:

WHEREAS, pursuant to an Emergency Order of the Governor of the State of New York, notice was given that the Village Board will hold a Public Hearing on May 12, 2020 at 6:00 p.m. via Zoom Video Conference for Local Law No. 6 of the Year 2020 entitled “A Local Law Amending Chapter 49 of the Village Code entitled ‘Sewers’”; and

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

WHEREAS, said public hearing was duly held on the 12th day of May, 2020 at 6:00 p.m. and all parties attending by videoconference 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 Village Board that adoption of the proposed Local Law constitutes a Type II action as defined under 6 NYCRR 617.5(26) and (33); and

WHEREAS, the Village Board, after due deliberation, finds it in the best interest of the Village to adopt said local law.

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Port Dickinson hereby adopts said local law as Local Law No. 6-2020 entitled “A Local Law Amending Chapter 49 of the Village Code entitled ‘Sewers’” a copy of which is attached hereto and made a part hereof; and it is further

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

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

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

- 7. Motion by Trustee Cashman, seconded by Trustee Aagre, for a Resolution authorizing the Village Attorney to prepare a Local Law amending Chapter 62 of the Village Code to

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

- 8. Motion by Trustee Aagre, seconded by Trustee Harding, to schedule a Public Hearing on June 9, 2020 at 6:00PM on Proposed Local Law 7-2020 amending Chapter 62 of the Village Code entitled “Water”: changing the billing for water to 4 times per year with bills payable in February, May, August, November.

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

OLD BUSINESS:

- Mayor Burke continues to participate in teleconferences with the County Executive and municipal officials regarding COVID-19 in Broome County
- Mayor Burke has spoken with DOT regarding the drainage issue at Chenango St & Old State Rd. That street is scheduled to paved this year and he is trying to resolve the drainage issue prior to paving.

NEW BUSINESS:

- Mayor Burke reported that the tennis courts will reopen according to NYS protocol.
- Mayor Burke reported that the House of Representatives has passed a stimulus bill for local governments. It is hoped that the bill, in some form, will pass the Senate.
- Mayor Burke reported that Binghamton PreCast has blocked the entrance to the compost area. Testani LLC is allowing access from their side of the compost area however the Village may need to grade and bring in stone to keep mud from being tracked out through Testani lots.
- NYS and Broome County should be providing sales tax revenue estimates later in the week.

ADJOURNMENT: Motion by Trustee Cashman, seconded by Trustee DeGennaro for a motion to adjourn at 6:30 PM.

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING
NAY NONE

Respectfully submitted,
Susan E. Fox, Village Clerk

Village Water Consumption for : Apr-20

Read dates:	Binghamton meter	Fenton Large	Fenton Small
4/30/2020	35763900	15145144	3247808
3/31/2020	35705000	14803281	3145522
Usage	58900	341863	102286
Total cubic ft:	503049		

Read dates:	Town of Fenton Sewer Readings	Rate:	2.16
4/30/2020	50111600		cu.
3/31/2020	50030400		Ft/min
Total	81200 cu. ft.	Time:	10:00

Read dates: Wayne Ave. sewer station readings (hours):

	Pump1	Pump 2	Pump 3
3/31/2020	5732	18472.5	16983.5
3/31/2020	5703.4	18444.2	16957.2
Totals	28.6	28.3	26.3

Total hrs. 83.2

Village of Port Dickinson

Trustees:

Robert Aagre
Michael Cashman
James DeGennaro
Charles Harding

Village Hall, 786 Chenango St.
Binghamton, NY 13901
Phone: 607-771-8233
Fax: 607-771-8235

Susan E. Fox, Clerk
Sandra Reifler, Treasurer
Coughlin & Gerhart, Attorney

KEVIN M. BURKE, MAYOR

COLLECTOR'S WARRANT

STATE OF NEW YORK VILLAGE OF PORT DICKINSON

To, Susan Fox, Collector of Taxes in the Village of Port Dickinson;

Our are hereby charged with the total amount of \$426,912.00 levied on the tax roll, hereto annexed, and are authorized and directed to collect, no later than June 1, 2020 from the several persons and corporations, therein named, the amounts listed opposite their respective names, together with any interest thereon prescribed by law.

You are authorized to enforce the collection of any taxes remaining unpaid after the thirtieth day of June, as provided in Section 1432 of the Real Property Tax Law, and for so doing, this shall be your warrant.

You are directed to pay taxes collected, not later that November first, pursuant to Section 1426 of the Real Property Tax Law as follows:

To the Treasurer \$426,912.00

Given under our hand and seal of the Village of Port Dickinson this 12th day of May, 2020.

Kevin M. Burke, Mayor

**VILLAGE OF PORT DICKINSON
LOCAL LAW NO. 5 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:

The first sentence of Section 62-8.A. entitled “Rates and bills” shall be amended as follows:

Water rates shall consist of a flat operational cost of \$186.92 annually plus a charge based upon water consumption of \$5.08 per hundred cubic feet.

[The remainder of this section remains the same.]

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 on July 1, 2020.

**VILLAGE OF PORT DICKINSON
LOCAL LAW NO. 6 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:

Sewer rents shall consist of a flat operations cost of \$135.96 annually plus a charge of \$8.66 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

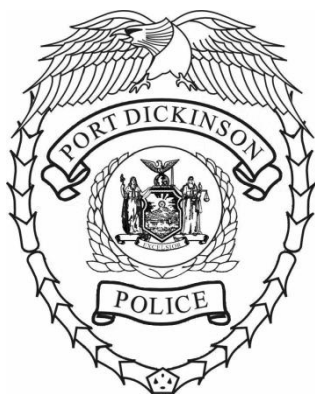
The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or 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.

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Section 4. Effective Date

This local law shall take effect on July 1, 2020.



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:	April	Police Commissioner:	Trustee J. DeGennaro
Report Year:	2020	Chief:	Douglas Pipher
Report Date:	05/01/20	Deputy Village Clerk:	Corina M. Beames

Total Complaints Received: 58 (101)

Med calls-6
MVA/injury-1
MVA/PD-1
DV-1
Check welfare-3
Suspicious-3
Civil-1
Disturbance-1
Assist child protective-1
PDFD-1
Harassment-1
V & t-1
Domestic-1
Open door-1
Public health-1

Miscellaneous-32 *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-(2)

Binghamton PD

Stolen vehicle-1

NYSP

Fire-1

Vehicle and Traffic Enforcement

- TSLE&D Issued-12
- Miscellaneous-
- 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-0

Aggressive driving-2

Parking tickets issued-(0)

Charges-0(1)

Patrol vehicle #492

- A. Starting Mileage-35943
- B. Ending Mileage-36500
- Total Mileage-557
- B. Fuel: ***See Fuel Report Read Out From Company

Patrol Vehicle #491

- A. Starting Mileage -86387
- Ending Mileage- 88403
- Total Mileage-2016
- B. Fuel: ***See Fuel Report Read Out From Company

**Report of the Chief
April 2020**

SUMMARY	Training Hours	Average Members	Total Man
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TRAINING

	Offered	Present	Hours
April			
YTD Totals		9	140
Non Department 35 Training	90		114

Wk	Date	Lesson	Training Hours Offered	Members Present	Total Man Hours
2/3 - 2/7/20		Topic: Fire Officer 3 (M Griswold) Instructor : Rob Johnson NYOFPC	40	1	40
2/24- 2/27/20		Topic: Fire Officer 3 (M Griswold) Instructor : Rob Johnson NYOFPC	40	1	40
		No April Training Covid-19			

Comments:

**Report of the
CHIEF
April 2020**



Alarms

ALARMS		RESPONSE		TIMES	
Fire	13	Avg Members Response (F)	4	Med Avg	1
EMS	4	Avg Alarm to Response	0:05	0700-1500	8
Standby		Avg Alarm to Arrival	0:03	1500-2300	6
Total	17	Total Time in Service (hh:mm)	3:08	2300-0700	3
MUTUAL AID		LOCATION		DOLLAR LOSS/VALUE	
Given	8	Village of Port Dickinson	5	Fire Loss	
Received		Town of Dickinson	1		
Engine 99		Town of Fenton	9		
No Tone		Town of Chenango			
		Town of Kirkwood	2		
		City of Binghamton			
		Other			
CASUALTIES					
		Fire Service Injured			
		Fire Service Death	0		
		Civilian Injured	0		
		Civilian Death	0		

CODE	DESCRIPTION		YTD	CODE	DESCRIPTION		YTD
111	Building Fire	1	1	322	MVA w/Injuries	1	5
112	Structure/No Building		1	400	Hazardous Condition	2	4
113	Cooking Fire			411	Flammable Liquid Spill		
114	Chimney			412	Natural/LP Gas Leak	1	2
116	Burner/Boiler/Furnace			424	CO Detector Activation	1	2
118	Trash/Inside Building			463	MVA no Injuries		
121	Mobile Home Residence			500	Service Call		
130	Vehicle (All)	1	2	531	Smoke/Odor Removal		
141	Forrest/Woods/Wild Land			561	Open Burning		
142	Brush/Grass			571	Cover Assign/Standby		1
150	Trash/Outside Fires	1	1	600	Good Intent Call		
163	Outside Gas/Vapor Exp			611	Cancelled en Route		
170	Garden/Orchard/Crops			710	False Malicious	2	2
200	Over Pressure Rupture			730	False Malfunction		1
240	Explosion/No Fire			740	False Unintentional	3	11
243	Fireworks Exposure/No Fire			800	Severe Weather		

300	Rescues/EMS	4	21	900	Special Incident		
					TOTAL	17	54