



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*  
Robert Mack, *Councilman*

## TOWN OF UNION BOARD MEETING

January 21, 2015

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, January 21, 2015, 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 Robert Mack.  
Absent: Councilman Frank J. Bertoni

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

Also in attendance were Broome County Family Court Judge Richard H. Miller II, Broome County Legislator District #11 Ron Heebner and Zoning Board of Appeals member Giuseppe Roberto.

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

The Town Board presented Richard H. Miller II a Certificate of Recognition.

### C E R T I F I C A T E   O F   R E C O G N I T I O N T O W N   O F   U N I O N

This certificate is awarded to

*Richard H. Miller II*

Honoring Richard H. Miller II for his devoted service to our community, compassion for the people he serves, and performance in rendering fair judicial decisions. His prior work as Town of Union Justice and as Village of Johnson City Justice has now been given broader scope with his present position as Broome County Family Court Judge, a position in which his years of responsibilities as a judge, son, husband and father will allow him to excel by applying his legal knowledge, family and professional experience, and prudent decision-making for truly making a positive difference in the lives of countless children and families throughout our community and all of Broome County.

### T O W N   O F   U N I O N

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Rose A. Sotak, Supervisor

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Thomas R. Augostini, Councilman

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Leonard J. Perfetti, Councilman

\_\_\_\_\_  
Robert Mack, Councilman



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The Board thanked Judge Miller for his many years of service and dedication to the Town of Union.

Judge Miller thanked the Board and the residents of the Town of Union for all of the support they have given to him and his family over the years and said it has been an honor to have been a Judge for the Town of Union.

PUBLIC HEARINGS: None.

BIDS: None.

APPROVAL OF MINUTES:

Moved by Augustini, seconded by Perfetti to approve the minutes of the Reorganizational meeting and the Regular Town of Union Board meeting held on January 7, 2015.  
Carried.

HEARING OF VISITORS:

As no one 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. 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.
2. E-Mail from Melodie Bowersox in reference to the next Association of Towns meeting on January 22, 2015 at 6:00 P.M. at My Uncle's Place and minutes of the December 18, 2014 meeting.
3. Letter from Erin O'Dell-Keller, Outreach Manager, Office of Consumer Service, New York State Department of Public Service regarding an energy modernization initiative called Reforming the Energy Vision (REV) with an attached listing of information sessions and public statement sessions.



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4. Minutes of the Regular Meeting and Work Session of the Board of Trustees of the Village of Johnson City held on December 16, 2014.
5. Copy of letter to Honorable Kathleen H. Burgess, Secretary, State of New York Public Service Commission from National Grid New York Transco regarding Case 13-M-0457 – Application of New York Transmission Owners Pursuant to Article VII for Authority to Construct and Operate Electric Transmission Facilities in Multiple Counties in New York State – January 7 Filing in Response to the December 16, 2014 Order of the New York State Public Service Commission.  
Carried.

### COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Perfetti to refer the Notice of Judgment of Foreclosure, Wells Fargo Bank, N.A., Plaintiff regarding mortgaged premises at 13 Elbon Street, Johnson City, New York to Town Attorney Alan J. Pope, Comptroller Laura J. Lindsley and Town Planning Director Paul A. Nelson.  
Carried.

PETITIONS:           None.

### COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

(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 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 Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize Town of Union officials at any time to purchase goods, materials, and services, the purchase may, unless otherwise specifically directed by the Town Board, be made under State or County bids and contracts.)

Res. by Augustini, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve, upon review and approval of the Town Attorney, the Letter of Engagement and Agreement between Wladis Law Firm, P.C. and the Town of Union and authorize Supervisor Rose A. Sotak to sign the said engagement and agreement.)



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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to execute and submit project worksheets for the following proposed activities under the Broome-NY Rising Community Reconstruction Plan:

Scatter Site Stream Bank Restoration  
Refuse Garage Relocation  
Valleyview Dr. Drainage Improvements)

Res. by Augustini, seconded by Mack.  
The Resolution was adopted.

Vote: All yes.

(Prepared Resolution filed as part of these minutes to authorize Planning Director Paul A. Nelson to enter into an agreement with Griffiths Engineering, LLC for design and inspection services in an amount currently estimated to be \$12,760.00 (plus reimbursables) for the Western Heights Blvd. Bank Repair/Improvement project; and further authorize Supervisor Rose A. Sotak and Planning Director Paul A. Nelson to execute all documentations required to carried out said agreement.)

Res. by Augustini, seconded by Mack.  
The Resolution was adopted.

Vote: All yes.

Moved by Perfetti, seconded by Augustini to authorize the attendance of David Conklin & Derek Waddell, Code Enforcement Officers at the Finger Lakes Building Officials Conference, March 15-19, 2015 at the RIT Inn and Conference Center in West Henrietta. The Educational Conference accounts for all the required 24 hours of training. Authorization to include registration of \$390.00 per person, use of a Town vehicle, meals not included in the registration fee from dinner on March 15, 2015 through lunch on March 19, 2015 and hotel fee of \$94.00 per person/ per night for four (4) nights.  
Carried.

Moved by Perfetti, seconded by Augustini to authorize the attendance of Ken Jennison, Building Inspector/Code Enforcement Officer at the Northern Adirondack Code Enforcement Training, March 1 - 5, 2015 at the Crown Plaza Hotel in Lake Placid. The Educational Conference accounts for all the required 24 hours of training. Authorization to include registration of \$260.00, use of a Town vehicle, meals not included in the registration fee from dinner on March 1, 2015 through lunch on March 5, 2015 and hotel fee of \$106.00 per night for four (4) nights.  
Carried.



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Moved by Perfetti, seconded by Augustini to authorize the attendance of Ken Jennison, Building Inspector/Code Enforcement Officer at the Contractor Erosion & Sediment Control Training at the Town of Chenango Town Hall on Wednesday, February 4, 2015 from 8:30 AM to 1:00 PM. Authorization to include registration of \$75.00 and use of a Town vehicle. The training is good for three years and is a requirement for enforcing the Stormwater regulations. Carried.

(Prepared Resolution filed as part of these minutes to authorize to continue the Lawn Maintenance for 2015 & 2016 Town of Union Owned Properties (Buyout) contract with "The Lawn Wizard" at \$32,500.00 for each year. The contract states "The contract term will be incremental and may be extended for the next two (2) years upon the mutual consent of the Town and Contractor").

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

Vote: All yes.

## HEARING OF VISITORS:

Ron Heebner, Broome County Legislator District #11, asked if the flood gate project for Watson Boulevard was approved and the status of it.

Supervisor Sotak said it was announced in the fall that the project was approved.

Councilman Augustini said it will probably be a spring project.

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:

1. Town Clerk 2014 Annual Report.
2. Monthly Permits for December 2014 issued to properties within the Village of Johnson City and the Town of Union – Daria Golazeski, DCPW Codes and Ordinances.
3. Town of Union Planning Board Minutes and Public Hearing for December 9, 2014; and Planning Board Minutes for November 18, 2014.
4. Town of Union Planning Department Decision – Minor Site Plan Approval – Greater Binghamton Sports Dome, 1500 County Airport Road, Binghamton, Tax Map #110.04-1-37.2 – Addition of enclosed walkway.



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5. Town of Union Planning Board Decision – Robert Laman, Jr., 3622 George F. Highway, Endwell, Tax Map # 142.17-4-31, Special Use Permit Approval – Floodplain Development.

6. Town of Union Planning Board Decision – Robert Laman, Jr., 3622 George F. Highway, Endwell, Tax Map # 142.17-4-31, Site Plan Review Approval – Storage Shed.  
Carried.

Moved by Augostini, seconded by Perfetti to go into Executive Session to discuss collective bargaining at 7:55 P.M.  
Carried.

No action was taken in the Executive Session.

Moved by Augostini, seconded by Perfetti to go out of Executive Session at 8:33 P.M.  
Carried.

### ADJOURNMENT:

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

Meeting was adjourned at 8:34 P.M.

GLS/bk

Gail L. Springer, RMC  
Town Clerk