



Town Clerk
Leonard J. Perfetti

Town of Union

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

TOWN OF UNION BOARD MEETING

December 5, 2018

The Regular meeting of the Town Board of the Town of Union was held on Wednesday, December 5, 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. Augostini, Councilman Frank J. Bertoni, Councilman Robert Mack, Councilman John M. Bernardo.

TOWN OFFICIALS PRESENT: Town Attorney Alan J. Pope, Town Clerk Leonard J. Perfetti, Deputy Town Clerk Karen Gance.

Also in attendance was Johnson City Mayor Greg Deemie.

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

PUBLIC HEARINGS:

A Public Hearing was called for on Wednesday, December 5, 2018 at 7:00 P.M. in relation to the proposed increase and improvement of the facilities of the Water District in said Town, consisting of a rotating pump assembly, including incidentals thereto, at a maximum estimated cost of \$10,000.00.

Pub. & Posted: 11/25/18.

As no one wished to speak, Supervisor Rose A. Sotak closed the Public Hearing.

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 November 20, 2018.

Carried.



Town of Union

HEARING OF VISITORS:

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

COMMUNICATIONS FOR FILING:

Moved by Augostini, seconded by Bertoni to receive and file the following Communications:

1. Binghamton University Start-Up NY Campus Plan Amendment #7 – 11/21/18.
2. Foreclosure Summons – Lakeview Loan Servicing, LLC vs. Stephanie L. Bryan a/k/a Stephanie Bryan; Christopher Coe; Town of Union; Manufacturers and Trust Company; United States of America; State of New York; John Doe #1-50, and Mary Roe #1-50. For 156 N. Harrison Street, Johnson City, New York.
3. Village of Endicott Board of Trustees Minutes – October 30, 2018.
4. G. Hughes Network – CAF Broadband Capital (AC & 58) July 19, 2018 General Project Plan.
5. Notice of Retirement from Paul A. Nelson, Director of Planning, effective December 29, 2018.
6. Notice of Public Hearing to be held by the Broome County Industrial Development Agency on December 17, 2018 at 5:00 PM at the Village of Endicott Village Hall regarding the financing for 600 High Avenue, LLC to purchase 600 & 601 High Avenue, Endicott. Carried.

COMMUNICATIONS FOR ACTION:

1. Moved by Augostini, seconded by Bertoni to refer the Notice of Claim – Carly Strong vs. Village of Endicott, Town of Union and Broome County to Town Attorney Alan J. Pope. Carried.
2. Moved by Augostini, seconded by Bertoni to refer the email from Terry D. Hoover, 2943 Pleasant Drive, Endwell, regarding the storm drain in front of his house pushing up his driveway, causing scraping under his car when entering or exiting to Commissioner of Public Works Louis V. Caforio and Highway Superintendent Chester Kupiec. Carried.
3. Moved by Augostini, seconded by Bertoni refer the letter from Highland Green Homeowners' Association, 114 Patio Drive, Endwell, to Commissioner of Public Works Louis V. Caforio regarding estimates to repair Storm Water/Sewage Flooding at the Highland Green



Town of Union

Townhouse Complex, and asking the Town for support and financial assistance in solving the problem to Town Attorney Alan J. Pope, Commissioner of Public Works Louis V. Caforio and Planning Director Paul A. Nelson.

Carried.

4. Moved by Augustini, seconded by Bertoni to refer the letter from Alfred Paniccia, Jr, Attorney, Centre Plaza, Suite 400, 53 Chenango Street, Binghamton, requesting a street light be installed near his parents' house at 790 Ethel Street, Endicott, to Commissioner of Public Works Louis V. Caforio and the Street Lighting Committee.

Carried.

5. Moved by Augustini, seconded by Bertoni to refer the letter from Moira Shirvan, 2714 William Street, Endwell, to Town Clerk Leonard J. Perfetti requesting Handicapped Parking signs be installed in front of her property due to her handicapped ramp being blocked a neighbor who parks a commercial van there at all times, and parking only on her side of the street, making it near to impossible for the Medivan to pick her up, to Commissioner of Public Works Louis V. Caforio and Highway Superintendent Chester Kupiec.

Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

(Prepared Resolution filed as part of these minutes to adopt the Flexible Compensation Plan for the Town of Union qualifying as a "Cafeteria Plan" within the meaning of Section 125 (d) of the Internal Revenue Code for the plan year 1/1/19 to 12/31/19.)

Res. by Bernardo, seconded by Bertoni.

Vote: All yes.

The Resolution was adopted.

Moved by Bernardo, seconded by Bertoni to approve the attendance of David Conklin and Ken Jennison, Code Enforcement Officers, to the Finger Lakes Building Officials Education Conference on March 10-13, 2019, at the RIT Inn and Conference Center in W. Henrietta, New York. The Educational Conference accounts for all the required 24 hours of training. Authorization to include Registration fees of \$390.00 per person, use of a Town vehicle, meals not covered in registration from dinner on March 10 through lunch on March 13, 2019, and hotel fees at \$119.00 per person per night for 3 nights.

Carried.

Moved by Bernardo, seconded by Bertoni to approve the attendance of Roger Walburn at the Code Enforcement Training at the New York State Fire Academy in Montour Falls on the following dates:



Town of Union

January 29-31, 2019	Introduction to Code Enforcement Part 1
March 19-21, 2019	Introduction to Code Enforcement Part 2
April 16-18, 2019	Inspection Procedures for Existing Structures
May 21-23, 2019	General Construction Principles
June 25-27, 2019	Residential Code of New York State
July 23-25, 2019	Building Code of New York State

The State requires 6 courses to obtain certification as a Code Enforcement Officer and must be completed within 18 months of appointment. Authorization to include \$25.00 registration fee per course, lodging including meals at \$111.00 per night, 3 nights per course, and use of a Town Vehicle.
Carried.

(Prepared Resolution filed as part of these minutes requesting unanimous Town Board approval of the Final Customer Installation Commitment (CIC) with the New York Power Authority for ES-ESN-0644 – NYPA's Energy Efficiency Program, Town of Union LED Street Lighting; and authorize the Supervisor to execute same.)
Res. by Mack, seconded by Bernardo. Vote: All yes.
The Resolution was adopted.

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

Decrease:	10 3510 1020	Hourly	\$ 30.22
Increase:	10 3510 4101	Office Supplies	\$ 30.22
Decrease:	31 9060 8004	Health Insurance	\$48,000.00
Increase:	31 5142 4129	Salt	\$48,000.00
Decrease:	40 7110 4109	Chemicals	\$ 5,700.00
Increase:	40 7110 4413	Building Maintenance Service	\$ 5,700.00
Decrease:	10 1620 2050	Capital Improvement	\$ 5,136.00
Decrease:	10 1620 4149	Building & Grounds Supplies	\$ 4,000.00
Increase:	10 1620 4413	Building Maint. Service	\$ 9,136.00
Decrease:	31 5110 4120	Stone	\$ 2,000.00
Increase:	31 5110 4167	Gloves, Boots, Gear	\$ 2,000.00
Decrease:	10 3510 4101	Books, Periodicals	\$ 112.96
Increase:	10 3510 4403	Printing	\$ 112.96

Carried.

(Prepared Resolution filed as part of these minutes authorizing Supervisor Rose A. Sotak or Deputy Supervisor to sign the Excellus Proposal – Medicare Blue PPO Copay Plan effective 1/1/2019 at the premium rate of \$285.00 per month.)
Res. by Mack, seconded by Bernardo. Vote: All yes.
The Resolution was adopted.



Town of Union

(Prepared Resolution filed as part of these minutes to call for a Public Hearing to be held on Wednesday, December 19, 2018 at 7:00 P.M. to consider the Emergency Medical Services Agreement with the Union Volunteer Emergency Squad, Inc. effective January 1, 2019. The agreement is subject to receipt of resolutions from the Village of Endicott and the Village of Johnson City to be included in the Ambulance District.)

Res. by Mack, seconded by Bernardo.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing the purchase of computer software (Affinity Photo) to assist with the new Town website. The total purchase price is a onetime charge of \$49.99.)

Res. by Mack, seconded by Bernardo.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing on December 17, 2018 at 7:00 P.M. to consider input on the Town of Union's proposed increase in water rates for certain residents who are serviced by the Choconut Water District, which said proposed rates are due to the increases the Town of Union has received from the Village of Johnson City as follows: 2013 – 50%, 2014 – 33%, and 2018 -25%. Furthermore, the proposed new water rates under consideration are as follows.

Effective for the December 27, 2018 quarterly water billing:

Minimum Charge	\$90.00	\$10.00 increase
Rate per cf 1000-7000	\$.044375	Not to exceed 25% of the rate (.0355) in effect as of December 2006
Rate per cf 7001-2000000	\$.04875	Not to exceed 50% of the rate (.0325) in effect as of December 2006
Rate per cf 2000000 & up	\$.013475	Not to exceed 75% of the rate (.0077) in effect as of December 2006.)

Res. by Mack, seconded by Bernardo.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing on December 17, 2018 at 7:00 P.M. to consider input from the residents on the Town of Union's proposed establishment of a capital reserve under General Municipal Law Section 6-c for district improvements consisting of replacement of user water meters, including costs incidental thereto. Furthermore, the proposed new capital charge under consideration is as follows:

Effective for the December 27, 2018 quarterly water billing:

Capital Charge \$10.50.

Res. by Mack, seconded by Bernardo.

Vote: All yes.

The Resolution was adopted.



Town of Union

(Prepared Resolution filed as part of these minutes pursuant to General Municipal Law (Section 6-C) to expend funds from unappropriated/unreserved fund balance as recommended by the Commissioner of Public Works, subject to a permissive referendum. The information pertaining to the expenditures are as follows:

Amount: Not to Exceed \$395,878
Reserve: Parks Fund Unappropriated/Unreserved Fund Balance
Purpose: Purchase various vehicles, equipment, and improvements to parks facilities and infrastructure improvements

Amount: Not to Exceed \$621,716
Reserve: Part-town Unappropriated/Unreserved Fund Balance
Purpose: Purchase new refuse packer, recycling truck, and infrastructure improvements

Amount: Not to Exceed \$659,000
Reserve: Part-town Highway Unappropriated/Unreserved Fund Balance
Purpose: Purchase various vehicles, equipment, and road reconstruction.

Res. by Mack, seconded by Bernardo.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes requesting authorization for Supervisor Elect Richard A. Materese to sign the Corporate Liability Business Card Change of Authorizing Officer Form for the Chase Corporate Flex Card Program card to be utilized for only vendor payments authorized from the Comptroller's Office. Supervisor Rose A. Sotak will be removed as of 12/31/18 as an authorized Officer.)

Res. by Mack, seconded by Bernardo.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing the Supervisor and Planning Director to sign all documentation required to process the final payment to Hulbert Engineering and Land Surveying, DPC. Authorization to include the transfer of \$4,442.23 from the Endicott Storm Drainage Improvement Project to the N. Loder Drainage Improvement project.)

Res. by Bertoni, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve and authorize the Supervisor to sign a letter of support for Housing Visions' application to NYS for HCR tax credits and HTF funding for their project at 23 Jackson Ave.-26 Kentucky Ave.)



Town of Union

Res. by Bertoni, seconded by Augustini.

Vote: Yes
Augustini
Bernardo
Mack
Sotak
No
Bertoni

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing the purchase of a new 2019 Caterpillar 938M 3V model Loader through a Buy Back Program from CAT for a price of \$173,045.00 minus trade in \$161,500.00, net difference being \$11,545.00 per NYS OGS contract PC66988 NJPA-032515 CAT. F-166 will be declared surplus for trade-in purposes. The new loader would be paid out of the Highway Equipment Account.)

Res. by Bernardo, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

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. Town of Union Planning Department Decision – Site Plan Review – T-Mobile Antenna Upgrade, Site Plan Number: 3BRS009C, 7 N. Seward Avenue, Endwell, Tax Map # 141.20-8-8.2.
2. Comptroller's Monthly Report – October 31, 2018.
Carried.

ADJOURNMENT:

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

The meeting was adjourned at 7:25 P.M.

LJP/kg

Leonard J. Perfetti,
Town Clerk