



Town Clerk  
Gail L. Springer, RMC

# Town of Union

**Town Board**  
Rose A. Sotak, *Supervisor*  
Thomas R. Augustini, *Councilman*  
Frank J. Bertoni, *Councilman*  
Leonard J. Perfetti, *Councilman*  
Leonard J. Cicciarelli, *Councilman*

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## TOWN OF UNION BOARD MEETING

April 16, 2014

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, April 16, 2014 at 7:30 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 Bertoni, Councilman Leonard J. Perfetti, Councilman Leonard J. Cicciarelli.

TOWN OFFICIALS PRESENT: Town Attorney Alan J. Pope, Deputy Town Clerk Rebecca Kruczkowski, Deputy Town Clerk Karen Gance.  
Absent: Town Clerk Gail L. Springer.

Also in attendance was Zoning Board of Appeals Member Giuseppe Roberto.

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, April 16, 2014 at 7:30 P.M. to solicit public input for inclusion in the Federal Fiscal Year 2014 Community Development Block Grant (CDBG) Annual Action Plan.  
Pub. & Posted 4/11/14.

A resident of Endicott, asked if the CDBG monies could be used for a skating rink.

The Director, Teen Transitional Living Program, Catholic Charities, 86 Walnut Street, Binghamton, spoke on behalf of the program that provides homeless youth with an opportunity to become responsible adults through independent living and social skills. She thanked the Board for their past support and asked them for their continued support.

A client from the Teen Transitional Living Program gave his testimony on the success of the program and asked that the Town continue to support the program.

A resident of Endicott, asked if the money from CDBG could be used for the street reconstruction of Jennings Street.



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Town Attorney Alan J. Pope stated CDBG funding could be used for street reconstruction if the areas qualify as low income areas. He recommended that Mr. Reed contact Planning Director Paul Nelson for clarification on this.

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

## BIDS:

Bids were called for on Friday, April 11, 2014 at 10:00 A.M. for Demolition of 2309 E. Main Street, Endwell.

Bids were received as follows:

LCP Group	Total Bid Price:	\$ 38,240.00
	Salvage Price:	\$ 5,000.00
Gorick Construction	Total Bid Price:	\$ 44,626.00
	Salvage Price:	\$ 4,000.00
Ritter & Paratore Contracting	Total Bid Price:	\$ 94,327.00
	Salvage Price:	\$ 4,500.00

Moved by Augustini, seconded by Bertoni to receive and file the bids for Demolition of 2309 E. Main Street, Endwell.  
Carried.

## APPROVAL OF MINUTES:

Moved by Augustini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, April 2, 2014.  
Carried.

## HEARING OF VISITORS:

A resident of Endicott, discussed an ongoing problem she is having with a neighbor regarding her service dog and asked the Board for assistance in this matter.

Town Attorney Pope said he is aware of this issue and advised her that he cannot comment on it because it is an upcoming court issue.

A resident of Endwell, commented on various issues in his neighborhood.



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A resident of Endwell, asked if any date has been set for the bridge construction on 17C.

Councilman Cicciarelli stated he spoke with Commissioner of Public Works Louis Caforio and there is no set date, but he said the job will be a relatively fast completion.

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

## COMMUNICATIONS FOR FILING:

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

1. Minutes of the Regular Meeting of the Village Board of the Village of Endicott Board of Trustees held on March 25, 2014.
2. Minutes of the Regular Meeting and Work Session of the Village Board of the Village of Johnson City Board of Trustees held on March 18, 2014.
3. Letter to Supervisor Rose A. Sotak from Mark Johnston, Deputy Assistant Secretary for Special Needs Program, U.S. Department of Housing and Urban Development, informing of the jurisdiction's Fiscal Year 2014 allocations for the Office of Community Planning and Development's formula programs.
4. Minutes of the Regular Meeting of the Village Board of the Village of Endicott Board of Trustees held on March 25, 2014.
5. Copy of letter from Alex G. Czuhanych, Project Manager, NYS Department of Environmental Conservation, Division of Environmental Remediation, to Mitchell E. Meyers, Manager, Environmental Remediation, IBM, Manassas, Virginia, regarding Annual Report – Soil Vapor Monitoring through October 2013, Former IBM Facility, Endicott, NY, AOC Index No. A7-0502-0104, NYSDEC Site No. 704014.
6. News Release from New York State Electric & Gas and Rochester Electric & Gas that they will begin inspecting 35,000 wooden transmission and distribution poles for decay and damage.  
Carried.

## COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Bertoni to refer the letter from Teri Orzel, Bazaar Chairperson, St. Joseph Church, Endicott, to Gail L. Springer, Town Clerk requesting snow fencing and poles be delivered by Tuesday June 3, 2014 for use at their Annual Parish



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Bazaar to be held on June 6, 2014 to June 8, 2014 to Town Clerk Gail L. Springer and Highway Superintendent Donald B. Battaglini.  
Carried.

2. Moved by Augostini, seconded by Cicciarelli to refer the letter from John Matisi, representative for James and Carl Roma; Stacy and Nicole Matisi and Steve Richards to the Town Board in regards to an offer of sale for property located at 1310 Union Center-Maine Highway, Endicott; and a request for an engineering study to be done for this project by the Town of Union with input from Broome County to Town Attorney Alan J. Pope and Planning Director Paul A. Nelson.

Abstain: Bertoni

Carried.

3. Moved by Augostini, seconded by Bertoni to refer the 30-Day Advance Notice for an On-Premise Alcoholic Beverage License from Richard & Sheila Holden for Kristofors at 1224 Campville Road, Endicott to Town Clerk Gail L. Springer, Deputy Commissioner of Public Works-Ordinances Daria Golazeski and Town Attorney Alan J. Pope.

Carried.

4. Moved by Augostini, seconded by Bertoni to refer the Summons and Complaint from US Bank National Association, as Trustee, successor in interest to Wachovia Bank, National Association, as Trustee for GSMPS Mortgage Loan Trust 2004-1, Plaintiff, against Debra E. Grinnell a/k/a Debra Grinnell, Thomas E. Grinnell a/k/a Thomas Grinnell, Defendants, regarding mortgaged property at 1311 Irma Street, Union Center, New York to Planning Director Paul A. Nelson and Town Attorney Alan J. Pope and Comptroller Laura J. Lindsley.  
Carried.

5. Moved by Augostini, seconded by Bertoni to refer the letter from Gale Bohan, 726 Partridge Place, Endwell, requesting permission for the annual Partridge Place block party on Friday, July 4, 2014 beginning at 5:00 P.M. and lasting through the evening; also for barricades to be kept up until the Highland Park fireworks are completed to Town Clerk Gail L. Springer and Highway Superintendent Donald B. Battaglini.

Carried.

PETITIONS: NONE.

### COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

(Prepared Resolution filed as part of these minutes to establish the 2014 Town of Union standard workdays for an appointed official, Councilman, and to report the days worked to the New York State and Local Employees Retirement System based on the record of activities maintained and submitted by the official to the Town.)



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Res. by Augostini, seconded by Perfetti.

Vote: Yes:  
Sotak  
Augostini  
Perfetti  
Bertoni  
Abstain:  
Cicciarelli

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve the Memorandum of Agreement between Broome County and the Town of Union for Administration of Grant Funds under the Hurricane Irene-Tropical Storm Lee Flood Mitigation Grant Program and authorize Supervisor Rose A. Sotak to execute the said agreement.)

Res. by Bertoni, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

Moved by Perfetti, seconded by Cicciarelli to authorize the advertising of Bids for an Electronic Sign at Highland Park Entrance. Bids to be received by Town Clerk Gail L. Springer on Monday, May 5, 2014 at 10:00 A.M. at which time they will be opened and read aloud.

Carried.

(Prepared Resolution filed as part of these minutes to issue a proclamation declaring the month of April 2014 as Fair Housing Month in the Town of Union.)

Res. by Bertoni, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to issue a proclamation declaring the week of April 21, 2014 through April 26, 2014 as Community Development Week in the Town of Union.)

Res. by Bertoni, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize Change order #1 for the contract with SJB Services, Inc., in the amount not to exceed \$1,000.00 for air sampling and monitoring for the emergency demolition of 229 and 233 Endwell Street, Johnson City. Said approval shall be retroactive to April 7, 2014 which is the date of the Building Officials recommendation for immediate removal.)

Res. by Bertoni, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.



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(Prepared Resolution filed as part of these to authorize Change order #1 for the contract with Gorick Construction, Inc., in the amount not to exceed \$21,660.00 for the emergency demolition and site restoration of 229 and 233 Endwell Street, Johnson City. Said approval shall be retroactive to April 7, 2014 which is the date of the Building Officials recommendation for immediate removal.)

Res. by Bertoni, seconded by Cicciarelli.  
The Resolution was adopted.

Vote: All yes.

(Prepared Resolution filed as part of these minutes to award the bid for Demolition of 2309 E. Main Street, Endwell to LCP Group, Vestal, for their low bid price of \$ 38,240.00.)

Res. by Perfetti, seconded by Bertoni.  
The Resolution was adopted.

Vote: All yes.

Moved by Perfetti, seconded by Bertoni to declare B-42 a 1993 Ford Pickup Truck, VIN#1FTHF36HXPNA91050 as surplus. The vehicle was submerged in flood waters in 2011 and was sold for scrap metal.

Carried.

Moved by Perfetti, seconded by Bertoni to approve the attendance of Lester Padbury and Jerry Darrow at the 69th Annual 2014 Highway School at Ithaca College on June 2-4, 2014; authorization to include a registration fee of \$100.00 per person, use of a Town vehicle and all related expenses.

Carried.

Moved by Perfetti, seconded by Bertoni to approve the attendance of two (2) mechanics at a seminar on Vehicle Hydraulics, sponsored by Cook Brothers Truck on Wednesday, April 16, 2014, at the City of Binghamton Highway Facility from 8:00 A.M. to 12:00 P.M.; authorization to include the use of a Town vehicle.

Carried.

Moved by Perfetti, seconded by Bertoni to approve the attendance of the Highway Superintendent or Designee and Parts Manager or Designee at The Duke Company (formerly Seneca Supply) Open House in Ithaca, New York on Wednesday, May 14, 2014 from 11:30 A.M. to 1:00 P.M.; authorization to include the use of a Town vehicle.

Carried.

(Prepared Resolution to declare effective as of April 14, 2014, 44 Evelyn Street, Johnson City a clear and imminent danger to the life, safety, or health of any person or property unless the building is immediately demolished and to authorize the Building Official to immediately cause



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the demolition of 44 Evelyn Street and that all expenses be assessed as provided in Section 88-10 of the Town Code.)

Res. by Perfetti, seconded by Bertoni.

Vote: All yes.

The Resolution was adopted.

### HEARING OF VISITORS:

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

### 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 - March 2014.
2. Town of Union Planning Board Decision – Site Plan Approval – Robert J. Warner & Kenneth R. Warner, 407 Airport Road, Endicott; Tax Map # 172.01-1-22.
3. Town of Union Planning Board Minutes – February 11, 2014 & March 11, 2014.
4. Town of Union Planning Board Decision – Site Plan Approval – Michael Wiesner, 2108 North Street, Endicott, Tax Map # 157.07-1-18.
5. Monthly Permits for March 2014 issued to properties within the Village of Johnson City and the Town of Union – Daria Golazeski, DCPW Codes and Ordinances.  
Carried.

### ADJOURNMENT:

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

The meeting was adjourned at 8:23 P.M.

RMK/bk

Rebecca M. Kruczkowski  
Deputy Town Clerk