



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 5, 2014

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, February 5, 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.

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

PUBLIC HEARINGS: None.

BIDS:

Bids were called for on Monday, February 3, 2014 at 10:00 A.M. for Air Sampling and Monitoring – West Corners FEMA Buyout, Phase 1.

Bids were received as follows:

	<u>Base Bid</u>	<u>Alt. Bid</u>
Keystone Environmental Services	\$ 11,774.40	\$ 2,453.00
SJB Services, Inc.	\$ 12,000.00	\$ 2,166.00
Atlantic Testing Laboratories	\$ 18,226.65	\$ 4,533.50
Atlantic Environmental Consulting, LLC	\$ 18,688.00	\$ 4,320.00
Delta Engineers, Architects & Land Surveyors, PC	\$ 20,700.00	\$ 2,600.00

Moved by Augostini, seconded by Perfetti to receive and file the bids for Air Sampling and Monitoring – West Corners FEMA Buyout, Phase 1.
Carried.



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Bids were called for on Monday, February 3, 2014 at 10:00 A.M. for Demolition and Site Clearance – West Corners FEMA Buyout, Phase 1.

Bids were received as follows:

	<u>Base Bid</u>	<u>Alt. Bid</u>
T & M Excavating, LLC.	\$ 104,919.00	\$ 12,047.50
Gorick Construction	\$ 173,600.00	\$ 29,900.00
Peak Environmental, LLC	\$ 352,319.00	\$ 47,500.00
LCP Group, Inc.	Incomplete Bid	Incomplete Bid

Moved by Augustini, seconded by Perfetti to receive and file the bids for Demolition and Site Clearance – West Corners FEMA Buyout, Phase 1.
Carried.

Bids were called for on Monday, February 3, 2014 at 10:00 A.M. for Air Sampling and Monitoring – Westover FEMA Buyout, Phase 1.

Bids were received as follows:

Keystone Environmental Services	\$ 2,453.00
SJB Services, Inc.	\$ 2,500.00
Atlantic Testing Laboratories	\$ 2,697.50
Atlantic Environmental Consulting, LLC	\$ 4,000.00
Delta Engineers, Architects, & Land Surveyors, PC	\$ 6,750.00
O'Rourke, Inc.	\$ 9,500.00

Moved by Augustini, seconded by Perfetti to receive and file the bids for Air Sampling and Monitoring – Westover FEMA Buyout, Phase 1.
Carried.

Bids were called for on Monday, February 3, 2014 at 10:00 A.M. for Demolition and Site Clearance – Westover FEMA Buyout, Phase 1.

Bids were received as follows:

All Around Storage, d/b/a All Around Excavating	\$ 37,961.00
Gorick Construction	\$ 39,000.00
T & M Excavating, LLC	\$ 45,345.00
LCP, Group, Inc.	\$ 78,845.00
Burrell's Excavating, Inc.	\$ 112,700.00
Tweedie Construction Services	\$ 145,057.00



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Moved by Augustini, seconded by Perfetti to receive and file the bids for Demolition and Site Clearance – Westover FEMA Buyout, Phase 1.
Carried.

Bids were called for on Monday, February 3, 2014 at 10:00 A.M. for Air Sampling and Monitoring – Endwell FEMA Buyout, Phase 1.

Bids were received as follows:

Keystone Environmental Services	\$ 2,453.00
SJB Services, Inc.	\$ 2,500.00
Atlantic Testing Laboratories	\$ 2,697.50
Atlantic Environmental Consulting, LLC	\$ 4,000.00
Delta Engineers, Architects, & Land Surveyors, PC	\$ 6,750.00
O'Rourke, Inc.	\$ 9,500.00

Moved by Augustini, seconded by Perfetti to receive and file the bids for Air Sampling and Monitoring – Endwell FEMA Buyout, Phase 1.
Carried.

Bids were called for on Monday, February 3, 2014 at 10:00 A.M. for Demolition and Site Clearance – Endwell FEMA Buyout, Phase 1.

Bids were received as follows:

All Around Storage, d/b/a All Around Excavating	\$ 40,463.00
T & M Excavating, LLC	\$ 43,885.00
Gorick Construction	\$ 49,400.00
LCP Group, Inc.	\$ 85,578.00
Burrell's Excavating, LLC	\$ 121,500.00

Moved by Augustini, seconded by Perfetti to receive and file the bids for Demolition and Site Clearance – Endwell FEMA Buyout, Phase 1.
Carried.

APPROVAL OF MINUTES:

Moved by Augustini, seconded by Perfetti to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, January 15, 2014.
Carried.



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HEARING OF VISITORS:

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

COMMUNICATIONS FOR FILING:

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

1. Letter from Mark S. Gorgos, Partner, Coughlin & Gerhart LLP to Supervisor Rose A. Sotak and Town Clerk Gail L. Springer, regarding the Handicapped Children's Association Change of Zone Petition for 1329 Campville Road.
2. Letter from Jaime E. Forero, Field Office Director, U.S. Department of Housing and Urban Development, regarding the Single Audit Report for the Fiscal Year Ended December 31, 2012, Community Development Block Grant (CDBG) and Section 8 Housing, Choice Vouchers Programs, Town of Union, New York.
3. Letter from Kathleen Wright, Animal Health Inspector, State of New York Department of Agriculture and Markets, to Town Clerk Gail L. Springer, with enclosed Dog Control Office Inspection Report completed on January 10, 2014.
4. 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 August 2012, Former IBM Facility, Endicott, NY, AOC Index No. A7-0502-0104, NYSDEC Site No. 704014.
5. Minutes of the Reorganizational Meeting January 1, 2014 of the Village of Endicott Board of Trustees.
6. Letter from Chase Burlingame to Supervisor Rose A. Sotak, regarding his opinion that only one stop sign is needed at the intersection of Chrysler Road and Farm to Market Road.
7. Letter from Lauren DiFulvio to Supervisor Rose A. Sotak, regarding her opinion to send out snow plow trucks earlier in the mornings.
8. Letter from Amy Makis to Supervisor Rose A. Sotak, regarding her opinion to have more snow plows available to get out earlier in the mornings.
9. Minutes of the Regular Meeting of the Board of Trustees of the Village of Johnson City held on January 7, 2014, Work Session held on January 7, 2014 and the Special Meeting held on January 16, 2014.



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10. Letter from State Records and Law Bureau to Gail L. Springer, Town Clerk, advising that Local Law No. 1-2014, Adding Chapter 178-26 Inspection Fees for Repeat Offenders, was filed on January 22, 2014.

11. E-Mail from Teri Brogdale to Supervisor Rose A. Sotak thanking her for keeping the Johnny Only program at Highland Park.

12. Letter from Genevieve Carr, Program Coordinator, Empire State Development to Town Clerk Gail L. Springer regarding the findings required pursuant to Sections 16-m and 10(g) of the UDC Act, for the Broome County – Hurricane Irene – Tropical Storm Lee Flood Mitigation Capital Project in Broome County and the public hearing at the Town of Vestal, on Tuesday, February 11, 2014 from 10:00 A.M. to 11:00 A.M. to consider the General Project Plan.
Carried.

COMMUNICATIONS FOR ACTION:

1. Moved by Augostini, seconded by Perfetti to refer the letter from Jennifer Wilson, Development Coordinator, JDRF of Central New York, to Thomas Cassin, DCPW-Recreation, requesting the waiving of fees for the use of Highland Park for the 2014 Walk to Cure Diabetes that will be held on Sunday, September 21, 2014 to Deputy Commissioner of Public Works for Recreation Tom Cassin.
Carried.

2. Moved by Augostini, seconded by Perfetti to refer the Notice of Motion for Judgment of Foreclosure and Sale from Wells Fargo Bank, Plaintiff, regarding Mortgaged Premises at 214 Squires Ave., Endicott, New York 13760 to Town Comptroller Laura J. Lindsley, Town Attorney Alan J. Pope and Planning Director Paul A. Nelson.
Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Augostini, seconded by Perfetti to approve the attendance of Assessor Joseph Cook to the General Appraiser Income Approach, Part 2, a required appraisal course given by the Appraisal Institute in New Jersey on May 2-3, 2014 and May 9-10, 2014; the approval is for tuition of \$515.00, lodging, food and mileage allowance in accordance with Town approved guidelines.
Carried.



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Moved by Augostini, seconded by Perfetti to approve the following people to be considered for part-time employee status due to the new federal regulations:

Natalia Anderson
Joseph Bertoni
Hunter Corey
Steven Fales
Christopher Hinckey
Jaclyn Sedlacek
Michael Tallon
Justin Wintergrass
Jordan Woodsinger

Carried.

(Prepared Resolution filed as part of these minutes to approve the MUNIS Support Services Agreement effective January 1, 2014 through December 31, 2014 between the Broome-Tioga Board of Cooperative Educational Services and the Town of Union in the amount of \$19,374.00 and authorize Supervisor Rose A. Sotak to execute said contract.)

Res. by Augostini, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

Moved by Perfetti, seconded by Cicciarelli to authorize the attendance of Josh Bianco and Ray Vanderpoel to Certified Pool Operation Training in Binghamton, New York on February 20 & 21, 2014 from 8:30 AM to 5:00 PM. Authorization to include registration fee of \$305.00 per person and the use of a Town vehicle.

Carried.

Moved by Cicciarelli, seconded by Perfetti to table the motion to authorize Supervisor Rose A. Sotak to issue a letter of Denial of Rezoning Petition to the Handicapped Children's Association for 1329 Campville Road, Endicott, and apply all filing fees already paid, if any, to the applicant's Use Variance filing to the Zoning Board of Appeals.

The Motion was tabled pending decision by the Zoning Board of Appeals.

Carried.

(Prepared Resolution filed as part of these minutes to authorize the Supervisor Rose A. Sotak and Planning Director Paul A. Nelson to sign any and all documentation required for CDBG-R grant closeout for years 2009 & 2010, and submit to HUD.)

Res. by Cicciarelli, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.



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(Prepared Resolution filed as part of these minutes to award the bid for Air Sampling and Monitoring – West Corners FEMA Buyout, Phase 1 to SJB Services, Inc., Hamburg, NY in an amount not to exceed \$14,166.00.)

Res. by Cicciarelli, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the bid for Demolition and Site Clearance – West Corners FEMA Buyout, Phase 1 to T & M Excavating, LLC, Binghamton, NY in an amount not to exceed \$116,966.50.)

Res. by Cicciarelli, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the bid for Air Sampling and Monitoring – Westover FEMA Buyout, Phase 1 to SJB Services, Inc., Hamburg, NY in an amount not to exceed \$2,500.00.)

Res. by Cicciarelli, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the bid for Air Sampling and Monitoring – Endwell FEMA Buyout, Phase 1 to SJB Services, Inc., Hamburg, NY in an amount not to exceed \$2,500.00.)

Res. by Cicciarelli, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to waive the Town of Union Demolition Permit fees for all properties being demolished under the FEMA Buyout Program and the CDBG-DR funded Acquisition for Redevelopment program.)

Res. by Cicciarelli, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize a change in the Broome County Urban League CDBG FFY 2013 from Salary/Program Director: \$1,500.00 to Salary/Work Group Supervisor: \$1,500.00.)

Res. by Cicciarelli, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

Moved by Perfetti, seconded by Cicciarelli to authorize the advertisement of bids for Curb and Gutter/Sidewalk Replacement -Contract One. Bids to be received by Town Clerk Gail L.



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Springer on Monday, February 24, 2014 at 10:00 A.M. at which time they will be opened and read aloud.

Carried.

Moved by Perfetti, seconded by Cicciarelli to authorize the advertisement of bids for Curb and Gutter Replacement - Contract Two. Bids to be received by Town Clerk Gail L. Springer on Monday, March 10, 2014 at 10:00 A.M. at which time they will be opened and read aloud.

Carried.

Moved by Perfetti, seconded by Cicciarelli to authorize the advertisement of bids for Underdrain Installation and Connection at Miscellaneous Locations. Bids to be received by Town Clerk Gail L. Springer on Monday, February 24, 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 accept the following streets for maintenance: Western Ridge Subdivision, Neil Road Extension and Alexandra Place.)

Res. by Perfetti, seconded by Cicciarelli.

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

1. Town of Union Planning Board Minutes – December 10, 2013 and Public Hearing Testimony – December 10, 2013.
2. Town of Union Planning Board Decision – Site Plan Approval – Verizon Telecommunications, 331 Skye Island Drive, Endicott, Tax Map #141.13-1-14.1.
3. Monthly Permits for December 2013 issued to properties located within the Village of Johnson City and the Town of Union – Daria Golazeski, DCPW Codes and Ordinances – January 6, 2014.



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4. Town Clerk 2013 Annual Report.
Carried.

ADJOURNMENT:

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

The meeting was adjourned at 7:54 P.M.

GLS/bk

Gail L. Springer, RMC
Town Clerk