



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*

AGENDA

TOWN OF UNION BOARD MEETING

May 7, 2014

SALUTE TO THE FLAG:

Resolution to issue a Negative Declaration under the State Environmental Quality Review Act (SEQRA) for the amendment of Uses in Section 300-20.3, table 20-2 in the rural Residential Zoning District to have as a Special Permit Use Recreation and Entertainment Venue, Outdoor adding the following to Section 30-70.2 Definitions.

PUBLIC HEARINGS:

A Public Hearing was called for on Wednesday, May 7, 2014 at 7:30 P.M. to amend Uses in Section 300-20.3, table 20-2 in the rural Residential Zoning District to have as a Special Permit Use Recreation and Entertainment Venue, Outdoor adding the following to Section 30-70.2 Definitions:

Recreation and Entertainment Venue, Outdoor

Predominately spectator uses conducted in open or tents. Typical uses include sports fields, golf driving ranges, miniature golf course, art shows, food shows, craft fairs, concerts, car shows and religious revivals. This definition shall exclude automobile, motorized cart and motorcycle tracks. Accessory uses, including user supplies, food service and sales, service and storage of recreation equipment and accessories are permitted.

Pub. & Posted 4/25/14.

BIDS:

Bids were called for on Monday, April 28, 2014 at 10:00 A.M. for Winston Drive - Pruyne Street to Lorne Drive Street Reconstruction.

Bids were received as follows:

Chicago Construction Company, Inc.	\$469,000.00
Gary Dyer Excavating & Tank Service, Inc.	\$545,900.00
Albert Torto Construction Corporation	\$551,687.50
G. DeVincentis & Son Construction, Inc.	\$564,000.00
DeNinis Construction, Inc.	\$585,265.00



Town of Union

Motion to receive and file the bids for Winston Drive - Pruyn Street to Lorne Drive Street Reconstruction.

Bids were called for on Thursday, May 1, 2014 at 10:00 A.M. for Air Sampling/Project Monitoring - Westover Demolition Part Two (WO2-M).

Bids were received as follows:

SJB Services, Inc.	\$15,400.00
Atlantic Environmental Consulting Services	\$24,416.00
Atlantic Testing Laboratories	\$26,880.00
Keystone Environmental Services	\$27,972.00

Motion to receive and file the bids for Air Sampling/Project Monitoring - Westover Demolition Part Two (WO2-M).

Bids were called for on Thursday, May 1, 2014 at 10:00 A.M. for Demolition and Site Clearance - Westover Demolition Part Two (WO2-D).

Bids were received as follows:

Gorick Construction, Inc.	\$256,600.00
LCP Group, LLC	\$293,807.00
Peak Environmental, Inc.	\$324,800.00
Dan's Hauling & Demo, Inc.	\$357,960.00

Motion to receive and file the bids for Demolition and Site Clearance - Westover Demolition Part Two (WO2-D).

Bids were called for on Monday, May 5, 2014 at 10:00 A.M. for Electric Sign at Highland Park.

Bids were received as follows:

Stewart Signs	\$ 15,889.00
3i Graphics & Signs	\$ 17,165.00
T.J. Sign Solutions	\$ 34,400.00

Motion to receive and file the bids for Electric Sign at Highland Park.



Town of Union

APPROVAL OF MINUTES:

Motion to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, April 16, 2014 and the Work Session on April 22, 2014.

HEARING OF VISITORS:

COMMUNICATIONS FOR FILING:

1. E-Mail dated April 15, 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 Budget Meeting #1 held on March 19, 2014, Budget Meeting #2 held on March 22, 2014, Budget Meeting #3 held on March 25, 2014, Budget Meeting #4 held on March 27, 2014, Regular Meeting and Work Session held on April 1, 2014, Special Meeting held on April 4, 2014 and Special Meeting held on April 7, 2014 of the Village Board of the Village of Johnson City Board of Trustees.
3. Letter from Daniel A. Schofield, Commissioner, Broome County Department of Public Works to Supervisor Rose Sotak and Commissioner of Public Works Louis Caforio in reference to Broome County Landfill and Greater Binghamton Airport Sanitary Sewer Project DPW Project No: WS-0801.
4. Letter from Nathan D. VanWhy, Associate, Coughlin & Gerhart LLP to Town Clerk Gail Springer in reference to Notification Pursuant to Section 239-nn of the NYS General Municipal Law Local Law for Amending various chapters of the Village of Johnson City Code.
5. Letter from Nathan D. VanWhy, Associate, Coughlin & Gerhart LLP to Supervisor Rose Sotak and Town Council Members in reference to the withdrawal of the Handicapped Children's Association Rezoning Petition.
6. Copy of letter from Alex G. Czuhanych, Project Manager, NYS Department of Environmental Conservation, Division of Environmental Remediation, to Mitchell E. Meyers, Manager, Environmental Remediation, IBM, Manassas, Virginia, regarding Request for Reduction in VOC Reporting List for Groundwater Monitoring, Misc. Activity C: Operation, Maintenance, and Monitoring, Former IBM Facility, Endicott, NY, AOC Index No. A7-0502-0104, NYSDEC Site No. 704014.
7. Copy of letter from Alex G. Czuhanych, Project Manager, NYS Department of Environmental Conservation, Division of Environmental Remediation, to Mitchell E. Meyers, Manager, Environmental Remediation, IBM, Manassas, Virginia, regarding Bedrock



Town of Union

Groundwater Assessment Report of Findings, Operable Unit No. 5, Building 57 Area, Former IBM Facility, Endicott, NY, AOC Index No. A7-0502-0104, NYSDEC Site No. 704014.

8. Notices and Reports from State of New York Public Service Commission on Symposium Reforming the Energy Vision held on April 24, 2014 in Albany, New York.
9. Letter from Marie Kalka, Director, OMB, Broome County Office of Management & Budget to Supervisor Rose Sotak in reference to a significant decrease in sales tax collection to Broome County for the 1st quarter of 2014.

COMMUNICATIONS FOR ACTION:

1. Letter from Bob Kashou, President, Greater Binghamton Sports Complex advising that he is applying for a Seasonal Beer and Wine License for the outside Pavilion at the Family Sports Complex, Inc., 1500 Airport Road, Binghamton, NY 13905.
2. Letter to Laura J. Lindsley, Comptroller, from Geraldine DeMarco, 969 Taft Avenue, Endicott, requesting reimbursement for damages to her property by a sewer line backup in front of her home.

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

Thomas R. Augustini, Chairperson
Leonard J. Perfetti

Motion to authorize the hiring of Joe Fabrizi for part-time status due to the new federal regulations per the Town of Union salary schedule.

Motion to authorize the hiring of Ryan Edwards as a permanent full-time Laborer to fill a budgeted vacancy in the Highway Department. The effective starting date will be immediately following successful completion of pre-employment testing and the salary to be determined by the current CSEA Collective Bargaining Agreement.



Town of Union

FINANCE/CAPITAL PROJECTS COMMITTEE

Thomas R. Augostini, Chairperson
Leonard J. Cicciarelli

Motion to approve the following 2013 Year End/Audit Budget Transfers:

G/L Account #	Description	Increase	(Decrease)
General Fund			
10 1010 1030	Temporary		(1,566.50)
10 1010 4011	OSHA		(50.00)
10 1010 4099	Temporary non-payroll		(1,000.00)
10 1010 4101	Office Supplies		(305.12)
10 1010 4601	Travel & Expense Reimbursement		(236.69)
10 1110 1010	Salary		(750.00)
10 1110 1080	Compensated Absences		(3,000.00)
10 1110 1090	Health Insurance Buy-out	750.00	
10 1110 2200	Office Equipment		(1,000.00)
10 1110 2500	Other Equipment		(372.28)
10 1110 4011	OSHA		(50.00)
10 1110 4101	Office Supplies		(1,168.30)
10 1110 4104	Books, Periodicals & Subscr	1,372.28	
10 1110 4171	Clothing	135.45	
10 1110 4225	Cell Phones		(135.45)
10 1110 4403	Printing	282.00	
10 1110 4418	Over Short	100.00	
10 1110 4512	Consultant	588.75	
10 1110 4601	Travel & Expense Reimbursement	197.55	
10 1220 1010	Salary	14,972.17	
10 1220 1030	Temporary	2,854.90	
10 1220 1080	Compensated Absences		(3,634.29)
10 1220 4101	Office Supplies	541.81	
10 1315 1010	Salary	9,769.19	
10 1315 4101	Office Supplies		(90.00)
10 1315 4605	Dues & Memberships	90.00	
10 1355 1010	Salary	1,197.67	
10 1355 1080	Compensated Absences		(7,197.67)
10 1355 4011	OSHA		(91.21)
10 1355 4101	Office Supplies		(217.97)
10 1355 4403	Printing	217.97	
10 1410 1010	Salary	2,772.23	
10 1410 1080	Compensated Absences		(2,772.23)
10 1410 4225	Cell Phones	23.68	
10 1410 4401	Equipment Maintenance	94.24	



Town of Union

10 1410 4501	Filing Fees		(100.00)
10 1410 4628	Employee Physicals	100.00	
10 1410 4403	Printing		(117.92)
10 1420 1010	Salary	234.42	
10 1420 4101	Office Supplies		(234.42)
10 1420 4104	Books, Periodicals & Subscr		(3,559.00)
10 1420 4512	Professional Services	12,359.00	
10 1420 4515	Legal Expense		(7,000.00)
10 1420 4601	Travel & Expense Reimbursement		(1,800.00)
10 1430 4512	Consultant	1,474.60	
10 1430 4603	Legal Notices	1,059.66	
10 1430 4630	Pre-employment Physicals	414.00	
10 1491 4011	OSHA	191.21	
10 1620 1010	Salary	609.99	
10 1620 1040	Overtime		(609.99)
10 1620 1080	Compensated Absences		(4,000.00)
10 1620 2500	Other Equipment		(7.69)
10 1620 4202	Electricity		(2,395.47)
10 1620 4205	Gas		(2,463.26)
10 1620 4225	Cell Phones	7.69	
10 1622 4202	Electricity		(8,165.71)
10 1680 1010	Salary	30,865.71	
10 1680 1040	Overtime		(300.00)
10 1680 1080	Compensated Absences		(10,000.00)
10 1680 2200	Office Equipment		(1,500.00)
10 1680 2500	Other Equipment		(2,000.00)
10 1680 4101	Office Supplies	412.36	
10 1680 4138	Checks		(412.36)
10 1680 4401	Equipment Maintenance		(500.00)
10 1680 4628	Employee Physicals		(100.00)
10 1910 4301	Property Insurance		(1,200.00)
10 1910 4303	Equipment Insurance	196.00	
10 1910 4305	Auto Insurance		(196.00)
10 1910 4309	Miscellaneous Insurance	2,193.00	
10 1989 2200	Office Equipment		(4,000.00)
10 1989 2500	Other Equipment		(2,500.00)
10 1989 4403	Printing		(485.00)
10 1989 4412	Copier		(2,712.24)
10 1989 4418	Miscellaneous Other		(25.00)
10 1989 4424	Interest, Penalties	25.00	
10 1989 4425	General Town Code Book		(2,400.00)
10 1989 4512	Consultant	5,112.24	
10 1989 4805	Audit & Accounting		(993.00)



Town of Union

10 3510 1020	Hourly		(5,000.00)
10 3510 1040	Overtime		(800.00)
10 3510 1080	Compensated Absences		(1,000.00)
10 3510 4112	Tire	7.96	
10 3510 4167	Gloves, Boots & Gear		(7.96)
10 5182 4202	Electricity	513.63	
10 5182 4401	Equipment Maintenance		(513.63)
10 7145 1010	Salary	1,156.77	
10 7145 1036	Seasonal - Winter	429.63	
10 7145 1039	Seasonal - Fall		(1,429.63)
10 7145 1080	Compensated Absences		(1,156.77)
10 7145 4159	Recreational Supplies		(4.65)
10 7145 4225	Cell Phones	4.65	
		<u>93,327.41</u>	<u>(93,327.41)</u>
Part-Town			
20 1440 4101	Office Supplies		(4.00)
20 1440 4601	Travel & Expense Reimbursement	4.00	
20 1490 1010	Salary	815.41	
20 1490 1080	Compensated Absences		(815.41)
20 1910 4305	Auto Insurance		(3,781.00)
20 1910 4309	Miscellaneous Insurance	3,781.00	
20 1989 4403	Printing		(3,000.00)
20 1989 4512	Consultant	5,078.77	
20 1989 4602	Postage & Freight		(2,078.77)
20 1989 4414	Radio Maintenance		(131.79)
20 1989 4424	Interest & Penalties	131.79	
20 3310 2500	Other Equipment	294.95	
20 3310 4111	Parts		(294.95)
20 3620 1010	Salary		(25.50)
20 3620 1030	Temporary	25.50	
20 3620 4101	Office Supplies		(406.08)
20 3620 4104	Books, Periodicals & Subscr	406.08	
20 3620 4401	Equipment Maintenance		(78.96)
20 3620 4601	Travel & Expense Reimbursement	1,744.96	
20 3620 4620	Education		(1,666.00)
20 5010 1010	Salary	1,149.33	
20 5010 1080	Compensated Absences		(1,149.33)
20 5010 2200	Office Equipment		(21.28)
20 5010 4401	Equipment Maintenance	21.28	
20 8010 1010	Salary		(6.38)
20 8010 1040	Overtime	6.38	
20 8020 4011	OSHA		(120.00)
20 8020 4099	Temporary non-payroll	120.00	



Town of Union

20 8021 4101	Office Supplies		(101.38)
20 8021 4403	Printing	101.38	
20 8120 1020	Hourly	2,797.62	
20 8120 1040	Overtime		(2,797.62)
20 8120 2500	Other Equipment		(256.25)
20 8120 4167	Gloves, Boots & Gear	256.25	
20 8120 4225	Cell Phones	12.34	
20 8120 4401	Equipment Maintenance		(12.34)
20 8120 4416	Uniforms		(100.00)
20 8120 4628	Employee Physicals	100.00	
20 8160 1020	Hourly		(13,221.50)
20 8160 1030	Temporary	13,064.73	
20 8160 1040	Overtime	156.77	
20 8540 2050	Drainage	11,508.31	
20 8540 4202	Electricity	1,520.67	
20 8989 1030	Temporaru	1,184.62	
20 8989 4602	Postage & Freight	364.08	
20 8989 4603	Legal Notices	144.50	
20 8989 4512	Professional Services		(14,722.18)
20 9710 7000	Interest Bonds		(684.86)
20 9730 7100	Intrest BANs	684.86	
		<u>45,475.58</u>	<u>(45,475.58)</u>
Water			
22 8340 2500	Other Equipment	171.71	
22 8340 4000	Miscellaneous Bonding	1,031.06	
22 8340 4202	Electricity		(1,369.05)
22 8340 4401	Equipment Maintenance	166.28	
22 9030 8008	Social Security		(7.36)
22 9040 8003	Workers Compensation	7.36	
22 9785 6300	Installment Purchase Principal		(42.88)
22 9785 7300	Installment Purchase Interest	42.88	
		<u>1,419.29</u>	<u>(1,419.29)</u>
Highway			
31 5110 1020	Hourly		(27,842.48)
31 5110 1030	Temporary	2,842.90	
31 5110 4106	Diesel Fuel	5,626.60	
31 5110 4124	Catch Basins	2,489.16	
31 5110 4126	Blacktop Repairs		(2,493.80)
31 5110 4153	Bricks & Blocks	4.64	
31 5110 4190	Gasoline		(5,626.60)
31 5130 4110	Small Tools & Implem		(562.56)
31 5130 4112	Tires	562.56	



Town of Union

31 5142 1040	Overtime	24,999.58	
31 9040 8003	Workers Compensation	7,814.77	
31 9050 8009	Unemployment	7,830.96	
31 9060 8004	Health Insurance		(15,645.73)
		<u>52,171.17</u>	<u>(52,171.17)</u>
Parks			
40 7110 1020	Hourly		(9,847.86)
40 7110 1040	Overtime	9,847.86	
40 7110 4301	Property Insurance	1,069.67	
40 7110 4302	Liability Insurance		(750.00)
40 7110 4303	Equipment Insurance		(196.00)
40 7110 4305	Auto Insurance		(123.67)
40 7110 4512	Professional Services	149.85	
40 7110 4603	Legal Notices		(149.85)
40 9060 8004	Health Insurance		(769.00)
40 9089 8028	Medicare Reimbursement	769.00	
		<u>11,836.38</u>	<u>(11,836.38)</u>
		204,229.83	(204,229.83)

Resolution to approve following year-end 2013 Budget Modifications:

Increase:	60 3960 0000	State Aid – Emergency	\$ 40,580.09
Increase:	60 4960 0000	Federal Aid - Emergency	\$ 121,740.26
Increase:	60 1902 3101	Struble Road Project	\$ 162,320.35
YE appropriation for aid due on Struble Road			

Increase:	20 1120 0000	Sales Tax Revenue	\$ 118,428.96
Increase:	20 9901 9000	Transfer to HW	\$ 118,428.96
YE appropriation for additional HW share of revenue increase			

Increase:	20 3389 0000	State Aid – Public Safety	\$ 2,684.85
Increase:	20 4510 0000	Federal Aid	\$ 15,919.20
Increase:	20 3310 2500	Capital – Signals	\$ 18,604.05
YE appropriation of aid due on traffic signal project			

LAWS & LEGISLATION/INTERGOVERNMENTAL COMMITTEE

Frank Bertoni, Chairperson
Leonard J. Cicciarelli



Town of Union

Resolution to amend Uses in Section 300-20.3, table 20-2 in the rural Residential Zoning District to have as a Special Permit Use Recreation and Entertainment Venue, Outdoor adding the following to Section 30-70.2 Definitions:

Recreation and Entertainment Venue, Outdoor

Predominately spectator uses conducted in open or tents. Typical uses include sports fields, golf driving ranges, miniature golf course, art shows, food shows, craft fairs, concerts, car shows and religious revivals. This definition shall exclude automobile, motorized cart and motorcycle tracks. Accessory uses, including user supplies, food service and sales, service and storage of recreation equipment and accessories are permitted.

Resolution to approve the Agreement with Endwell Fire Department for use of certain properties acquired through the FEMA and Disaster Relief Program for fire training and educational purposes and authorize Supervisor Rose A. Sotak to execute said agreement.

PARKS, RECREATION & ENVIRONMENTAL COMMITTEE

Leonard J. Perfetti, Chairperson
Leonard J. Cicciarelli

Resolution 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).

PLANNING, ZONING & ECONOMIC DEVELOPMENT COMMITTEE

Frank Bertoni, Chairperson
Leonard J. Cicciarelli

Resolution to award the bid for Air Sampling/Project Monitoring - Westover Demolition Part Two (WO2-M) to SJB Services, Inc., Hamburg, New York for their low bid price of \$15,400.00.

Resolution to award the bid for Demolition and Site Clearance - Westover Demolition Part Two (WO2-D) to Gorick Construction Company, Inc., Binghamton, New York, for their low bid price of \$256,600.00.

Resolution to approve amendment number 9 to the Action Plan for Disaster Recovery and authorize the commitment of funds not to exceed (\$45,000.00) from the budget lines as listed and outlined in the Public Notice for JC Senior Center Parking Lot Repair Project.



Town of Union

Resolution to authorize a change in the Boys & Girls Club of Western Broome CDBG FFY 2013 Budget from Health, FICA, Etc (Program Coord.) x 4: \$1,000.00 to Transportation: \$1,000.00.

PUBLIC WORKS COMMITTEE

Leonard J. Perfetti, Chairperson
Frank Bertoni

Resolution to approve the yearly (2014) contract with Maine-Endwell Schools for refuse and recycling collection and to authorize Supervisor Rose A. Sotak to sign the said contract.

Resolution to award the bid for Winston Drive - Pruyne Street to Lorne Drive Street Reconstruction to Chicago Construction Company, Inc., Endicott, New York, for their low bid price of \$469,000.00.

Proposals for Lawn Maintenance for 2014 at 58 Town of Union Owned Properties were received on Friday, April 25, 2014 at 10:00 A.M. as follows:

The Lawn Wizard – Gene Tiberi	\$32,500.00
TBL Landscaping – Taylor Lown	\$34,997.00
Patterson Lawn Service	\$54,810.00

Resolution to award the Proposal – Lawn Maintenance for 2014 at 58 Town of Union Owned Properties to The Lawn Wizard–Gene Tiberi for their low bid price of \$32,500.00.

Motion to authorize the advertising of bids for Rehabilitation of Sally Piper Road Bridge over Patterson Creek. Bids to be received at a time and date to be determined by the Commissioner of Public Works.

Resolution to authorize the Town of Union to appropriate a minimum of 20% local match as required by the Engineering Planning Grant Program for the Town of Union Sewer Corridor Study Project #32643. The maximum local share appropriated subject to any changes agreed to by Supervisor Rose A. Sotak shall not exceed \$20,000.00 based upon 20% of the total project costs based upon a total estimated maximum project cost of \$60,000.00. Supervisor Rose A. Sotak may increase this local match through the use of in kind services without further approval from the Town of Union.



Town of Union

Resolution to authorize Supervisor Rose A. Sotak to execute a Grant Agreement with the NYS Environmental Facilities Corporation and any and all other contracts, documents and instruments necessary to bring about the project and to fulfill the Town of Union's obligations under the Engineering Planning Grant #32643 – Town of Union Sewer Corridor Study.

HEARING OF VISITORS:

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

1. Town of Union Local Development Corporation Audited Financial Statements for Year 2013.
2. Town of Union Planning Board Decision – Site Plan Review – Sprint/Crown Castle 331 Skye Island Drive, Endicott, Tax Map # 141.13-1-14.1.
3. Town of Union Planning Board Decision – Site Plan Review – O'Brien & Gere, Inc. of North America – 1395 Robinson Hill Road, Endwell, Tax Map # 126.18-1-20.
4. Town of Union Planning Board Decision – Site Plan Review – Derrick R, Burford, 2104 E. Main Street, Endwell, Tax Map # 157.07-5-11.
5. Town of Union Planning Board Decision – Site Plan Review – Rick Holden, 1224 Campville Road, Endicott, Tax Map # 156.18-1-35.

ADJOURNMENT:

GLS/bk

Gail L. Springer, RMC
Town Clerk