



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*

TOWN OF UNION BOARD MEETING

April 2, 2014

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, April 2, 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, Town Clerk Gail L. Springer, Deputy Town Clerk Rebecca Kruczkowski.

Also in attendance were Deputy County Executive John Bernardo and Zoning Board of Appeals Member Giuseppe Roberto.

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

Councilman Leonard J. Cicciarelli asked for a moment of silence in honor of Johnson City Police Officer David Smith, who tragically lost his life in the line of duty this week.

PUBLIC HEARINGS: None.

BIDS:

Bids were called for on Monday, March 24, 2014 at 10:00 A.M. for Pool Supplies - Dry Chlorine Tablets.

Bids were received as follows:

Amrex Chemical Co., Inc.	\$ 116.75 per 55 Lb. Container Delivered No bid - per 100 Lb. Container Delivered
21st Century Pools	\$ 124.62 per 55 Lb. Container Delivered No bid - per 100 Lb. Container Delivered

Moved by Augustini, seconded by Bertoni to receive and file the bids for Pool Supplies – Dry Chlorine Tablets.
Carried.



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Bids were called for on Monday, March 24, 2014 at 10:00 A.M. for T-Shirts for Recreation Program Participants and Coaches and Parks & Recreation Staff for 2014.

Bids were received as follows:

Masters Athletic & Corporate Supply (MACS)

#1 - Adult Short Sleeve T-Shirts			
S, M, L, XL	Light		\$ 3.75
XXL, XXXL	Light		\$ 5.00
S, M, L, XL	Dark		\$ 4.00
XXL, XXXL	Dark		\$ 5.75
#2 - Youth T-Shirts			
S, M, L, XL	Light		\$ 3.75
S, M, L, XL	Dark		\$ 4.00
#3 - Adult Long Sleeve T-Shirts			
S, M, L, XL	Light		\$ 6.00
XXL, XXXL	Light		\$ 7.50
S, M, L, XL	Dark		\$ 6.50
XXL, XXXL	Dark		\$ 8.00
Additional Charges:	None		

Worldwide Sport Supply

#1 - Adult Short Sleeve T-Shirts			
S, M, L, XL	Light		\$ 6.03
XXL, XXXL	Light		\$ 8.40
S, M, L, XL	Dark		\$ 6.31
XXL, XXXL	Dark		\$ 8.68
#2 - Youth T-Shirts			
S, M, L, XL	Light		\$ 3.78
S, M, L, XL	Dark		\$ 4.06
#3 - Adult Long Sleeve T-Shirts			
S, M, L, XL	Light		\$ 7.09
XXL, XXXL	Light		\$ 8.92



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S, M, L, XL	Dark	\$ 7.67
XXL, XXXL	Dark	\$ 9.50

Additional Charges: None

Logowise, LLC

#1 - Adult Short Sleeve T-Shirts

S, M, L, XL	Light	\$ 3.75
XXL	Light	\$ 5.45
XXXL	Light	\$ 5.70

S, M, L, XL	Dark	\$ 4.05
XXL	Dark	\$ 5.45
XXXL	Dark	\$ 5.95

#2 - Youth T-Shirts

S, M, L, XL	Light	\$ 3.25
S, M, L, XL	Dark	\$ 3.35

#3 - Adult Long Sleeve T-Shirts

S, M, L, XL	Light	\$ 5.35
XXL	Light	\$ 6.50
XXXL	Light	\$ 7.00

S, M, L, XL	Dark	\$ 5.70
XXL	Dark	\$ 6.75
XXXL	Dark	\$ 7.25

Additional Charges: None

Moved by Augostini, seconded by Bertoni to receive and file the bids for T-Shirts for Recreation Program Participants and Coaches and Parks & Recreation Staff for 2014. Carried.

Bids were called for on Monday, March 24, 2014 at 10:00 A.M. for Concession Supplies - Ice Cream.

A single bid was received as follows:

Huff Ice Cream, Inc.



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Popsicle –	24 case count	\$ 5.60
Orange Bar –	24 case count	\$ 8.00
Fudge Bar –	24 case count	\$ 8.00
Ice Cream Bar –	24 case count	\$ 8.00
Ice Cream Sandwich (van.) –	24 case count	\$ 10.00
Ice Cream Sandwich (choc.) –	24 case count	\$ 10.00
Sundae Crunch Bar (choc.) –	24 case count	\$ 10.00
Sundae Crunch Bar (straw.) –	24 case count	\$ 10.00
Nutty Sundae Cone –	24 case count	\$ 12.00
Ice Cream Cup (choc.) –	48 case count	\$ 13.00
Ice Cream Cup (van.) –	48 case count	\$ 13.00

Additional print-out on file in Town Clerk's office.

Moved by Augustini, seconded by Bertoni to receive and file the single bid for Concession Supplies – Ice Cream.
Carried.

Bids were called for on Monday, March 24, 2014 at 10:00 A.M. for Concession Supplies - Food Items.

No bids were received.

Bids were called for on Monday, March 24, 2014 at 10:00 A.M. for Concession Supplies - Soda, Water, Sports Drinks & Juice.

No bids were received.

APPROVAL OF MINUTES:

Moved by Augustini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, March 19, 2014.
Carried.

HEARING OF VISITORS:

A resident of Endicott, said he was glad to see so many young people at the meeting. He stated that he spoke to the Village of Endicott regarding the damaged fence on Franklin Street. He also encouraged the Town to apply for a grant to purchase plastic skating rinks for the winter ice skating season.



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A resident of Endwell, asked when the bridge on 17C is scheduled to be repaired.

Councilman Cicciarelli said he spoke with Commissioner of Public Work Louis V. Caforio who said there is no set date as of yet for the repairs to begin.

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

COMMUNICATIONS FOR FILING:

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

1. E-Mails dated March 20, 2014 & March 28, 2014 from Susan M. Eckhardt, Executive Assistant, Franchising, Time Warner Cable, to Gail L. Springer, Town Clerk, advising that some agreements with programmers are due to expire soon, and may be required to cease carriage of one or more of these services in the near future where these services are offered.
2. Copy of a letter from Rev. Fr. Dr. Michael Bahlatzis, Presiding Priest/Proistamenos, Annunciation Greek Orthodox Church, to Supervisor Rose A. Sotak, regarding the annual raising of the flag ceremony on Tuesday, March 25, 2014.
3. Minutes of the Regular Meeting and Work Session of the Village Board of the Village of Johnson City Board of Trustees held on March 4, 2014.
4. Minutes of the Broome County Association of Towns and Villages held on February 27, 2014.
5. Minutes of the Regular Meeting of the Village Board of the Village of Endicott held on March 11, 2014.
6. Letter from Joseph N. Chernak, Manager – Regional Operations, Central/East Region – Gas, NYSEG, to Supervisor Rose A. Sotak with an emergency call list, Binghamton Division. Carried.

COMMUNICATIONS FOR ACTION:

1. Moved by Augostini, seconded by Bertoni to refer the Notice of Motion for Judgment of Foreclosure and Sale from Wells Fargo Bank, Plaintiff, regarding Mortgaged Premises at 401 Maple Street, Endicott, New York 13760 to Town Attorney Alan J. Pope, Comptroller Laura J. Lindsley and Planning Director Paul A. Nelson. Carried.



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2. Moved by Augostini, seconded by Bertoni to refer the Order To Show Cause from All Around Storage, L.L.C., Petitioner, vs. Town of Union, Town Board of The Town of Union, Gorick Construction Co., Inc., and T & M Excavating, LLC in reference to annulling the February 19, 2014 resolution or resolutions of the respondent Town Board rejecting All Around's bids in connection with the Endwell and Westover demolition projects to Town Attorney Alan J. Pope.
Carried.

3. Moved by Augostini, seconded by Bertoni to refer the letter to Gail L. Springer, Town Clerk from Linda Holmes, 914 Vidka Lane, Endwell, requesting a plan of action by the Town Board to rectify the snow plowing problem on Vidka Lane to Commissioner of Public Works Louis V. Caforio and Highway Superintendent Donald Battaglini.
Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Augostini, seconded by Cicciarelli to approve the following 2014 Budget Transfer:

Decrease:	40 7110 4624	Site Improvement	\$ 1,500.00
Increase:	40 7110 4147	Signage	\$ 1,500.00

Carried.

(Prepared Resolution filed as part of these minutes to authorize, upon review by the Town Attorney, for Supervisor Rose A. Sotak to sign and execute the contract with the Chase Bank USA, N.A. to provide the Town a Chase Corporate Flex Card Program card to be utilized for only vendor payments authorized from the Comptroller's Office.)

Res. by Augostini, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing on May 7, 2014 at 7:30 P.M. to amend Uses in Section 300-20.3, table 20-2 in the rural Residential Zoning District to have as a Special Permit Use Recreation and Entertainment Venue, Outdoor adding the following to Section 30-70.2 Definitions:

Recreation and Entertainment Venue, Outdoor
Predominately spectator uses conducted in open or tents. Typical uses include sports fields, golf driving ranges, miniature golf course, art shows, food shows, craft fairs, concerts, car shows and religious revivals. This definition shall exclude automobile, motorized cart and motorcycle tracks. Accessory uses, including user supplies, food



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service and sales, service and storage of recreation equipment and accessories are permitted.)

Res. by Bertoni, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize an Intermunicipal Agreement with the County of Broome in connection with the proposed use of the Town's Sanitary Sewer System and authorize Supervisor Rose A. Sotak to execute the said agreement.)

Res. by Bertoni, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize an agreement with the County of Broome for the Preparation of a Feasibility Study to Convert the GSA Depot Site in Hillcrest into a Regional Emergency Shelter; subject to the approval of the Town Attorney and authorize Supervisor Rose A. Sotak to execute the said agreement.)

Res. by Bertoni, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

At this time, Supervisor Sotak thanked the County for working with the Town on these two very important issues.

(Prepared Resolution filed as part of these minutes to award the bid for Pool Supplies - Dry Chlorine Tablets to Amrex Chemical Co., Inc., Binghamton, for their low bid price of \$ 116.75 per 55 lb. container delivered.)

Res. by Perfetti, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the bid for T-Shirts for Recreation Program Participants and Coaches and Parks & Recreation Staff for 2014 to Logowise, LLC, Binghamton for their bid price as follows:

#1 - Adult Short Sleeve T-Shirts

S, M, L, XL	Light	\$ 3.75
XXL	Light	\$ 5.45
XXXL	Light	\$ 5.70

S, M, L, XL	Dark	\$ 4.05
XXL	Dark	\$ 5.45
XXXL	Dark	\$ 5.95

#2 - Youth T-Shirts



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S, M, L, XL	Light	\$ 3.25
S, M, L, XL	Dark	\$ 3.35

#3 - Adult Long Sleeve T-Shirts

S, M, L, XL	Light	\$ 5.35
XXL	Light	\$ 6.50
XXXL	Light	\$ 7.00

S, M, L, XL	Dark	\$ 5.70
XXL	Dark	\$ 6.75
XXXL	Dark	\$ 7.25

Additional Charges: None.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to award the bid for Concession Supplies - Ice Cream excluding specialty items, to Huff Ice Cream, Sidney, for their bid prices as follows:

Popsicle –	24 case count	\$ 5.60
Orange Bar –	24 case count	\$ 8.00
Fudge Bar –	24 case count	\$ 8.00
Ice Cream Bar –	24 case count	\$ 8.00
Ice Cream Sandwich (van.) –	24 case count	\$ 10.00
Ice Cream Sandwich (choc.) –	24 case count	\$ 10.00
Sundae Crunch Bar (choc.) –	24 case count	\$ 10.00
Sundae Crunch Bar (straw.) –	24 case count	\$ 10.00
Nutty Sundae Cone –	24 case count	\$ 12.00
Ice Cream Cup (choc.) –	48 case count	\$ 13.00
Ice Cream Cup (van.) –	48 case count	\$ 13.00

Additional print-out on file in Town Clerk's office.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing to be held 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.)

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

Vote: All yes.



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(Prepared Resolution filed as part of these minutes to approve the amendment to the Community Development Block Grant (CDBG) Annual Action Plan and to transfer funds not to exceed \$ 9,950.00 from the budget lines outlined in the Public Notice for the 67 Broad Street Roof Replacement Project.)

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

Vote: All yes.

RE: Traditions Resort and Casino Preliminary Development Plan (PUD)

The revision to the Preliminary PUD plan includes the addition of 4300 Watson Boulevard, 29 Barton Avenue and 4207 Watson Boulevard to the Planned Unit Development Plan.

Moved by Bertoni, seconded by Cicciarelli to accept the Revised Preliminary Planned Unit Development Plan.

Carried

Moved by Bertoni, seconded by Cicciarelli to accept the Revised Planned Unit Development Enhanced EAF.

Carried.

(Prepared Resolution filed as part of these minutes to authorize the Planning Department to make all necessary referrals under Section 239-I, -m and -nn.)

Res. by Bertoni, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

Moved by Bertoni, seconded by Cicciarelli to forward the Revised Preliminary PUD application to the Town of Union Planning Board for an Advisory Opinion.

Carried.

At this time, Councilman Bertoni recused himself from the meeting due to a conflict of interest regarding the following Change of Zone Petition.

RE: Change of Zone Petition: 1310 Union Center-Maine Highway

Moved by Cicciarelli, seconded by Perfetti to accept the Petition to Rezone 1310 Union Center-Maine Highway.

Carried.

Moved by Cicciarelli, seconded by Perfetti to Declare the Town Board Lead Agency for the Petition to Rezone 1310 Union Center-Maine Highway.

Carried.



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Moved by Cicciarelli, seconded by Perfetti to File Petition to Rezone 1310 Union Center-Maine Highway.
Carried.

Moved by Cicciarelli, seconded by Perfetti to authorize the Town Attorney and Town of Union Planning Department to inform applicants that the Petition to Rezone 1310 Union Center-Maine Highway is incomplete.

Vote: Yes.
Cicciarelli
Augustini
Sotak
Vote: No.
Perfetti

Councilman Perfetti stated he is opposed to reaching out to a developer in a motion.
Carried.

Councilman Bertoni re-entered the meeting at this time.

Moved by Bertoni, seconded by Cicciarelli to authorize the attendance of Planning Director Paul Nelson at the New York Rising Communities spring conference on April 23, 2014 in Albany, New York; authorization to include mileage, tolls and parking. The topic of this session is post-disaster recovery planning.
Carried.

Moved by Perfetti, seconded by Bertoni to authorize the advertising of bids for Winston Drive – Pruyne Street to Lorne Drive Street Reconstruction. Bids to be opened on a date to be determined at a later time.
Carried.

HEARING OF VISITORS:

A resident of Endicott, asked if the Town has heard anything regarding the movement of the Veteran's monument on Nanticoke Drive.

Supervisor Sotak stated the Town has not heard from anyone on this.

A resident of Endwell, asked when yard waste pickup will start.

Councilman Augustini said he would call him with the date.

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



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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 of Union Zoning Board of Appeals Decision – Engineering Manufacturing Tech, 101 Delaware Avenue, Endicott - Application No. 2012-26.
2. Town of Union Zoning Board of Appeals Decision – Mountain Top Ministries of Broome County and Handicapped Children's Association of Southern New York, Inc., 1329 Campville Road, Endicott – Application No. 2014-003.
3. Town of Union Zoning Board of Appeals Decision – YMCA of Broome County, 740 Main Street, Johnson City – Application No. 2014-004.
4. Town of Union Zoning Board of Appeals Decision – Thomas & Cheryl Bouck, 1120 Middle Stella Ireland Road, Town of Union – Application No. 2014-002.
Carried.

ADJOURNMENT:

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

The meeting was adjourned at 7:59 P.M.

GLS/bk

Gail L. Springer, RMC
Town Clerk