



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*
Robert Mack, *Councilman*

TOWN OF UNION BOARD MEETING

May 20, 2015

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, May 20, 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. Augustini, Councilman Frank Bertoni, Councilman Leonard J. Perfetti, Councilman Robert Mack.

TOWN OFFICIALS PRESENT: Deputy Town Attorney Rosemarie Pope, Town Clerk Gail L. Springer, Deputy Town Clerk Rebecca Kruczkowski, Deputy Commissioner of Public Works for Codes and Ordinances Daria Golazeski.
Absent: Town Attorney Alan J. Pope.

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

PUBLIC HEARINGS:

A Public Hearing was called for on Wednesday, May 20, 2015 at 7:30 P.M. to consider declaring the building at 284 Endwell Street, Johnson City, New York to be unsafe and dangerous in accordance with Chapter 88 of the Town of Union Building Code.
Pub. & Posted 5/15/2015.

Deputy Town Attorney Rosemarie Pope explained the Public Hearing procedure.

Deputy Commissioner of Public Works for Codes and Ordinances Daria Golazeski spoke regarding the condition of the building at 284 Endwell Street, Johnson City and presented pictures to the Board of the increased deterioration as of today. She explained that the building is owned by Wells Fargo Bank as a result of a foreclosure. She read the original inspection report (4/17/15) and the current report (5/20/15) from Public Engineer Ed Gent that states due to the unsafe condition and continued deterioration of the building, he recommends it be demolished.

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

BIDS: None.



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APPROVAL OF MINUTES:

Moved by Augostini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, May 6, 2015.
Carried.

HEARING OF VISITORS:

A resident of Endwell, asked who he could contact to get the judge to make a decision on the court proceedings regarding the code violations of his neighbor.

Deputy Attorney Rosemarie Pope said the judges report to the Commission on Judicial Conduct.

Supervisor Rose A. Sotak said Deputy Attorney Rosemarie Pope will get him the contact information.

A resident of Endicott, said the Memorial Day ceremony at the newly moved monument in front of the Union Center Fire Station will be held at 3:00P.M. on May 25, 2015.

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. Time Warner Programming Notice dated May 6, 2015.
 2. Minutes of the Regular Meeting and Work Session of the Board of Trustees of the Village of Johnson City held on April 21, 2015 and Budget Meetings held on April 9, 2015 and April 1, 2015.
 3. Copy of a letter to Lieutenant Lisa Wolf from the Village of Johnson City Justice Gregory P. Thomas in reference to Court Security Assessment.
 4. Letter to Supervisor Rose A. Sotak from Nina M. Versaggi, PhD RPA, Director, Binghamton University, Public Archaeology Facility regarding Cultural Resource Consulting Services.
- Carried.



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COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Bertoni to refer the letter from Francis J. Pandich, Jr., Chairman, Board of Fire Commissioners, Endwell Fire District to Supervisor Rose A. Sotak regarding the proposal regarding the Westover Fire Protection District to the Town Board. Carried.
2. Moved by Augustini, seconded by Bertoni to refer the letter from Judi Healander, 502 Fairmont Ave., Endwell, to Supervisor Rose A. Sotak regarding the buildings at 1605 Davis Ave., Endwell being an eyesore and a hazard to the neighborhood to Deputy Commissioner of Public Works for Codes and Ordinances Daria Golazeski. Carried.
3. Moved by Augustini, seconded by Bertoni to approve the Email from Michael Hizny, 1102 Irving Ave., Endicott, requesting for him and two other neighbors to block off the end of his street on June 20, 2015 from 4-9 P.M. for a graduation party. He is also requesting barricades to be placed past the intersection of Dante Drive and Gabriella Drive to block in the circle part of the dead end and refer it to Town Clerk Gail L. Springer, Commissioner of Public Works Louis V. Caforio and Highway Superintendent Chester Kupiec. Carried.
4. Moved by Augustini, seconded by Bertoni to approve the Email from Sharon McGuinness, Co-President, Park Manor Homeowners Association, requesting permission for the Association's block party on Saturday, June 6, 2015 (rain date June 7, 2015), for Parkwood Drive to be blocked off and for barricades to be delivered June 5, 2015 and refer it to Town Clerk Gail L. Springer, Commissioner of Public Works Louis V. Caforio and Highway Superintendent Chester Kupiec. Carried.
5. Moved by Augustini, seconded by Bertoni to refer the letter from Virginia Safford, 518 Jennings Street, Endicott, requesting a handicapped sign in front of her house to Commissioner of Public Works Louis V. Caforio and Highway Superintendent Chester Kupiec. Carried.
6. Moved by Augustini, seconded by Bertoni to refer the Standardized Notice Providing 30-Day Advanced Notice to a Local Municipality for an On-Premises Alcoholic Beverage License from Iliya Honovich, Food Fusion Bar & Grill LLC, 737 W. Main Street, Endicott requesting a 30-Day Waiver to Town Attorney Alan J. Pope, Town Clerk Gail L. Springer and Deputy Commissioner of Public Works for Codes and Ordinances Daria Golazeski. Carried.
7. Moved by Augustini, seconded by Bertoni to refer the Email from Patrick Carter to Deputy Commissioner of Public Works for Recreation Tom Cassin requesting the waiver of the Town's policy prohibiting alcohol in the parks on September 12, 2015 at 17C Sports Facility for a charity softball tournament to benefit the Broome County Mental Health Association in



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memory of a deceased family member and refer to it to Deputy Commissioner of Public Works for Recreation Tom Cassin.
Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Perfetti, seconded by Mack to authorize the attendance of Ken Jennison and James Wallace at the Southern Tier Building Officials meeting on Wednesday, June 10, 2015 at the Big Flats Community Center, Big Flats, New York for the quarterly business meeting and six hours of CEU training. Authorization to include \$30.00 registration per person and use of a town vehicle.
Carried.

Moved by Augostini, seconded by Perfetti to approve the Town Justices to host a Court Clerk's meeting on October 19, 2015 and cover all expenses not to exceed \$200.00.

Vote Yes:
Mack
Perfetti
Augostini
Sotak
Vote No:
Bertoni

Carried.

(Prepared Resolution filed as part of these minutes to approve the 2015 Dick's Sporting Goods Open contract in the amount of \$3,200.00 and authorize Supervisor Rose A. Sotak to execute said contract.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to authorize the Request for Proposal of Actuarial Services for the purpose of satisfying the requirement of GASB Statement No. 45 – Accounting and Financial Reporting by Employers for Post Employment Benefits Other Than Pensions.)

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

Vote: All yes.



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(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to execute three Tax Cap Certificates for the Broome County Shared Plan.)

Res. by Augustini, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing to be held on Wednesday, June 17, 2015 at 7:30 P.M. to solicit public input for the draft versions of the 2015 – 2019 Community Development Block Grant Consolidated Plan and Federal Fiscal Year (FFY) Annual Action Plan.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the contract for Design Services – UVES CDBG-DR Capital Repairs to Clark Patterson Lee, Binghamton, New York, in an amount not to exceed \$7,500.00 and authorize Planning Director Paul A. Nelson and Supervisor Rose A. Sotak to execute all documentation required to carry out said contract including payment for services rendered.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to execute all required documentation to acquire 1396-1398 Union Center Maine Highway, Endicott from Broome County for the purposes of demolition. The cost of said acquisition is \$1.00 plus filing fees.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize the Planning Department to accept an application from the Johnson City Senior Center for FFY 2015 CDBG funding.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve a Subrecipient Agreement between the Town and the Town of Union Local Development Corporation covering Federal Fiscal Years 2014 and 2015 (10/01/2014 through 9/30/2016).)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.



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(Prepared Resolution filed as part of these minutes to award the Bid for Townwide Demolition Part 2 (TW2-D) Alternate #1 for 280 Endwell Street, Johnson City to the low bidder ZMK Construction, Inc., Apalachin, New York, in the amount of \$10,000.00 and authorize Supervisor Rose A. Sotak to execute all documentation necessary to undertake the project and make payments pursuant to the terms of the agreement.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the Bid for Air Sampling and Monitoring -Townwide Demolition Part 2 (TW2-M) Alternate #1 for 280 Endwell Street, Johnson City to the low bidder Atlantic Testing Laboratories, Ltd., Canton, New York, in the amount of \$470.00 and authorize Supervisor Rose A. Sotak to undertake the project and make payments pursuant to the terms of the agreement.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve the yearly (2015) contract with Maine-Endwell Schools for refuse and recycling collection and to authorize Supervisor Rose A. Sotak to sign the said contract.)

Res. by Perfetti, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to declare the building at 284 Endwell Street, Town of Union, New York to be unsafe and dangerous in accordance with Chapter 88 of the Town of Union Building Code with the following conditions (1) the owner shall immediately secure the building from all means of ingress and egress by any members of the public, (2) the owner shall have 60 days to demolish and remove the building in accordance with all applicable laws, regulations and codes, and (3) the owner shall thereafter continuously maintain the property and sidewalks in accordance with all codes.)

Res. by Perfetti, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to sign the MS4 Annual Report for 2014-2015.)

Res. by Perfetti, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

HEARING OF VISITORS:



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A resident of Johnson City, stated that the flooded properties at 19 & 20 Frederick Street, Johnson City have not been mowed or maintained since the buyout. He also asked if the residents of Frederick Street could hold a neighborhood party on a Town owned property at 35 Frederick Street.

Supervisor Rose A. Sotak said he needs to write a letter to the Town Clerk requesting permission and it will be put on the agenda for an upcoming meeting.

A resident of Endicott, asked if the same procedure under Chapter 88 of the building code was followed for the Endicott Johnson building.

Councilman Thomas Augustini said the procedure was followed and that the Judge determined that the Town did everything correctly. He further said the owners of the building must comply with the order.

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 Bertoni to receive and file the following Department Reports:

1. Town Clerk Monthly Report for April 2015.
2. Comptroller's Monthly Report – March 2015.
3. Town of Union Planning Board Decision – Site Plan Approval-Revise Conditions of April 14 approval, Landscape Depot/Outdoor Sales, 1000 West Main Street, Mike Boland, Boland's Excavating & Topsoil, Inc., Endicott, Tax Map #156.15-2-3.
4. Town of Union Planning Board Decision – Amended Homestead Village PUD Plan, 4101 & 4311 Watson Blvd., 13 Beech St., and the Homestead Village Subdivision, Homestead Village Development Group – Bill Walsh, Tax Map #142.07-1-9.1, 126.04-1-10.111, 142.07-1-6.12, 142.07-1-6.2, 142.11-3-1 to 36, 142.11-3-39, 142.15-1-2;
Site Plan Approval: Outdoor Concert Venue, 4101 Watson Blvd., Tax Map #142.07-1-9.1.
Carried.

Councilman Frank Bertoni stated that he is glad to be back.

Moved by Bertoni, seconded by Augustini to go into Executive Session to discuss personnel at 8:18 P.M.
Carried.



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No action was taken in Executive Session.

Moved by Bertoni, seconded by Mack to go out of Executive Session at 9:15 .M.
Carried.

ADJOURNMENT:

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

The meeting was adjourned at 9:16 P.M.

GLS/bk

Gail L. Springer, RMC
Town Clerk