



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

November 4, 2015

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, November 4, 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: Town Attorney Alan J. Pope, Town Clerk Gail L. Springer, Deputy Town Clerk Rebecca Kruczkowski, Comptroller Laura J. Lindsley.

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, November 4, 2015 at 7:30 P.M. to consider the 2016 Preliminary Budget and annual fire contracts for the fire protection districts, and proposed Tax Cap Override local law.
Pub. & Posted 10/30/2015

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

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, October 21, 2015.
Carried.

HEARING OF VISITORS:

A resident of Endicott, asked for updates on the old EJ Building and the skating rink. He also asked what the procedure is to get a street named.



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Town Attorney Alan J. Pope said it has been a long litigation process with the EJ property that is now finally completed. He said he needs some additional environmental information before he moves forward with the next phase and because it is litigation related, he cannot elaborate more on it.

Councilman Leonard J. Perfetti said he will research the street naming process and let him know.

Councilman Frank Bertoni said developers get to name their streets when they are completed.

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

COMMUNICATIONS FOR FILING:

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

1. Time Warner Programming Notices dated October 21, 2015 and November 4, 2015.
2. Minutes of the Regular Meeting and Work Session of the Board of Trustees of the Village of Johnson City held on September 15, 2015.
3. 2016 Final Budget for West Corners Fire District.
4. Minutes of the Regular Meeting and Work Session of the Board of Trustees of the Village of Johnson City held on October 6, 2015.
5. 2016 Final Budget for Endwell Fire District.
6. Minutes of the Regular Meeting of the Board of Trustees of the Village of Endicott held on October 13, 2015.
Carried.

COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Bertoni to refer the letter from Mayor John R. Bertoni to Supervisor Sotak and Town Council in reference to helping the Village defray the costs for the Veteran's Day Parade and Endicott Holiday Parade to the Town Board and Comptroller Laura J. Lindsley.
Carried.
2. Moved by Augustini, seconded by Bertoni to approve the letter from Greg Catlin, General Manager, WBNG-TV/Binghamton CW, requesting the use of Highland Park and surrounding



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streets for a planned 5k foot race on Sunday, November 22, 2015 from 8 AM to 12 PM. and refer it to Commissioner of Public Works Louis V. Caforio, Highway Superintendent Chester Kupiec and Town Clerk Gail L. Springer.

Carried.

3. Moved by Augostini, seconded by Bertoni to refer the letter from Pamela M. Eshbaugh, P.E., Regional Planning and Program Manager, New York State Department of Transportation, in reference to PIN 904137 Preventive Maintenance Paving Project, State Route 17C, Town of Union & Village of Johnson City, Broome County to the Town Board, Town Attorney Alan J. Pope, Commissioner of Public Works Louis V. Caforio and Planning Director Paul A. Nelson.

Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Perfetti, seconded by Mack to appoint Mary L. Standish as a full-time Deputy Dog Control Officer provisionally at a starting salary of \$20,933.00 as determined by the current CSEA Collective Bargaining Agreement following successful completion of pre-employment testing.

Carried.

Moved by Perfetti, seconded by Mack to authorize the hiring of Steve Babicek as permanent full-time MEO Heavy to replace the position vacated by Daniel Kaczynski. Start date would be after successful completion of pre-employment testing and salary to be determined by the current CSEA Collective Bargaining Agreement.

Carried.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to issue and sign the letter to Schelp, Powell & Associates transferring to a special account administered by the Town Board the approximately \$7,000.00 held in trust for the maintenance of the Patterson Cemetery. It is the opinion of the Town Attorney that in accordance with Town Law §291 the Town Board can accept the transfer of the trust funds from Schelp, Powell & Associates into a Town account to offset the cost of maintaining the lots in the Patterson Cemetery.)

Res. by Augostini, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.



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(Prepared Resolution filed as part of these minutes requesting as required by Section 2019-a of the Uniform Justice Court Act, the necessary referendum for approval and submission to the New York State Office of Court Administration Department of Audit and Control, the Annual Justice Court Audit prepared by the Town Deputy Comptroller.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to approve following 2015 Budget Modifications:

Increase:	10 2001 0000	Recreation	\$5,300.00
Increase:	10 7145 4459	Recreation Program Services	\$5,300.00).

Res. by Augustini, seconded by Perfetti.
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 Wednesday, November 18, 2015 at 7:30 P.M. to consider approval of RPTL 421-f Home Improvement Exemption for Residential Property Owners.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes a Public Hearing to be held on Wednesday, November 18, 2015 at 7:30 P.M. to consider amending Town of Union Code §191-14 - Parking in designated locations as follows:

<u>Name of Street</u>	<u>Location</u>
Country Club Road (north side)	From the northwest corner of Shamrock Dr.– a distance of 75 west.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to sign the completed Reaffirmation of Municipal Park Boundaries of Highland Park and assert the understanding of the New York State Parkland Alienation Law and Section 6 (f) requirements of Land and Water Conservation Fund Act (LWCF).)

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

Vote: All yes.

Moved by Perfetti, seconded by Augustini to authorize the advertisement of bids for the rental and disposal of Construction & Demolition debris containers and scrap metals. Bids to be



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received by Gail L. Springer, Town Clerk on Monday, November 23, 2015 at 10:00 A.M. at which time they will be opened and read aloud.

Carried.

Moved by Perfetti, seconded by Augostini to post on the south side of Robins Street “No Parking Anytime” between N. Knight Avenue and Beckwith Avenue and to post a sign to be determined on Lee Avenue between Hall Street and Knightlee Avenue, N. Knight Avenue between Hall Street and Knightlee Avenue, Knightlee Avenue and King Street between North Knight Avenue and Beckwith Avenue, on a trial basis from December 1, 2015 to April 1, 2016. Carried.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to sign the New York State Department of Transportation Rights of Entry form for permanent easement on Town property located at 3608 George F. Highway.)

Res. by Perfetti, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

HEARING OF VISITORS:

A resident of Endicott, presented a calendar of Veteran’s events to the Board.

A resident of Endwell, said there are a lot of leaves on his street and he would appreciate having them picked up.

Councilman Robert Mack said the trucks have been out daily.

A resident of Johnson City, asked for clarification on some Board actions of this meeting: hiring of Deputy Dog Control Officer, home improvement exemptions and the tax cap override.

Town Attorney Alan J. Pope explained the home improvement exemption law.

Councilman Frank Bertoni said the home improvement exemption law has been in effect for seven years and is now being made permanent.

Supervisor Rose A. Sotak said the Town is under the tax cap for this budget.

Councilman Frank Bertoni said the tax cap is crushing municipalities, forcing them to make tough decisions to keep their budgets under the cap.

Councilman Robert Mack said employee’s health insurance premiums are putting a huge strain on the budget.



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Councilman Thomas R. Augostini said it is extremely difficult to follow the State laws and mandates that are forced on municipalities in the budget process. He further said health insurance and pensions are mandates that cannot be changed, forcing budget cuts to be made in other areas.

A resident of Endwell, said instead of using salt on the roads, which corrodes cars, why doesn't the Town use sand like they do in Pennsylvania.

Town Attorney Alan J. Pope said studies have been made and have determined that sand actually causes more problems such as the catch basins being plugged when the snow melts

Councilman Robert Mack said the Town does mix sand with the salt to extend the supply of the salt.

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

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

Moved by Augostini, seconded by Bertoni to receive and file the following Department Reports:

1. Town of Union Local Development Corporation Meeting Minutes for August 20, 2015.
2. Permits Report – September 2015.
3. Endwell Fire District Audit Report for fiscal year 2014.

Carried.

At this time, the Board recognized the passing of former Highway Superintendent Donald Battaglini's wife Diane and offered their condolences.

ADJOURNMENT:

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

The meeting was adjourned at 8:16 P.M.

GLS/bk

Gail L. Springer, RMC
Town Clerk