



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*  
Leonard J. Cicciarelli, *Councilman*

---

## TOWN OF UNION BOARD MEETING

May 21, 2014

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, May 21, 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. Augustini, Councilman Frank Bertoni, Councilman Leonard J. Perfetti, Councilman Leonard J. Cicciarelli.

TOWN OFFICIALS PRESENT: Town Attorney Alan J. Pope, Deputy Town Attorney Kurt Schrader, 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: None.

### APPROVAL OF MINUTES:

Moved by Augustini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, May 7, 2014.  
Carried.

### HEARING OF VISITORS:

Town of Chenango Dog Control Officer, presented copies of letters to the Board regarding a dangerous situation at the Canine Commons Dog Park, in which a dog trainer brings aggressive dogs there to have their behavior with other dogs evaluated. She stated some of the dogs are deemed dangerous by the Court and the dog trainer is putting other dogs and people in jeopardy and is concerned that the Town may be liable for damages or injuries that may occur. She asked that the Town investigate the situation and not allow this trainer to evaluate aggressive dogs there.



# Town of Union

---

Supervisor Rose A. Sotak said that the Deputy Commissioner of Public Works for Codes & Ordinances Daria Golazeski and Dog Control Officers Lori Kennicutt and Tarah Tripp will be made aware of this situation.

A resident of Endicott, asked what court the will be hearing the case on the North Page Avenue property and if the public is allowed to attend. He also stated that there are many tractor trailers using Page Avenue as a cut through to Nanticoke Avenue instead of Glendale Drive.

Town Attorney Alan J. Pope said the Supreme Court in Binghamton will hear the case on June 6, 2014 at 9:30 AM and the public can attend.

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

## COMMUNICATIONS FOR FILING:

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

1. E-Mail dated May 6, 2014 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. Minutes of the Regular Meeting and Work Session of the Village Board of the Village of Johnson City Board of Trustees held on April 15, 2014 and Special Meeting and Work Session on April 20, 2014.
3. Letter and CD from Robert LaCourt, Regional Structures Management Engineer, New York State Department of Transportation to Supervisor Rose A. Sotak regarding Transmittal of 2013 Bridge Inspection Reports. (CD on file with Commissioner of Public Works Louis V. Caforio).
4. Letter from Congressman Richard Hanna to Supervisor Rose A. Sotak with an update on some important issues in the Southern Tier that he is involved in.
5. Minutes of the Regular Meetings of the Village Board of the Village of Endicott Board of Trustees held on April 8, 2014 and April 22, 2014.  
Carried.

## COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Bertoni to refer the letter from Denise Davis, 3007 Robins Street, Endwell, to the Town Board requesting that something be done about the



# Town of Union

---

parking issue from Lee Avenue to Beckwith Avenue to make parking on only one side of the street to Commissioner of Public Works Louis V. Caforio and Highway Superintendent Donald B. Battaglini.

Carried.

2. Moved by Augostini, seconded by Bertoni to approve the letter from Suzanne Manley, 1140 Greenwood Glen, Endwell, requesting permission to close off the cul-de-sac on the top of Greenwood Glen on June 21, 2014 for a cul-de-sac party that afternoon and refer it to Town Clerk Gail L. Springer and Highway Superintendent Donald B. Battaglini.

Carried.

3. Moved by Augostini, seconded by Bertoni to refer the Notice of Summons for Judgment of Foreclosure from Citimortgage, Inc., Plaintiff, regarding Mortgaged Premises at 31 Adams Avenue Street, Endicott, New York 13760 to Town Attorney Alan J. Pope, Planning Director Paul A. Nelson and Comptroller Laura J. Lindsley.

Carried.

4. Moved by Augostini, seconded by Bertoni to refer the E-Mail from Robert Potochniak, 604 Byford Boulevard, Endwell, to Town Clerk Gail L. Springer requesting permission to close off Byford Boulevard between Smith Drive and Yale Street to all traffic except emergency vehicles on July 4, 2014 during the fireworks display at Highland Park to Commissioner of Public Works Louis V. Caforio.

Carried.

PETITIONS:           None.

## COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Augostini, seconded by Perfetti to authorize the hiring of Ted Woodward for part-time status due to the new federal regulations per the Town of Union salary schedule.

Carried.

Moved by Augostini, seconded by Perfetti to authorize the hiring of Tod Zarzynski for part-time status due to the new federal regulations per the Town of Union salary schedule.

Carried.

(Prepared Resolution filed as part of these minutes to award the bid for the Electric Sign at Highland Park to Stewart Signs, Sarasota, Florida for their low bid price of \$15,889.00 - including shipping.)

Res. by Perfetti, seconded by Cicciarelli.

Vote: All yes.

The Resolution was adopted.



# Town of Union

(Prepared Resolution filed as part of these minutes to call for a Public Hearing to be held on Wednesday, July 9, 2014 at 7:30 P.M. to solicit public input for the draft Federal Fiscal Year 2014 Community Development Block Grant (CDBG) Annual Action Plan.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to execute all documentation required for acquisition of tax delinquent property at 501 N. Rogers Ave., Endicott from Broome County.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing to be held on June 4, 2014 at 7:30 P.M. to consider input concerning:

1. A petition to rezone the following parcels:

Parcel Address	Tax Map #	Current Zoning	Proposed Zoning
4207 Watson Blvd.	142.11-2-16	General Commercial (GC)	Planned Unit Development (PUD)
4300 Watson Blvd.	142.02-1-20	General Commercial (GC)	Planned Unit Development (PUD)
29 Barton Ave.	142.11-2-14	Urban Single Family (USF)	Planned Unit Development (PUD)

2. Consideration of a new Planned Unit Development (PUD) incorporating the above referenced parcels into the previously approved PUD Development Plan for the Homestead Village Planned Unit Development. The new PUD is proposed for the following mixed uses: a townhouse residential development, office use, hotel and conference center, a casino, retail, and an outdoor entertainment venue. In addition to the parcels noted above, the following parcels currently comprise the existing PUD, and are to be included in the new PUD:

- 4101 Watson Blvd.: Tax Map # 142.07-1-9.1
- 4311 Watson Blvd.: Tax Map # 126.04-1-10.111
- 13 Beech Street (ACS) Tax Map # 142.07-1-6.1

Homestead Village Subdivision Tax Map # 142.15-1-2, 142.11-3-1 through -38)

Res. by Bertoni, seconded by Cicciarelli.

Vote: Yes  
Cicciarelli  
Perfetti  
Bertoni  
Augustini



# Town of Union

---

Abstain  
Sotak

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes designating Planning Director Paul A. Nelson and Commissioner of Public Works Louis V. Caforio as “Delegated Administrators” for the New York Grants Gateway System and further directing the Supervisor to execute and submit to the New York State Division of Budget all required documentation to authorize such designations.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to declare the following equipment as surplus as they were submerged in flood waters in 2011 and was sold as scrap metal:

B-88	1995 Ford School Bus
F-43	1986 John Deere Tractor
F-51 and F-52	6” trash pumps)

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

Vote: All yes.

Moved by Perfetti, seconded by Bertoni to authorize the attendance of Jillian Stout and Derek Waddell, Municipal Fire Inspectors at the Fire Sprinkler Systems Workshop at the NYS Fire Academy in Montour Falls, New York on September 29-30, 2014. Authorization to include registration fees of \$25.00, meals of \$16.00 and use of a town vehicle.  
Carried.

(Prepared Resolution filed as part of these minutes to declare the following scrap metal that was either damaged or rotted as surplus and sold as scrap on March 27, 2014 and May 1, 2014:

20” steel pipe that was rotted and removed on Cummings Road  
Miscellaneous steel pipe, manhole castings and storm grates that were damaged at various locations throughout the Town.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to take all actions reasonable and necessary to file the Negative Declaration and discharge the Town of Union’s responsibility as lead agency for the Engineering Planning Grant #32643 – Town of Union Sewer Corridor Study.)



# Town of Union

---

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

Vote: All yes.

Moved by Perfetti, seconded by Bertoni to authorize the attendance of David Conklin and Derek Waddell at the Essentials for Healthy Homes Practitioners Course given by the National Center for Healthy Housing at the Broome County Health Department on May 27 & 28, 2014 from 8 AM to 5 PM. The training is part of the Healthy Neighborhoods Grant that the Broome County Health Department received.  
Carried.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing to be held on June 4, 2014 at 7:30 P.M., to consider input concerning demolition; junk and debris removal from 200 Orman Street, Endicott, Lots # 34 and 63 under Chapter 88 of the Town Code.)  
Res. by Perfetti, seconded by Bertoni.  
The Resolution was adopted.

Vote: All yes.

## HEARING OF VISITORS:

A resident of Endicott, asked if the Board has looked into using grant money to rebuild a skating rink in the Town of Union.

A resident of Endwell, thanked the Endicott Water Department for repairing the water leak on Hooper Road.

Councilman Leonard J. Perfetti stated the County will be milling Hooper Road from Prospect Street to Taft Avenue in June and the bridge replacement on 17C will begin after July 4<sup>th</sup>.

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 - April 2014.
2. Monthly Permits for April 2014 issued to properties within the Village of Johnson City and the Town of Union – Daria Golazeski, DCPW Codes and Ordinances.



## Town of Union

---

3. Town of Union Planning Review Team Decision – Site Plan Review – Handicapped Children's Association, 1329 Campville Road, Endicott, Tax Map # 141.13-1-14.1.  
Carried.

Moved by Augostini, seconded by Bertoni to go into Executive Session to discuss Negotiations at 8:02 P.M.  
Carried.

No action was taken during the Executive Session.

Moved by Augostini, seconded by Bertoni to go out of Executive Session at 8:45 P.M.  
Carried.

### ADJOURNMENT:

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

The meeting was adjourned at 8:46 P.M.

GLS/bk

Gail L. Springer, RMC  
Town Clerk