



Town Clerk
Gail L. Springer, RMC

Town of Union

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

TOWN OF UNION BOARD MEETING

February 19, 2014

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, February 19, 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. Augostini, Councilman Leonard J. Perfetti, Councilman Leonard J. Cicciarelli.
Absent: Councilman Frank Bertoni.

TOWN OFFICIALS PRESENT: Town Attorney Alan J. Pope, Town Clerk Gail L. Springer, Deputy Town Clerk Rebecca Kruczkowski, Zoning Board of Appeals member Giuseppe Roberto.

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

PUBLIC HEARINGS: None.

BIDS: None.

APPROVAL OF MINUTES:

Moved by Augostini, seconded by Perfetti to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, February 5, 2014.
Carried.

HEARING OF VISITORS:

A resident of Endicott, complimented the Town on the ice skating rink. He asked about the fees charged by the Union Volunteer Emergency Squad.

Councilman Augostini explained the billing process to the best of his knowledge.



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A resident of Endwell, thanked the Public Works Department for the great job they did with the plowing of the roads. He asked if there is a date set for the bridge replacement on Rte. 17C at Hooper Road and if the Town will notify the residents before the work begins.

Supervisor Sotak said this will probably be published when the date is set.

A resident of Endicott asked for a clarification on the awarding of a truck bid on the agenda for tonight's meeting. He also spoke on many unresolved issues he has with the Town.

Attorney Alan J. Pope clarified the bid award.

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

COMMUNICATIONS FOR FILING:

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

1. 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 Response to Combined Groundwater Report for 2012, Former IBM Facility, Endicott, NY, AOC Index No. A7-0502-0104, NYSDEC Site No. 704014.
2. Minutes of the Regular Meeting of the Board of Trustees of the Village of Endicott held on December 10, 2013 and January 14, 2014.
3. 30-Day Notice for a liquor license from the new owner Krowiak Enterprise, LLC for Bobby's Place, 2906 E. Main Street, Endwell.
4. E-Mail 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.
5. New Release from NYSEG and RG&E to Offer Incentives for Efficient LED Parking Lot Lighting for Small-Business Customers.
6. Minutes of the Regular Meeting of the Board of Trustees of the Village of Johnson City held on January 21, 2014 and Work Session held on January 21, 2014.
7. Minutes of the Broome County Association of Towns and Villages held on December 19, 2013 and the invitation to the February 27, 2014 meeting.



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8. 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 Storm Sewer Manhole Inspection and Sediment Sampling, Operable Unit No. 1, Railroad Corridor Source Area, Former IBM Facility, Endicott, NY, AOC Index No. A7-0502-0104, NYSDEC Site No. 704014.
9. 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 Well EN-509T Injection Test Report, Operable Unit No. 1, Railroad Corridor Source Area and Operable Unit No. 2, North Street Area, Former IBM Facility, Endicott, NY, AOC Index No. A7-0502-0104, NYSDEC Site No. 704014.
10. Minutes of the Regular Meeting of the Board of Trustees of the Village of Endicott held on January 28, 2014.
11. Letter from Martin J. Cohen, Delray Beach, Florida to Supervisor Rose A. Sotak informing that he has an extensive collection of WWI and WWII memorabilia and artifacts that he is willing to donate to the refurbished Carriage House Museum.
12. Letter from Ronald J. Kostick, 632 Elm Street, Endicott, reporting an incident with a Town of Union snowplow that occurred on February 5, 2014; spraying him with snow while he was clearing sidewalks in West Endicott and injuring him.
13. E-Mail Notice from Susan M. Eckhardt, Executive Assistant - Government Relations, Time Warner Cable, advising that some agreements with programmers are due to expire soon, and that some networks may be added, relocated, dropped or have a name change within some viewing areas.
Carried.

COMMUNICATIONS FOR ACTION:

1. Moved by Augostini, seconded by Perfetti to refer the Memo from Philomena Reilly, Utility Reporting and Special Franchise, New York State Department of Taxation and Finance, Office of Real Property Tax Services with attached Municipal Report of Special Franchise Activity to Assessor Joseph Cook.
Carried.

PETITIONS: None.



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COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Augostini, seconded by Perfetti to approve the attendance of Gail L. Springer, Town Clerk at the New York State Town Clerks Association Conference; April 27, 2014 to April 30, 2014 in Saratoga, New York; approval is for registration and accommodations of \$884.00, meals and mileage in accordance with Town approved guidelines.
Carried.

Moved by Augostini, seconded by Perfetti to authorize the hiring of Gary Robbins as a permanent full-time MEO Light, to fill a budgeted vacancy in the Highway Department. The effective starting date is to be immediately following the successful completion of pre-employment testing; salary to be determined by the current CSEA Collective Bargaining Agreement.
Carried.

(Prepared Resolution filed as part of these minutes to approve the amendment of the Wladis Law Firm agreement to provide for an extension of the termination date to April 30, 2014, and to authorize Supervisor Sotak to execute the same.)

Res. by Augostini, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to sign MEGA Natural Gas Renewal Agreement with Hess Energy Marketing, LLC effective 3/1/2014 through 2/29/2016, upon final review of the Town Attorney.)

Res. by Augostini, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

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

Decrease:	31 5130 4104	Books	\$	49.00
Increase:	31 5130 4400	Software	\$	49.00
Decrease:	31 5110 4118	Blacktop	\$	1,205,000.00
Increase:	31 5110 4126	Blacktop Repairs	\$	300,000.00
Increase:	31 5110 2045	Blacktop Summer	\$	905,000.00

Carried.

(Prepared Resolution filed as part of these minutes to award the bid for Demolition and Site Clearance – Westover FEMA Buyout, Phase 1 to Gorick Construction Company, Inc., Binghamton, New York, as the lowest responsible bidder, in an amount not to exceed \$39,000.00.)



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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to award the bid for Demolition and Site Clearance – Endwell FEMA Buyout, Phase 1 to T & M Excavating, LLC, Binghamton, New York, as the lowest responsible bidder, in an amount not to exceed \$43,885.00.)

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

Vote: All yes.

Town Attorney Alan J. Pope explained that there was a lower bidder on the two bids but it was questionable if they were a responsible bidder. He further explained that a Notice of Fair Hearing was sent out to determine responsibility and was attended by himself and Councilman Augustini. The evidence and testimony was presented and discussed at the work session prior to this meeting with a written determination to follow.

Moved by Perfetti, seconded by Cicciarelli to authorize the attendance of Kenneth Jennison to the NYS Floodplain and Stormwater Managers Association meeting in Poughkeepsie, New York on March 25-27, 2014. Authorization to include the registration fee of \$195.00, lodging of \$99.00 per night for two nights; mileage and meals not covered in the registration fee.
Carried.

Moved by Perfetti, seconded by Cicciarelli to authorize the purchase of One (1) Tandem Axle Dump Truck w/plow and wing from Beam Mack for a total price of \$ 215,553.82. This purchase is off the Onondaga County Contract #7823 and was authorized in the 2013 Capital Projects Budget.
Carried.

HEARING OF VISITORS:

A resident of Endicott, commented on the old skating rink in Endwell and the retention ponds at National Pipe and Plastics.

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

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

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



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1. Town of Union Planning Board Decision - Site Plan Approval - AT&T Generator, AT&T Telecommunications Facility 10097412 - 1190 Robinson Hill Road, Endwell, Tax Map # 126.04-1-5.
2. Town of Union Planning Board Decision - Site Plan Approval - AT&T Generator, AT&T Telecommunications Facility 10108279 - 331 Skye Island Drive, Endicott, Tax Map # 141.13-1-14.1.
3. Town Clerk Monthly Report - January 2014.
4. Monthly Permits for January 2014 issued to properties located within the Village of Johnson City and Town of Union - Daria Golazeski, DPCW Codes and Ordinances.
5. Town of Union Planning Board Minutes - January 14, 2014.
6. Union Volunteer Emergency Squad Financial Statements - December 12, 2012 and 2014 Adopted Budget.
7. Town of Union Planning Board Decision - Site Plan Approval - City Changers Church, 15 Delaware Avenue, Endicott, Tax Map # 157.07-2-7.
Carried.

ADJOURNMENT:

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

The meeting was adjourned at 8:07 P.M.

GLS/bk

Gail L. Springer, RMC
Town Clerk