



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

January 15, 2014

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, January 15, 2014 at 7:30 P.M. in the Town Board Room, 3111 East Main Street, Endwell, New York.

BOARD MEMBERS PRESENT: Deputy Supervisor Thomas Augostini, Councilman Leonard J. Perfetti, Councilman Leonard J. Cicciarelli.

Absent: Supervisor Rose A. Sotak, Councilman Frank Bertoni.

TOWN OFFICIALS PRESENT: Town Attorney Alan J. Pope, Deputy Town Attorney Kurt D. Schrader, Town Clerk Gail L. Springer, Deputy Town Clerk Rebecca Kruczkowski.

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

Deputy Supervisor Augostini opened the meeting with the Pledge of Allegiance to the Flag.

PUBLIC HEARINGS:

A Public Hearing was called for on Wednesday, January 15, 2014 at 7:30 P.M. to consider input on amending Chapter 178, entitled Streets and Sidewalks, to provide an amendment of Section 178-26 to allow the Town of Union to charge fees and charges for repeat offenders.

As no one wished to speak, Deputy Supervisor Augostini closed the Public Hearing.

BIDS: None.

APPROVAL OF MINUTES:

Moved by Perfetti, seconded by Cicciarelli to approve the minutes of the Reorganizational meeting and the Regular Town of Union Board meeting held on January 2, 2014.
Carried.

HEARING OF VISITORS:

A resident of Endicott, stated he has had issues with the quality of products he has personally purchased for his household and asked that the Town be observant of the quality of the



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supplies used in the Town. He further stated that he has been in contact with Senator Schumer's office regarding the speed limit of the trains going through West Endicott and asked that the Town get involved in trying to get the speed limit reduced.

A resident of Endwell, said he is working with the Town Code Department regarding his neighbor's stone wall/fence that is falling over onto his property. He asked that the Town Attorney pursue the issue to help get it resolved.

Town Attorney Pope stated that the Code Department is on top of the situation and the next step will be to review both owner's surveys to determine where the property line is and on which property the wall is on.

Nathan VanWhy, Attorney, Coughlin and Gerhart, 133 Chapin Street, Binghamton, representing The Handicapped Children's Association which purchased property at 1329 Campville Road, Endicott; asked that the Town Board hold over the decision on the request for the Rezoning Petition on the property until the Use Variance they applied for is decided on.

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

COMMUNICATIONS FOR FILING:

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

1. Copy of letter from Alex G. Czuhanich, Project Manager, NYS Department of Environmental Conservation, Division of Environmental Remediation, to Mitchell E. Meyers, Manager, Environmental Remediation, IBM, Manassas, Virginia, regarding Memorandum for Request for Extraction Well EN-154R Shutdown Test, Operable Unit No. 7, Northwestern Area, Former IBM Facility, Endicott, NY, AOC Index No. A7-0502-0104, NYSDEC Site No. 704014.
2. Letter from Susan E. Reif, District Clerk, Union Endicott School District, to Town Clerk Gail L. Springer and Assessor Joseph Cook with a true and exact copy of Resolution 13-11-G25, which was presented and adopted unanimously by the Board of Education of the Union Endicott Central School District at their regular meeting held on November 18, 2013.
3. Minutes of the Work Session and Regular Meeting of the Johnson City Village Board held on December 17, 2013.



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4. A true and exact copy of Resolution #13-32 Village of Endicott - Home Improvement Exemption - RPTL Section 421-f that was adopted at the Regular Meeting of the Village of Endicott Board on December 10, 2013.

Carried.

COMMUNICATIONS FOR ACTION:

1A. Moved by Perfetti, seconded by Cicciarelli to refer the letter from Christopher Transue, 12 Country Trail, Binghamton, New York to Town Clerk Gail L. Springer in accordance with Town Code, Chapter IV, § 178-14, Notice of defects on property required prior to civil action, in regards to a water and ice problem on Country Trail to Commissioner of Public Work Louis V. Caforio, Highway Superintendent Donald B. Battaglini and Town Attorney Alan J. Pope. Carried.

B. Moved by Perfetti, seconded by Cicciarelli to refer the letter from David Patterson, 9 Country Trail, Binghamton, New York to Supervisor Rose A. Sotak in accordance with Town Code, Chapter IV, §178-14, Notice of defects on property required prior to civil action, in regards to a water and ice problem on Country Trail to Commissioner of Public Works Louis V. Caforio, Highway Superintendent Donald B. Battaglini and Town Attorney Alan J. Pope. Carried.

2. Moved by Perfetti, seconded by Cicciarelli to refer the letter from Alexander N. Urda, P.E., CPESC, Urda Engineering, PLLC, to Marina Lane, Senior Planner, regarding Walsh & Sons Construction Corporation Proposed Traditions Resort & Casino, 4101 Watson Boulevard, Town of Union, Broome County, New York, SEQR Environmental Review Process to Town Attorney Alan J. Pope, Planning Director Paul A. Nelson, Commissioner of Public Works Louis V. Caforio and Deputy Commissioner of Public Works for Codes & Ordinances Daria Golazeski. Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Perfetti, seconded by Cicciarelli to authorize military leave for Jay Harris, March 14 - 21, 2014.

Carried.

(Prepared Resolution filed as part of these minutes to establish the standard workdays for elected and appointed officials and to report the following days worked to the New York State



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and Local Employees' Retirement System based on the record of activities maintained and submitted by elected and appointed officials to the Town Clerk.)

Res. by Perfetti, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

Moved by Perfetti, seconded by Cicciarelli to authorize the promotion of Daniel Kaczynski from a MEO Light position to a MEO Heavy position in the Highway Department to fill a budgeted vacancy. Salary to be determined by the current CSEA Bargaining Agreement. Carried.

Moved by Perfetti, seconded by Cicciarelli to approve the appointment of Dawn O'Dell as part-time network specialist, at the hourly rate of \$24.65; upon successful completion of pre-employment testing.

Carried.

(Prepared Resolution filed as part of these minutes to amend Chapter 178-26, entitled Streets and Sidewalks, to allow the Town of Union to charge fees and charges for repeat offenders.)

Res. by Cicciarelli, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

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 held over under the rule.

Moved by Perfetti, seconded by Cicciarelli to authorize the attendance of Deputy Commissioner of Public Works for Codes & Ordinances Daria Golazeski and Derek Waddell at the NYSBOC Central Chapter Educational Conference at the Holiday Inn, Liverpool, New York; April 1 - 4, 2014; the approval is to include the registration fee of \$350.00 and use of a Town vehicle. The Educational Conference accounts for all of the required 24 hours of training.

Carried.

Moved by Perfetti, seconded by Cicciarelli to authorize the attendance of David Conklin, Code Enforcement Officer to the Finger Lakes Building Officials Education Conference at RIT Inn and Conference Center, West Henrietta, New York; March 16 - 20, 2014; the approval is to include registration fee of \$390.00, mileage at the current rate, meals not covered in the registration fee (from dinner on March 16 through lunch on March 20, 2014) and hotel fee at



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\$92.00 per night for 4 nights. The Educational Conference accounts for all of the required 24 hours of training.

Carried.

Moved by Perfetti, seconded by Cicciarelli to authorize the attendance of Ken Jennison, Building Inspector/Code Enforcement Officer to the Northern Adirondack Code Enforcement Training at the Crown Plaza Hotel, Lake Placid, March 2 - 6, 2014; the approval is to include the registration fee of \$240.00, mileage at the current rate, meals not included in the registration fee (from dinner on March 2 through lunch on March 6, 2014) and hotel fee at \$103.00 per night for 4 nights. The Educational Conference accounts for all of the required 24 hours of training.

Carried.

(Prepared Resolution filed as part of these minutes to approve the Professional Services Agreement with CT Male Associates for a street lighting energy analysis for a sum not to exceed \$15,110.00, and to authorize Commissioner of Public Works Louis V. Caforio to execute the said agreement.)

Res. by Perfetti, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve the execution of the NYS Division of Homeland Security and Emergency Services Agreement to proceed with the grant application process for the Watson Boulevard Floodwall, and to authorize Supervisor Rose A. Sotak to execute the said agreement.)

Res. by Perfetti, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.

HEARING OF VISITORS:

A resident of Endwell, asked the Board to look at all aspects of the process for the building of the Traditions Resort and Casino, and to consider the residential community of Eagle Drive that will be directly affected by this.

Deputy Supervisor said the Board will look at all aspects, but cautioned that New York State, not the Town Board will make the decision of where the casino will be built.

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



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

Moved by Perfetti, seconded by Cicciarelli to receive and file the following Department Report:

1. Town Clerk Monthly Report - December 2013.
Carried.

ADJOURNMENT:

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

The meeting was adjourned at 8:19 P.M.

GLS/bk

Gail L. Springer, RMC
Town Clerk