



Town Clerk
Leonard J. Perfetti

Town of Union

Town Board
Rose A. Sotak, *Supervisor*
Thomas R. Augustini, *Councilman*
Frank J. Bertoni, *Councilman*
Robert Mack, *Councilman*
John M. Bernardo, *Councilman*

TOWN OF UNION BOARD MEETING

October 3, 2018

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, October 3, 2018 at 7:00 P.M. in the Town Board Room, 3111 East Main Street, Endwell, New York.

BOARD MEMBERS PRESENT: Supervisor Rose A. Sotak, Councilman Thomas R. Augustini, Councilman Frank J. Bertoni, Councilman Robert Mack, Councilman John M. Bernardo.

TOWN OFFICIALS PRESENT: Deputy Town Attorney Kurt D. Schrader, Town Clerk Leonard J. Perfetti, Deputy Town Clerk Rebecca Kruczkowski.
Absent: Town Attorney Alan J. Pope

Also in attendance was Broome County Deputy Commissioner of Aviation Mark D. Heefner, Broome County Legislators Jason Shaw and Greg Baldwin, Zoning Board of Appeals member Giuseppe Roberto.

Supervisor Rose A. Sotak opened the meeting with the Pledge of Allegiance to the Flag.

Town Clerk Leonard J. Perfetti presented the Tentative 2019 Budget to the Town Board.

PUBLIC HEARINGS:

A Public Hearing was called for Wednesday, September 19, 2018, at 7:00 P.M. to consider input on the Proposed Code Changes - Chapter 300, Section 52 - Sign Regulations of the Zoning Code.

Pub. & Posted 9/9/18.

The Public Hearing was held open until the October 3, 2018 meeting to allow for further comments to be received.

Paul Simonet, Park Outdoor Advertising, provided comments regarding the digital sign special permit renewal requirements, sizes and heights of the digital signs and the length of the digital messages. He recommends that the Town consider making the sign regulations correspond with the New York State Department of Transportation's regulations.



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Councilman Robert Mack asked if he presented these recommendations to the Town Planning and Zoning Boards.

Mr. Simonet said he has not given these recommendations to them.

Supervisor Rose A. Sotak closed the Public Hearing and said the Board is still researching these changes and are not prepared to vote on this matter.

BIDS: None.

APPROVAL OF MINUTES:

Moved by Augostini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board Meeting held on Wednesday, September 19, 2018.
Carried.

HEARING OF VISITORS:

Grace Andres, 1902 Nanticoke Drive, Endicott, complained about the property next door to her at 1901 Bradley Creek Road, Endicott, owned by Joseph Mauro. She said there are five pending code violations that they have been cited for that include roof repairs not done to code, unstable awning and balcony, a dilapidated detached garage, parking a car in the front yard and high grass. She said that the parking on the front lawn is a danger because it blocks visibility at the busy intersection. She further said her husband is a K-9 Officer and his police vehicle had two flat tires due to the nails in their driveway from the attempted roof repairs, causing him to not be able to respond to a police call. She said that court dates have been postponed numerous times and asked what could be done to remedy these problems and if the Town could have the State Police or Sheriff's Department ticket them for the parking on the lawn.

Deputy Town Attorney Kurt D. Schrader said he does not know about this particular case and that the Town cannot tell the Sheriff or State Police what to enforce. He further said all the Town Board can do is maintain the office staff to investigate the violations, but he has offered to contact the court to see when the trial is scheduled.

Mark Heefner, Broome County Deputy Commission of Aviation, spoke on behalf of County Executive Jason Garner. He gave a summary of the 2019 County Budget, highlighting some accomplishments made through tax cuts, investments and in the workforce in Broome County. He also spoke about his department, the Greater Binghamton Airport.



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Cindy Harris, 1006 Autumn Drive, Endwell spoke on the continuing drug problem at 1030 Autumn Drive, Endwell, and asked what more they can do to have this house locked down.

Deputy Town Attorney Kurt D. Schrader said he is monitoring all the emails that have been sent to him from the neighbors to establish probable cause for the lockdown. He further said that the need of signed affidavits from the neighbors would go a long way in establishing points to move this forward.

Mrs. Harris asked if cameras would help in gathering usable evidence. She further said she watched a car pull up to the house the other day with four young girls who jumped out, ran into the house for about five minutes and then left.

Deputy Town Attorney Kurt D. Schrader said he could introduce video evidence in court and this is the kind of activity that should be reported to establish a pattern of a public nuisance.

Councilman Robert Mack said the Board is looking at the budget to try to purchase cameras.

Councilman Frank J. Bertoni said the Board would then have to talk with the Sheriff's Department about monitoring them, since the Town does not have the means to do so.

Councilman John M. Bernardo stated that if the Sheriff's Department is willing to monitor the cameras, the Town Board would be willing to pass a resolution to purchase them.

Broome County Legislator Jason Shaw said that the placement of the cameras are secretive and if the knowledge of their placements are known, they would obviously be ineffective. He also said cameras will not solve all the problems and that the neighbors have to be proactive.

Councilman Thomas R. Augostini has spoken with Captain Pat Garey of Endicott Police who said Endicott Police are willing to offer assistance but want to make sure it's a productive endeavor.

Nathaniel Robertson, 309 W. Main Street, Endicott, spoke on the need of revitalizing the Town to keep the young people here. He suggested the Town redevelop the parks to include non-traditional sports such as skateboarding and long boarding.

Heather Staley, 309 W. Main Street, Endicott, a candidate for Town Council, said that she and her running mate have had a number of their political signs stolen or removed from private property. She said she contacted the owner of the property and was told he has decided to not allow political signs any longer. She wanted to make her competitors aware that if their signs were missing, they did not steal them.



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Michael Maione, 2616 Ashton Court, Endicott, spoke in response to Nathaniel Robertson's comments. He said he is a member of a group called AgZeit that is trying to build an indoor agricultural growing facility in the Burt's Building on Washington Avenue. He also said that Sr. Planner Marina Lane is a great employee who he feels does not get enough credit for what she does.

As no one else wished to speak, Supervisor Rose A. Sotak closed the first Hearing of Visitors.

COMMUNICATIONS FOR FILING:

1. Moved by Augostini, seconded by Bertoni to refer the letter from Todd Hollenbeck, 1705 Union Center Maine Highway, Endicott, in regards to the flooding of his property due to the filling in of property at 1715 Union Center Maine Highway to Commissioner of Public Works Louis V. Caforio.
Carried.

COMMUNICATIONS FOR ACTION:

1. Moved by Augostini, seconded by Bertoni to refer the letter from Danny Fitzpatrick, LaFayette Town Supervisor, to Supervisor Rose A. Sotak, requesting the Town consider drafting a local law in support of the Broome/Cortland/Onondaga Forest, Farm and Home Preservation Alliance (BCO Alliance) to stop the construction of the proposed NYSEG power line corridor that runs from the Town of Onondaga, NY and terminates in Johnson City, NY, to the Town Board.
Carried.

2. Moved by Augostini, seconded by Bertoni to approve the Email from Darin DiPiazza, General Sales Manager, WBNG-TV/Binghamton's CW, to Supervisor Rose A. Sotak, requesting the use of Highland Park, two shelters and the gym for the No Shave November 5K on November 10, 2018; to waive the fees for use of the facilities and refer it to Commissioner of Public Works Louis V. Caforio and Parks Director Ray Vanderpoel.
Carried.

3. Moved by Augostini, seconded by Bertoni to approve the 2019 Proposed Budget for the West Corners Fire District and refer it to Comptroller Laura J. Lindsley.
Carried.

4. Moved by Augostini, seconded by Bertoni to approve the 2019 Proposed Budget for the Union Center Fire Company and refer it to Comptroller Laura J. Lindsley.
Carried.

5. Moved by Augostini, seconded by Bertoni to approve the 2019 Proposed Budget for the West Endicott Fire District and refer it to Comptroller Laura J. Lindsley.



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Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Mack, seconded by Bernardo to approve the following 2018 Budget Transfers:

Decrease:	20 8021 1040	Overtime	\$ 1,065.53
Decrease:	20 8021 4403	Printing	\$ 33.00
Decrease:	20 8021 4601	Travel & Expense	\$ 238.42
Decrease:	20 8021 4603	Legal Notices	\$ 100.00
Increase:	20 8021 4401	Equip. Maintenance	\$ 1,436.95

Carried.

(Prepared Resolution filed as part of these minutes authorizing a change in the date of the Town Board meeting of November 21, 2018 to November 20, 2018 due to the budget deadline. Work Session will be at 5:30 pm and the Town Board Meeting will be at 7:00 pm.)

Res. by Bertoni, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

Moved by Bertoni, seconded by Augostini to appoint Mary Lou Fahs to the position of Social Service Examiner retroactive to October 1, 2018 at a rate established by the CSEA Agreement and subject to full-time pre-employment requirements.

Carried.

Moved by Bertoni, seconded by Augostini to authorize Supervisor Rose A. Sotak to sign the 2018-2019 FFY CDBG Grant Agreement.

Carried.

(Prepared Resolution filed as part of these minutes the intent of the Town of Union to declare as Lead Agency in an Unlisted Action under State Environmental Quality Review Act (SEQRA) for the proposed development of the Chugnut Trail Extension. The Town of Union shall notify other involved and/or interested agencies of the Town's intent to act as Lead Agency.)

Res. by Bertoni, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize the purchase of One (1) New and Unused 2019 Chevrolet Silverado 3500 HD (CK36403) 4 WD Reg Cab 162" WB, 83.58" CA WT, Dual Rear Wheel (DRW) with purchase price of \$31,810.37 from National Auto Fleet



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Group through Sourcewell (formally known as NJPA) 120716-NAF. This would replace B-58 which would be declared as surplus and be sold by Auctions International. Monies for this purchase would be paid out of the 2018 Capital Budget previously approved by the Town Board.)

Res. by Bernardo, seconded by Mack.
The Resolution was adopted.

Vote: All yes.

Moved by Bernardo, seconded by Mack to approve the advertisement of Bids to Outfit One (1) New and Unused 2019 Chevrolet 3500 Cab & Chassis with Dual Rear Wheels, 162” Wheel Base. Bids to be received by Town Clerk Leonard J. Perfetti on Monday, October 29, 2018 at 10:00 A.M. at which time they will be opened and read aloud.
Carried.

HEARING OF VISITORS:

As no one wished to speak, Supervisor Rose A. Sotak closed the second Hearing of Visitors.

DEPARTMENT REPORTS ON FILE IN THE TOWN CLERK'S OFFICE:

Moved by Augustini, seconded by Bertoni to receive and file the following Department Reports:

1. Minutes of the Village of Endicott Board of Trustees – June 12, 2018 & July 10, 2018.
2. Town of Union Planning Department Decision – Site Plan Approval – AT & T Emergency Back-up Generator, AT & T Location Code: 10108279, 331 Skye Island Drive, Endicott, Tax Map # 141.13-1-14.1.
Carried.

ADJOURNMENT:

Moved by Augustini, seconded by Bertoni to adjourn the meeting.
Carried.

The meeting was adjourned at 8:20 P.M.

LJP/bk

Leonard J. Perfetti,
Town Clerk