

**Village of Port Dickinson  
Monthly Board Meeting  
July 10, 2012  
John & Jeanne Wilfley Park**

<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>Treasurer</b>	<b>Cheryl Miller</b>

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

**PUBLIC HEARINGS:**

1. Proposed Local Law 7-2012, A LOCAL LAW AMENDING CHAPTER 30 OF THE CODE OF THE VILLAGE OF PORT DICKINSON Entitled "Dumping"  
Mayor Burke explained that his amendment would change the Village Code to require refuse receptacles to be removed from the curb by 8:00 PM on the day that they are emptied.

Motion by Trustee Aagre, seconded by Trustee DeGennaro, to close the Public Hearing:  
AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO

**PUBLIC COMMENT:**

- Mrs. Wood thanked Trustee Aagre for his information letter regarding the new water billing method
- Mrs. Wood asked if there was any way to publicize the meetings on a sign near Village Hall. Trustee Cashman will check with Public Works regarding the availability of the sandwich board sign.
- Steve Horoschak requested the status of the removal of telephone poles on Chenango Street. Robert Sherling, State St resident, responded that Verizon had started transferring wires and removing poles on State St. and would be moving on to Chenango St once they were done there.
- Steve Horoschak thanked the Village Board for the updated website and Trustee Aagre for the letter explaining the new water billing method.
- Steve Horoschak asked if the Towns of Dickinson & Fenton will be contributing for the capital improvements to the Wayne Ave. pump station. Mayor Burke replied that the Village intends to review the contracts with the 2 towns and proceed accordingly.

**TREASURER'S REPORT:**

Written report will be on file with the Village Clerk.

**AUDIT AND PAYMENT OF CLAIMS:**

Motion by Trustee Felo, seconded by Trustee DeGennaro, to pay claims No. 1-39 and 46-47 as listed on the Abstract of Unaudited Vouchers for the General Fund for \$17,761.85

AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
NAY NONE

Motion by Trustee Aagre, seconded by Trustee Cashman, to pay claim No. 41-43 as listed on the Abstract of Unaudited Vouchers for the Water Fund for \$27,707.66

AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE

Motion by Trustee Aagre, seconded by Trustee DeGennaro, to pay claims No. 44-45 and 48 as listed on the Abstract of Unaudited Vouchers for the Sewer Fund for \$8,473.49

AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE

Motion by Trustee Felo, seconded by Trustee DeGennaro, to pay claims No. 40 and 49 as listed on the Abstract of Unaudited Vouchers for the Capital Projects Elevator for \$8,152.09

AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE

### **COMMUNICATIONS:**

#### **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 Felo, seconded by Trustee DeGennaro, for a Resolution renewing the towing and vehicle storage impound agreement with Dick's Garage  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE
2. Motion by Trustee Aagre, seconded by Trustee DeGennaro, for a Resolution correcting the 2012 Tax Roll for 6 James Ave, 128.76-1-4, to include the aged exemption of 50%:  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE
3. Motion by Trustee Felo, seconded by Trustee Aagre, for a Resolution Adopting the SEQR Determination the Proposed LOCAL LAW 7-2012 AMENDING CHAPTER 30 OF THE CODE OF THE VILLAGE OF PORT DICKINSON Entitled "Dumping" Does Not Require Environmental Review  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE
4. Motion by Trustee Aagre, seconded by Trustee DeGennaro, for a Resolution Adopting Local Law 7-2012, AMENDING CHAPTER 30 OF THE CODE OF THE VILLAGE OF PORT DICKINSON Entitled "Dumping"  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE

5. Motion by Trustee Cashman, seconded by Trustee Felo, for a Resolution authorizing the Village of Port Dickinson to Participate with Broome County Steering Committee Update of the Broome County Hazard Mitigation Plan  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE
  
6. Motion by Trustee Aagre, seconded by Trustee DeGennaro, for a Resolution authorizing Bid Packets for the Community Development Block Grant Building Renovation Project to be ready on 8/6/12, returnable on 8/21/12 at 3PM and a Special Meeting of the Village Board to be held at 5:00PM on 8/28/12 at the Village Park.  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE

**NEW BUSINESS:**

1. Letter received from Andrea Rutherford, 805 Chenango St, regarding a plan to complete work on the property to remedy Code violations.  
 Motion by Trustee Cashman, seconded by Trustee Felo, authorizing the Mayor and Village Attorney to commence legal action for Code Violations at 805 Chenango St if the property is not in compliance with the Village Code by 8/31/12.  
 AYE TRUSTEES AAGRE, CASHMAN, DEGENNARO, FELO  
 NAY NONE
  
2. Mayor Burke received notice for Supervisor Kniffen that payments to the Joint Sewage Treatment Plant cannot be held up without penalties being imposed.
3. Mayor Burke attended a meeting with County Executive Preston and municipal leaders
  - a. The County has contracted with a grant writer from Syracuse and services will be available to municipalities at the County rate
  - b. County Purchasing information has been disbursed to municipalities wishing to make purchases under County pricing
  - c. The County Executive's Office continues to review the sales tax split and may not be able to implement a repeal of the law at one time. The change may have to be implemented in parts due to the impact on the County budget.
  - d. The County continues to work on development of a countywide Road Use plan

Motion by Trustee Cashman, seconded by Trustee DeGennaro, to adjourn at 6:30 pm.

Respectfully submitted,  
 Susan E. Fox, Village Clerk

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.

ADOPTION BY THE BOARD OF TRUSTEES  
OF THE VILLAGE OF PORT DICKINSON OF  
LOCAL LAW NO. 7-2012

WHEREAS, a resolution was duly adopted by the Board of Trustees of the Village of Port Dickinson for a public hearing to be held by said Board at the Port Dickinson Jeanne & John D. Wilfley Community Park Pavilion in said Village, at 6:00 o'clock P.M. on July 10, 2012 to hear all interested parties on a proposed Local Law entitled "A Local Law of the Village of Port Dickinson Amending Chapter 30 of the Village Code Entitled 'Dumping'", as amended, and

WHEREAS, notice of said public hearing was duly advertised in the Press & Sun-Bulletin, the official newspaper of the Village, on June 24, 2012, and posted on the Village Clerk's sign board on June 20, 2012, and

WHEREAS, said public hearing was duly held at the Port Dickinson Jeanne & John D. Wilfley Community Park Pavilion at 6:00 o'clock P.M. on July 10, 2012, 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 Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) ("SEQR"), it has been determined by the Board of Trustees that adoption of the proposed Local Law does not constitute an action as defined and could be considered without further regard to SEQR, and

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

NOW, THEREFORE, the Board of Trustees hereby adopts said Local Law as Local Law No. 7-2012 entitled "A Local Law of the Village of Port Dickinson Amending Chapter 30 of the Village Code Entitled 'Dumping'", a copy of which is attached hereto and made a part hereof, and the Village Clerk be and she 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.

**RESOLUTION AUTHORIZING VILLAGE OF PORT DICKINSON  
TO PARTICIPATE WITH BROOME COUNTY  
STEERING COMMITTEE UPDATE OF BROOME COUNTY  
HAZARD MITIGATION PLAN**

WHEREAS, in 2008 all Broome County municipalities adopted the Broome County Hazard Mitigation Plan (the “HMP”) and it was approved by FEMA, and

WHEREAS, by federal regulation the HMP must be formally updated each five years in order for participating municipalities to be eligible for various FEMA grant programs, and

WHEREAS, the Broome County Department of Planning and Economic Development is willing to lead such HMP update effort, and

WHEREAS, the Village of Port Dickinson is desirous of participating in the steering committee charged with preparation of portions of the updated HMP,

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Village of Port Dickinson in regular session duly convened that the Mayor be and hereby is authorized to execute the attached Letter of Intent to participate in the Broome County Hazard Mitigation Plan Update Project.

This resolution shall take effect immediately.