



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*

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## AGENDA

### TOWN OF UNION BOARD MEETING

May 6, 2015

#### SALUTE TO THE FLAG:

#### PUBLIC HEARINGS:

#### BIDS:

Bids were called for on Thursday, April 16, 2015 at 10:00 A.M. for Street Reconstruction Sherman Street – Floral Avenue to Grand Avenue 2014 Community Development Block Grant (CDBG).

Bids were received as follows:

Chicago Construction	\$427,000.00
Gary Dyer Excavating & Tank Service	\$452,440.00
(Error in addition – new amount	\$484,552.00)
DeNinis Construction	\$495,247.50
G. DeVincentis & Son Construction	\$569,000.00

**Motion** to receive and file the bids for Street Reconstruction Sherman Street – Floral Avenue to Grand Avenue 2014 Community Development Block Grant (CDBG).

Bids were called for on Thursday, April 16, 2015 at 10:00 A.M. for Western Heights Boulevard Creek Bank Stabilization – Town of Union CDBG-DR Program.

Bids were received as follows:

ZMK Construction Inc.	\$ 67,300.00
Bothar Construction, LLC	\$ 74,380.00
DiRenzo Brothers Construction, LLC	\$ 78,850.00
Chicago Construction	\$111,000.00
Dycon Construction Northeast, LLC	\$116,700.00
Byler Excavating, LLC	\$132,000.00
Boland's Excavating & Topsoil, Inc.	\$136,550.00
ProCon Construction, LLC	\$161,000.00

**Motion** to receive and file the bids for Western Heights Boulevard Creek Bank Stabilization – Town of Union CDBG-DR Program.



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Bids were called for on Thursday, April 16, 2015 at 10:00 A.M. for Valleyview Drive Drainage Repairs/Stabilization – Town of Union CDBG-DR Program.

Bids were received as follows:

ZMK Construction Inc.	\$ 59,000.00
DiRenzo Brothers Construction, LLC	\$ 64,750.00
Bothar Construction	\$ 80,680.00
Boland's Excavating & Topsoil, Inc.	\$ 99,875.00
Chicago Construction	\$109,000.00
ProCon Contracting	\$111,000.00
R.B. Magliocca General Contracting	\$112,200.00
Dycon Construction Northeast, LLC	\$112,250.00
Byler Excavating, LLC	\$139,000.00

**Motion** to receive and file the bids for Valleyview Drive Drainage Repairs/Stabilization – Town of Union CDBG-DR Program.

Bids were called for on Thursday, April 30, 2015 at 10:00 A.M. for Demolition and Site Clearance Townwide Demolition Part Two (TW2-D).

Bids were received as follows:

ZMK Construction Inc.	\$ 95,000.00
Gorick Construction Co Inc.	\$ 90,200.00
LCP Group Inc.	\$ 57,626.00

**Motion** to receive and file bids for Demolition and Site Clearance Townwide Demolition Part Two (TW2-D).

Bids were called for on Thursday, April 30, 2015 at 10:00 A.M. for Air Sampling/Project Monitoring – Townwide Demolition Part Two (TW2-M).

Bids were received as follows:

Keystone Environmental Services	\$ 4,750.00
Delta Engineers PC	\$ 8,880.00
Atlantic Testing Laboratories Ltd.	\$ 2,350.00
SJB Services Inc.	\$ 2,400.00
GYMO, DPC	\$ 4,178.00

**Motion** to receive and file the bids for Air Sampling/Project Monitoring – Townwide Demolition Part Two (TW2-M).



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Bids were called for on Thursday, April 30, 2015 at 10:00 A.M. for Demolition and Site Clearance West Corners Demolition Part Three (WC3-D).

Bids were received as follows:

ZMK Construction Inc.	\$ 66,000.00
Gorick Construction Co Inc.	\$ 68,490.00
LCP Group Inc.	\$ 43,026.00

**Motion** to receive and file bids for Demolition and Site Clearance West Corners Demolition Part Three (WC3-D).

Bids were called for on Thursday, April 30, 2015 at 10:00 A.M. for Air Sampling/Project Monitoring – West Corners Demolition Part Three (WC3-M).

Bids were received as follows:

Keystone Environmental Services	\$ 4,625.00
Delta Engineers PC	\$ 9,640.00
Atlantic Testing Laboratories Ltd.	\$ 2,350.00
SJB Services Inc.	\$ 2,600.00 (2 non-collusive, 1 signed)
GYMO, DPC	\$ 3,726.00

**Motion** to receive and file the bids for Air Sampling/Project Monitoring – West Corners Demolition Part Three (WC3-M).

## **APPROVAL OF MINUTES:**

**Motion** to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, April 15, 2015.

## **HEARING OF VISITORS:**

## **COMMUNICATIONS FOR FILING:**

1. Notice from New York State Department of Public Service regarding 13-E-0488, et al. Letter Ruling on Town of Clinton Intervenor Funding 3.14.15.pdf.
2. Notice from New York State Department of Public Service regarding 13-E-0488 et al. Letter Ruling on PVCC Intervenor Funding 4.14.15.pdf.



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3. Time Warner Programming Notices dated April 15, 2015 and April 29, 2015.
4. Notice from the Western Broome Veterans Memorial Parade Committee for the Memorial Parade on Monday, May 25, 2015.
5. Minutes of the Regular Meeting of the Board of Trustees of the Village of Endicott held on March 24, 2015 and April 14, 2015, Budget Meetings held on March 6, 2015 and March 13, 2015, Special Meeting held on April 21, 2015.
6. Notice of Certificate of Final Special Franchise Assessment from the State of New York Department of Taxation and Finance Office of Real Property Tax Services.
7. Minutes of the Regular Meeting and Work Session of the Board of Trustees of the Village of Johnson City held on April 7, 2015 and Budget Meetings held on April 1 and April 9, 2015.
8. Letter from Major Donald M. Faughnan, Troop Commander, Troop "C" New York State Police, to Supervisor Rose A. Sotak, thanking her and the employees of the Town for clearing the snow and cleaning the streets in front of the church in preparation of the funeral for Trooper Glen Woods.
9. Notice that the Association of Towns meeting is rescheduled for June 4, 2015.

## **COMMUNICATIONS FOR ACTION:**

1. E-mail from Ada Elwood to Supervisor Rose A. Sotak requesting use of a carousel horse for display at the New York State Good Sam SAMBOREE, being held at the Herkimer County Fairgrounds, Utica, New York on July 9 – 12, 2015.
2. Letter from Rick and Victoria Mancini in reference to the sewer back up into their home at 601 Milan Avenue, Endicott.
3. Letter from Village of Johnson City Mayor Gregory W. Deemie in regards to court security.
4. Letter from Ada L. Elwood in reference to lot grading at 15 Woodland Avenue, Johnson City causing a flooding problem on her property.
5. Letter from Suzanne Manley, 1140 Greenwood Glen, Endwell requesting permission to close the cul-de-sac on the top of Greenwood Glen on the afternoon of June 20, 2015 for a party; barricades requested.
6. Letter from Bob DeBonis, Church of the Holy Family, Endwell, requesting permission to hold their annual bazaar on August 6, 7 and 8, 2015.



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7. Letter from Patricia Bostwick, 811 Morlando Drive, Endicott, regarding compensation for material loss at her property due to a sewer blockage.
8. Letter from Christine Nestruck, 28 Burdick Avenue, Johnson City in reference to an interaction with the Dog Control Officer and a request for an update to our ordinance.
9. Notice of Summons from Richard J. Beatty and Jeanenne A. Beatty, Plaintiffs, regarding injuries Jeanenne A. Beatty sustained at the Endwell Little League on Struble Road.

**PETITIONS:**           None.

**COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:**

**THE FOLLOWING COMMITTEE ITEMS REFERENCE A MOTION OR RESOLUTION AND ARE SIMPLY POTENTIAL ITEMS AFTER DUE CONSIDERATION:**

**EMPLOYEES/SAFETY COMMITTEE**

Leonard J. Perfetti, Chairperson  
Robert Mack

**Motion** to authorize the hiring of Tod Zarzynski for part-time status per the Town of Union salary schedule.

**Motion** to authorize the hiring of Anthony Bilka for part-time status per the Town of Union salary schedule.

**Motion** to authorize the hiring of Mark DeSanto as a full-time Park Technician for the Parks & Recreation Department. The effective starting date to be immediately following the successful completion of pre-employment testing and salary to be determined by the current CSEA Collective Bargaining Agreement.

**Motion** to hire Larry Rozelle as a permanent full-time MEO Heavy to fill a budgeted vacancy in the Highway Department. The effective starting date to be immediately following the successful completion of pre-employment testing and salary to be determined by the current CSEA Collective Bargaining Agreement.

**Motion** to hire Adam Pipher as a permanent full-time Laborer in the Sewer Department at a starting salary of \$19,817.00 The effective starting date to be immediately following the successful completion of pre-employment testing and physical.



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## **FINANCE/CAPITAL PROJECTS COMMITTEE**

Thomas R. Augustini, Chairperson  
Leonard J. Perfetti

**Resolution** to authorize Shumaker Engineering to provide engineering services required to address Yellow Flag #9A140019, for BIN 3349790 project at a cost not to exceed \$8,787.00 and authorize Supervisor Rose A. Sotak to sign all of the necessary documents.

**Resolution** to authorize Shumaker Engineering to provide engineering services for the design of a road reconstruction project on Catalina Boulevard at a cost not to exceed \$6,973.00 and authorize Supervisor Rose A. Sotak to sign all of the necessary documents.

**Resolution** to authorize Shumaker Engineering to provide surveying and mapping services on Catalina Boulevard at a cost not to exceed \$5,870.00 and authorize the Commissioner of Public Works Louis V. Caforio to sign all of the necessary documents.

**Motion** to approve the following 2015 Budget Transfers:

Decrease:	10 1680 2500	Other Equipment	\$2,610.00
Increase:	10 1680 4512	Professional Services	\$2,610.00

**Resolution** to approve the following 2015 budget modifications:

Increase:	20 2680 0000	Insurance Recoveries	\$6,997.00
Increase:	20 1620 4423	Property Repair	\$6,997.00

## **LAWS & LEGISLATION/INTERGOVERNMENTAL COMMITTEE**

Frank J. Bertoni, Chairperson  
Robert Mack

**Resolution** to call for a Public Hearing to be held on May 20, 2015 involving 284 Endwell Street pursuant to Chapter 88 of the Town Code with notice provided to the owner as required.

## **PARKS, RECREATION & ENVIRONMENTAL COMMITTEE**

Leonard J. Perfetti, Chairperson  
Robert Mack



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**Resolution** to approve the Binghamton Philharmonic Engagement Contract as part of the extended 4<sup>th</sup> of July Extravaganza, upon the Town Attorney's review; and authorize Supervisor Rose A. Sotak to sign and execute the said agreement.

## **PLANNING, ZONING & ECONOMIC DEVELOPMENT COMMITTEE**

Frank J. Bertoni, Chairperson  
Robert Mack

**Resolution** to award the bid for Street Reconstruction Sherman Street – Floral Avenue to Grand Avenue 2014 Community Development Block Grant (CDBG) to Chicago Construction Co., Inc., Endicott, NY for their bid price of \$427,000.00.

**Resolution** to award the bid for Western Heights Boulevard Creek Bank Stabilization – Town of Union CDBG-DR Program to ZMK Construction, Inc., Apalachin, NY for their bid price of \$67,300.00.

**Resolution** to award the bid for Valleyview Drive Drainage Repairs/Stabilization – Town of Union CDBG-DR Program to ZMK Construction, Inc., Apalachin, NY for their bid price of \$59,000.00.

**Resolution** to authorize a contract extension with Westover YMCA for the CDBG-DR capital repair/improvement project through December 31, 2015 and authorize Supervisor Rose A. Sotak to execute the said agreement.

**Resolution** authorizing Supervisor Rose A. Sotak to execute a contract amendment with Hulbert Engineering and Land Surveying, DPC in an amount not to exceed \$1,875.00 for survey work and legal description for a required construction easement for the N. Loder Avenue reconstruction/drainage improvement project. The new contract amount will be \$16,075.00.

**Resolution** 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.

**Resolution** to award the bid for Demolition and Site Clearance Townwide Demolition Part Two (TW2-D) base bid only to LCP Group, Inc., Vestal, NY for their bid price of \$57,626.00. The Planning Director and Supervisor are further authorized to execute all documentation



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required to carry out said contract including payment for services rendered. The contract for Alternate 1 is not yet being awarded. The base bid includes the following properties:

- 3216 Metz Ave.
- 36 Oakdale Rd.
- 4 Oakdale Rd.
- 265 Endwell St.
- 27 Donald St.

**Resolution** to award the bid for Townwide Part Two Air Sampling (TW2-M) base bid only to Atlantic Testing Laboratories, Ltd., Canton, NY for their bid price of \$1,880.00. The Planning Director and Supervisor are further authorized to execute all documentation required to carry out said contract including payment for services rendered. The base bid includes the following properties:

- 3216 Metz Ave.
- 4 Oakdale Rd.
- 265 Endwell St.
- 27 Donald St.

**Resolution** to award the bid for Demolition for West Corners Part Three (WC3-D) base bid and Alternates 1, 2, & 3 to LCP Group, Inc., Vestal, NY for their bid price of \$43,026.00. The Planning Director and Supervisor are further authorized to execute all documentation required to carry out said contract including payment for services rendered. The base bid and three alternates include the following properties:

- 1394 Union Center-Maine Highway
- 1380 Union Center-Maine Highway
- 1382 Union Center-Maine Highway
- 1416 River Dr.
- 106-108 Carl St.

**Resolution** to award the bid for West Corners Part Three Air Sampling (WC3-M) base bid and Alternates 1, 2, & 3 to Atlantic Testing Laboratories, Ltd., Canton, NY for their bid price of \$2,350.00. The Planning Director and Supervisor are further authorized to execute all documentation required to carry out said contract including payment for services rendered. The base bid and three alternates include the following properties:

- 1394 Union Center-Maine Highway
- 1380 Union Center-Maine Highway
- 1382 Union Center-Maine Highway
- 1416 River Dr.
- 106-108 Carl St.



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**Resolution** authorizing Supervisor Rose A. Sotak to execute a CDBG Subrecipient Agreement with the Boys and Girls Club of Western Broome in an amount not to exceed \$21,947.19 for replacement of lighting in cooperation with a grant from NYSEG. The Supervisor and Planning Director are further authorized to execute all required documentation to implement this project. Funds for this project were included in the 2014 CDBG Annual Action Plan.

**Resolution** authorizing Supervisor Rose A. Sotak to execute a contract amendment with T & M Excavating in an amount not to exceed \$\_\_\_\_\_ for remobilization and documentable costs increase that have occurred since the contract was originally awarded.

## **PUBLIC WORKS COMMITTEE**

Leonard J. Perfetti, Chairperson  
Thomas R. Augustini

Proposals for Lawn Maintenance for 2015 at Town of Union Owned Properties – West Corners Area were received on April 24, 2015 at 10:00 A.M. as follows:

Greenskeeper	\$ 7,920.00
Metera & Son Land & Ground Maintenance – Dan Metera	\$ 8,994.00
The Lawn Wizard – Gene Tiberi	\$14,400.00
TBL Landscaping – Taylor Lown	\$22,345.00
Rudy Zavada, Jr.	\$22,500.00
Patterson Lawn Service – Zeb Patterson	No Bid Received

**Resolution** to award the Proposal for Lawn Maintenance for 2015 at Town of Union Owned Properties – West Corners Area to Greenskeeper, Endicott for the low bid price of \$7,920.00.

## **HEARING OF VISITORS:**

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

1. Town of Union Planning Board Minutes – January 13, 2015
2. Permits Report – March 2015
3. Town of Union Planning Board Decision – Special Permit Approval – Outdoor Sales and Display, Boland Excavating, 1000 West Main Street, Endicott, Tax Map #156.15-2-3.
4. Town of Union Planning Board Decision – Site Plan Approval – Landscape Depot/Outdoor Sales, Boland Excavating, 1000 West Main Street, Endicott, Tax Map #156.15-2-3.



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5. Town of Union Planning Board Decision – Site Plan Approval: Restaurant – Iliya Honovich 737 West Main Street, Endicott, Tax Map #146.15-2-20.
6. Town of Union Planning Board Decision – Special Permit Approval-Sit-Down Restaurant - Iliya Honovich, 737 West Main Street, Endicott, Tax Map #146.15-2-20.
7. Town of Union Planning Board Decision – Amended Homestead Village PUD Plan – Addition of Footgolf Course Site Plan Approval – William Walsh, 4101 & 4311 Watson Blvd., 13 Beech St. and the Homestead Village Subdivision, Tax Map #'s142.07-1-9.1, 126.04-1-10.111, 142.07-1-6.12, 142.07-1-6.2, 142.11-3-1 to 36, 142.11.-3-38, 142.15-1-2&3.
8. Town of Union Local Development Corporation Audited Financial Statements for Year 2014.
9. Town of Union Local Development Corporation Meeting Minutes for February 26, 2015.
10. Town of Union Planning Board Decision – Site Plan Approval – David Ford, Centerline Communications, LLC – AT&T Project #2151731336, 331 Skye Island Drive, Endicott, Tax Map #141.13-1-14.1.
11. Town of Union Comptroller's Monthly Report – February 28, 2015.

### **ADJOURNMENT:**

GLS/bk

Gail L. Springer, RMC  
Town Clerk