

**Village of Port Dickinson  
Monthly Board Meeting  
June 12, 2012  
Port Dickinson Elementary School**

<b>Officers Present:</b>	<b>Mayor</b>	<b>Kevin M. Burke</b>
	<b>Trustees</b>	<b>Robert Aagre Michael Cashman James DeGennaro Richard Felo</b>
	<b>Attorney</b>	<b>Jeffrey Jacobs</b>
	<b>Clerk</b>	<b>Susan Fox</b>
<b>Excused</b>	<b>Treasurer</b>	<b>Cheryl Miller</b>

The regular monthly meeting was called to order at 6:00 pm.

Motion by Trustee Cashman, seconded by Trustee Aagre, to approve the minutes of the 5/8/12 meeting.

AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
NAY NONE

**PUBLIC COMMENT:**

- Question regarding “double dipping”. Trustee Cashman responded that there are 2 Police Officers that are drawing retirement funds and are working for the Village Police Department for less than \$30,000/yr to stay under the maximum allowable per year. There are no other full-time employees who are receiving pensions under the NYS system.
- Question regarding the credit to be offered by the Binghamton/Johnson City Sewage Treatment Plant. Engineer Lake represented the Village at the 6/7 meeting where repair and upgrades of the plant were discussed as well as user fees. He will pass information along as it becomes available.
- Comment regarding municipalities providing rain barrels and compost bins to residents. Mayor Burke responded that recycling and conservation is encouraged and the municipalities must be able to bear the cost of such programs.

**TREASURER’S REPORT:**

To be filed with the Village Clerk

**AUDIT AND PAYMENT OF CLAIMS:**

Motion by Trustee Felo, seconded by Trustee Aagre, to pay claims No. 1-41 and 57-60 as listed on the Abstract of Unaudited Vouchers for the General Fund for \$38,866.39

AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
NAY NONE

Motion by Trustee Aagre, seconded by Trustee Cashman, to pay claim No. 15, 23 and 46-56 as listed on the Abstract of Unaudited Vouchers for the Water Fund for \$10,628.13

AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
NAY NONE

Motion by Trustee Aagre, seconded by Trustee DeGennaro, to pay claims No. 13, 42-45 and No 61 as listed on the Abstract of Unaudited Vouchers for the Sewer Fund for \$95,338.63

AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE

**COMMUNICATIONS:**

- Certificate of Insurance received for The Team Camp (teener baseball).

**COMMITTEE REPORTS:**

**Administration/Community Association:** Written report on file with the Village Clerk.

**Parks/Water/Sewer:** Written report on file with the Village Clerk.

**Planning Board:** None

**Public Safety:** Written report on file with the Village Clerk.

**Public Works:** Written report on file with the Village Clerk

**Zoning:** None

**OLD BUSINESS:**

**RESOLUTIONS:**

1. Motion by Trustee DeGennaro, seconded by Trustee Aagre, for a resolution establishing a water rate of \$1.75/100 cf and operational charge for water of \$100.89/yr pursuant to Section 62-8 of the Village Code.  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE
2. Motion by Trustee Aagre, seconded by Trustee Cashman, for a resolution establishing a sewer rate of \$4.19/100 cf and operational charge for sewer of \$86.85/yr pursuant to Section 62-8 of the Village Code.  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE
3. Motion by Trustee Felo, seconded by Trustee DeGennaro, for a RESOLUTION DETERMINING THE ENVIRONMENTAL NON-SIGNIFICANCE UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW LAW OF THE PROPOSED MUNICIPAL BUILDING ACCESSIBILITY PROGRAM  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE
4. Motion by Trustee Aagre, seconded by Trustee DeGennaro, for a RESOLUTION DETERMINING THE ENVIRONMENTAL NON-SIGNIFICANCE UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW LAW OF THE PROPOSED Wayne Avenue Pump Station Project  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE
5. Motion by Trustee Aagre, seconded by Trustee Felo, for a Resolution awarding bid for the Wayne Ave. Pump Station Project to Vacri Construction for \$77,000  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE
6. Motion by Trustee Cashman, seconded by Trustee Felo, for a Resolution effective June 1, 2012 amending the Village of Port Dickinson Personnel Policy as follows:

**ARTICLE 14 - VACATIONS**

- 1.) All employees, covered by this document shall be entitled to vacations as follows:

Five (5), days during the first year after six (6) months of service.  
 Ten (10) days after completion of two (2) through four (4) years of service  
 Fifteen (15) days after five (5) years of service  
 Twenty (20) days after ten (10) years of service  
 Twenty-five (25) days after (25) years of service

- 2.) Employees may carry over a maximum of five (5) days of vacation time during the first five (5) years of service; maximum of ten (10) days after five (5) years of service.
- 3.) Vacations Accruals for Police Officers:
  - One (1) week vacation equates to two (2) days off.
  - Two (2) weeks vacation equates to four (4) days off.
  - Three (3) weeks vacation equates to six (6) days off.
  - Four (4) weeks vacation equates to eight (8) days off.
  - Five (5) weeks vacation equates to ten (10) days off.

AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE

**NEW BUSINESS:**

1. Motion by Trustee DeGennaro, seconded by Trustee Felo, for a resolution scheduling a Public Hearing on 7/10/12 at 6:00pm on Proposed Local Law 7-2012, A LOCAL LAW OF THE VILLAGE OF PORT DICKINSON AMENDING CHAPTER 30 OF THE VILLAGE CODE ENTITLED "DUMPING"  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE
2. Mayor Burke has distributed a letter to all Trustees reminding them that there should be no expenditures for capital equipment, or major purchases, that were not included in the 2012-2013 budget.
3. The Mayor and Village Attorney have been contacted by a party interested in building a multi-family dwelling at the corner of Chenango St & King Ave. He will need permission from the Village Board to proceed as the zoning is PUD. He has been researching building in the flood plain and requirements to comply with current flood maps.
4. Attorney Kline reported that he has been in contact with Trustee DeGennaro and Code Officer Broughton regarding pending matters. They will proceed with legal action vs. R. Chapman, the Treaster property has been cleaned up, and the Dale Family is making progress so the legal action will be withdrawn. The Randall property, State St, is being monitored for progress toward demolition.
5. The Mayor has sent a letter of support to Broome County Planning for a year-round farmer's market project at Otsiningo Park.
6. July and August meetings will be at the Park. There will be no work sessions for those months. Special meeting(s) may be needed as the Village Hall renovation project proceeds.
7. The Watson Ave pump station project is proceeding with DEC and the Mayor expects to be attending an informational meeting within the next couple of weeks.

Motion by Trustee DeGennaro seconded by Trustee Aagre to adjourn at 7:00 pm.

Respectfully submitted,  
 Susan E. Fox, Village Clerk

A RESOLUTION DETERMINING THE ENVIRONMENTAL NON-SIGNIFICANCE  
UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW LAW OF THE PROPOSED MUNICIPAL  
BUILDING ACCESSIBILITY PROGRAM

The Board of Trustees of the Village of Port Dickinson, duly convened in regular session, does hereby resolve as follows:

Pursuant to, and in accordance with, the provisions of section 617.6 (Initial Review of Actions and Establishing Lead Agency) of the New York State Environmental Quality Review Regulations (6 NYCRR part 617) the Board of Trustees of the Village of Port Dickinson hereby makes the following determinations and classifications with respect to the proposed municipal building accessibility program in said Village (hereinafter referred to as the "Action").

1. The Board of Trustees of the Village of Port Dickinson (hereinafter referred to as "Board of Trustees") hereby determines that the Action is subject to SEQR.
2. The Board of Trustees hereby determines that the Action does involve other agencies.
3. The Board of Trustees hereby makes a preliminary classification of the Action as an Unlisted Action.
4. The Board of Trustees hereby finds and determines that it is, and will be, the lead agency with respect to the adoption of, and approval of, the above-described Action.
5. The Board of Trustees hereby finds and determines that: (a) it has considered the Action, reviewed the full environmental assessment form, reviewed the criteria set forth in 6 NYCRR section 617.7(c), thoroughly analyzed the relevant areas of potential environmental concern, and has duly considered all of the potential project environmental impacts and their magnitude in connection with the proposed Action; (b) the project (to wit, the handicap accessible improvements to be made to the Village Hall) will not result in any large and important environmental impacts, and, therefore, is one which will not have a significant impact on the environment; and (c) the reasons supporting this determination are set forth on the attached Notice of Determination of Non-Significance with respect to this project (a copy of which said form is on file in the Office of the Village Clerk of the Village of Port Dickinson) and the attached Environmental Review Record..
6. The Board of Trustees, as Lead Agency with reference to the above-described project, hereby:
  - (a) adopts a negative declaration pursuant to 6 NYCRR section 617.7 with respect to the project,
  - (b) authorizes the Mayor of the Village of Port Dickinson to sign a negative declaration determination of non-significance with respect to the project, and
  - (c) authorizes the Village Clerk of the Village of Port Dickinson to forward a copy of said negative declaration determination of non-significance to the New York State Department of Environmental Conservation, Broome County Department of Planning and Economic Development, New York State Commissioner of Agriculture and Markets, and New York State Office of Parks, Recreation and Historic Preservation, New York State Office of Community Renewal.
7. This Resolution shall take effect immediately.

Proposed LOCAL LAW OF THE VILLAGE OF PORT  
DICKINSON AMENDING CHAPTER 30 OF  
THE VILLAGE CODE ENTITLED  
“DUMPING”

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

Section 1.

Chapter 30 of the Village Code (Dumping) adopted January 13, 1998 as Local

Law No. 1-1998, as amended, be and hereby is amended by this Local Law as follows:

**§ 30-3A (Garbage and Rubbish Removal)**, paragraph A, is hereby amended to provide as follows:

A. The person in control of any private lands in the Village shall arrange at his own cost and expense for the removal at least once a week of all garbage and rubbish including but not limited to furniture and appliances generated from said lands which shall be placed at the curb line not earlier than 5:00 PM on the evening preceding the collection day in suitable containers including garbage cans, recycling bins, and lawn debris containers or securely stacked in bundles so as to prevent blowing and scattering. All of such containers shall be removed from the curb area by said person in control of such lands and stored at a location adjacent to or behind the structure on said premises by 8:00 PM on the collection day.

Section 2.

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

Section 3.

This Local Law shall take effect when it is filed in the Office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.