



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*

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## TOWN OF UNION BOARD MEETING

December 19, 2018

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, December 19, 2018 at 7:00 P.M. in the Town Board Room, 3111 East Main Street, Endwell, New York.

BOARD MEMBERS PRESENT: Town Supervisor Rose A. Sotak, Councilman Thomas R. Augustini, 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 Rebecca Kruczkowski, Deputy Commissioner of Public Works for Environmental Services Daniel A. Schofield.

Also in attendance were Johnson City Mayor Greg Deemie and Zoning Board of Appeals member Giuseppe Roberto.

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

At this time Supervisor Rose A. Sotak presented Certificates of Appreciation to members of the Johnson City and Maine Endwell Key Clubs for volunteering their time for Town of Union Special Events and said their help is invaluable.

### PUBLIC HEARINGS:

A Public Hearing was called for 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. Pub. & Posted 12/10/18.

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

A Public Hearing was called for on December 19, 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%,



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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.)

Pub. & Posted 12/10/18.

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

A Public Hearing was called for on December 19, 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.

Pub. & Posted 12/10/18.

As no one wished to speak, Supervisor Rose A. Sotak closed the third 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 December 5, 2018.  
Carried.

## HEARING OF VISITORS:

Jill Boyd, Representative from the Addiction Center of Broome County, said she wanted to make the Board aware that they are extending services for residents outside of Binghamton area. She also they now have a Recovery High School at BOCES, which services 19 school



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districts and is available for students with substance abuse problems in their home; whether it is for relatives or for themselves.

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

## COMMUNICATIONS FOR FILING:

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

1. Charter Communications Notice – December 4, 2018.
2. Certificate of Inspection of Election – West Corners Fire District – 12/11/18.
3. Letter from Erika Pereira, Admin. Asst. Endwell Fire District, with Results of Election – Endwell Fire District – 12/11/18.  
Carried.

## COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Bertoni to refer the letter from Jeffrey Cheney, Water Distribution Supervisor, Village of Endicott, in reference to the water service to properties located at 718 & 724 Taft Avenue, regarding the dissolution of an Agreement between MPM Real Estate, LLP and the Town of Union, with the understanding that the new owner of 724 Taft Avenue will be responsible for the waterline running from the shutoff valve to the building, to Town Attorney Alan J. Pope and Commissioner of Public Works Louis V. Caforio.  
Carried.
2. Moved by Augustini, seconded by Bertoni to refer the Notice of Foreclosure of Tax Liens – Town of Union, 2309 E. Main Street, Endwell, Tax Map # 157.07-2-39. Property assessed to Frazier & Son, LLC, to Town Attorney Alan J. Pope  
Carried.
3. Moved by Augustini, seconded by Bertoni to refer the letter from Peter Ferro, 3610 Joel Drive, Endwell, regarding the wording on the plaque at the 9/11 Memorial in Highland Park, to Deputy Town Attorney Rosemarie Pope.  
Carried.
4. Moved by Augustini, seconded by Bertoni to refer the letter from Peter Ferro, 3610 Joel Drive, Endwell, requesting the speed limit on Robinson Hill Road adjusted to 40 MPH, to be made uniform for both directions of travel to Commissioner of Public Works Louis V. Caforio.  
Carried.



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PETITIONS:           None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Bernardo, seconded by Bertoni to appoint Sara Zubalsky-Peer as the Director of Planning effective 12/31/18 at a salary of \$68,000.00.  
Carried.

Moved by Bernardo, seconded by Bertoni to appoint Gina Suhadolnik as Social Services Examiner for the Section 8 Program effective 12/31/18. Salary to be determined by the current CSEA White Collar Collective Bargaining Agreement.  
Carried.

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

Decrease:	20 8160 4167	Gloves	\$ 800.00
Increase:	20 8160 4099	Temporary	\$ 800.00
Decrease:	20 8120 4401	Equipment Maintenance	\$ 300.00
Increase:	20 8120 4111	Parts	\$ 300.00
Decrease:	20 8160 4513	Tipping Fee	\$4,000.00
Increase:	20 8160 4175	Equipment Rehab	\$4,000.00
Decrease:	31 5110 5118	Blacktop	\$9,000.00
Increase:	31 5130 4111	Parts	\$9,000.00

Carried.

(Prepared Resolution filed as part of these minutes to transfer the proceeds from the sale of equipment through Auctions International to the following reserve accounts:

- Part Town Capital Improvements & Equipment           \$151,100.00
- Part Town Highway Capital Equipment & Vehicles       \$ 17,128.50
- Parks Capital Equipment & Vehicles                         \$ 15,555.00.)

Res. by Mack, seconded by Bernardo.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to accept the following donations for the 2018 Christmas in the Park - Ice Farm expense:

Thomas Augustini	\$400.00
The Greek House Restaurant	\$200.00
BOKA Printing, Inc.	\$200.00.)



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Res. by Mack, seconded by Bernardo.

Vote: Yes  
Augustini  
Bernardo  
Bertoni  
Mack  
No  
Sotak

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to enter into a contract with FirstLight to upgrade equipment, in order to reduce our overall monthly obligation. The overall savings will be \$437.58 per month.)

Res. by Mack, seconded by Bernardo.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve the following water rates for certain residents who are serviced by the Choconut Water District:

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 establish a capital reserve under General Municipal Law Section 6-c for district improvements subject to permissive referendum for the replacement of user water meters, including costs incidental thereto:

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.

(Prepared Resolution filed as part of these minutes to approve the 2019 Agreement with Union Volunteer Emergency Squad, Inc., subject to resolutions by the Village of Endicott and



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the Village of Johnson City being provided to the Town Attorney and subject to Town Attorney review and approval.)

Res. by Mack, seconded by Bernardo.

Vote: All yes.

The Resolution was adopted.

Supervisor Rose A. Sotak said a verbal approval was received from the Village of Endicott and the Village of Johnson City passed a Resolution at their Meeting last evening.

Councilman John M. Bernardo said the Town Board will work rapidly to get all the paperwork prepared and exchanged by the end of 2018.

(Prepared Resolution filed as part of these minutes to approve the Federal Fiscal Year 2017 Consolidated Annual Performance and Evaluation Report (CAPER) and authorize the Supervisor and Planning Director to sign any and all documentation required for submission of the CAPER to HUD.)

Res. by Bertoni, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve Change Order 2 for the CDBG funded West Edward Street, street reconstruction project. The final contract with Albert Torto Construction Corporation amount will increase to \$494,648.12. The original contract amount was \$441,660.00. Change Order 1 added an additional \$3,630.00 to the original contract. This amendment was necessitated due to increases of line item quantities required to complete the work, particularly the line item for Select Granular Fill which was more than double the original contract quantity estimate. The additional funds will be paid from the Village of Endicott's 2018 CDBG allocation.)

Res. by Bertoni, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing the Supervisor to execute the two letters indicating the Supervisor has received the letters involving the Housing Visions Consultants, Inc.'s application for Low-Income Housing Credit Program for the Endicott Square Project.)

Res. by Bertoni, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

Moved by Bertoni, seconded by Augustini to appoint David Kudgus to fill the unexpired term of Steven Daglio, on the Planning Board, which expires 12/31/2021.

Vote: Yes  
Augustini  
Bernardo



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Bertoni  
Mack  
Sotak No

Carried.

(Prepared Resolution filed as part of these minutes authorizing the purchase of One (1) new 2019 Elgin Pelican P Sweeper for a purchase price of \$213,296.45 from Joe Johnson Equipment through Sourcewell (NJPA) contract #122017-FSC. This will replace F-129 2008 Allianz Sweeper which will be declared as surplus and sold by Auctions International. Monies for this purchase would be paid from Fund Balance as stated in the December 5, 2018 permissive referendum.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes authorizing the purchase Two (2) new 2019 Volvo DD25B Vibratory Rollers for a purchase price of \$73,090.00 from Vantage Equipment through Sourcewell (NJPA) contract #032515-VCE. These will replace two (2) Ingersoll Rand Vibratory Rollers F98 and F99 which will be declared as surplus and sold by Auctions International. Monies for this purchase will be paid from Fund Balance as stated in December 5, 2018 permissive referendum.)

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

Vote: All yes.

## HEARING OF VISITORS:

Rick Materese, Supervisor Elect, 1425 Campville Road, Endicott, thanked Supervisor Rose A. Sotak, Councilman Robert Mack and Councilman John M. Bernardo for their services.

Nathaniel Robertson, 309 W. Main Street, Endicott, thanked Supervisor Rose A. Sotak for her service and wished her well.

Greg Deemie, Johnson City Mayor, thanked Supervisor Rose A. Sotak, Councilman Robert Mack and Councilman John M. Bernardo for their many years of community service. He said it has been great working with them through many good times and also challenges. He also said he appreciates their hard work and dedication, and looks forward to working with the new board members.



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

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

1. Town Clerk Monthly Report – November 2018.
2. Town of Union Planning Board Minutes and Testimony of Public Hearing – November 13, 2018.
3. Town of Union Planning Department Decision - R.G.L., Inc., Substation Training Control House – Minor Site Plan Review- 1195 Reynolds Road, Johnson City, Tax map # 127.01-1-6.
4. Town of Union Local Development Corporation Minutes – September 20, 2018.
5. Town of Union Zoning Board of Appeals Decision – Connie L. Smith, Application #2018-010, 10 Nebraska Avenue, Tax map # 157.07-2-14.
6. Town of Union Planning Board Decision – Modification of Special Permit to Sell Automobiles - Star Auto Clinic , 684 Main Street (NYS Route 17C), Endicott , Tax map # 143.53-3-3.
7. Town of Union Planning Board Decision - Revised Site Plan – Star Auto Clinic, 684 Main Street (NYS Route 17C), Endicott, Tax map # 143.53-3-3.
8. Town of Union Planning Board Decision – Site Plan: Sam Lupo & Sons, Inc., Lupo's Meat Processing Plant, 625 Dickson Street, Endicott, Tax map # 156.16-1-5.
9. Town of Union Planning Board Decision – Site Plan: Rudy Hessler, Outdoor Display, 1715 Union Center Maine Highway, Endicott, Tax map # 125.09-1-1.
10. Comptroller's Monthly Report – November 30, 2018.  
Carried.

Councilman Thomas R. Augostini thanked Deputy Town Attorney Kurt Schrader for his 16 years of invaluable service to the Town of Union and wished him well, as he has decided not to continue on as Deputy Town Attorney. He also wished everyone a Merry Christmas and Happy Holidays and a Happy New Year.

Councilman Robert Mack said it has a pleasure to serve on the Town Board for 6 years.



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Councilman John M. Bernardo said it was an honor to serve on the Board and wished the best to the new members of the Board.

Supervisor Rose A. Sotak said it has been an honor to serve the Town as Supervisor and wished the best to the Town and also wished everyone a Merry Christmas.

## ADJOURNMENT:

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

The meeting was adjourned at 7:30 P.M.

LJP/bk

Leonard J. Perfetti,  
Town Clerk