



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

October 7, 2015

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, October 7, 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 Leonard J. Perfetti, Councilman Robert Mack.
Absent: Councilman Frank Bertoni.

TOWN OFFICIALS PRESENT: Town Attorney Alan J. Pope, Deputy Town Attorney Rosemarie Pope, Town Clerk Gail L. Springer, Deputy Town Clerk Rebecca Kruczkowski.

Also in attendance were Broome County Legislator Ronald Heebner and former Village of Endicott Mayor David Archer.

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

PUBLIC HEARINGS: None.

BIDS:

Bids were called for on Friday, October 2, 2015 at 10:00 A.M. for the Union Volunteer Emergency Squad Building Repair Project - Town of Union CDBG-DR Program.

Bids were received as follows:

Marchuska Brothers Construction, LLC	
Base Bid Price:	\$75,800.00
Alt. #1	<u>\$14,360.00</u>
Total Bid Price:	\$90,160.00

Moved by Augustini, seconded by Perfetti to receive and file the single bid for the Union Volunteer Emergency Squad Building Repair Project - Town of Union CDBG-DR Program.
Carried.



Town of Union

APPROVAL OF MINUTES:

Moved by Augustini, seconded by Perfetti to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, September 16, 2015 and Work Session held on Tuesday, September 29, 2015.
Carried.

HEARING OF VISITORS:

A resident of Endicott, presented a petition to the Town Board signed by 230 residents requesting village, town, county and state officials to advocate on their behalf against National Pipe and Plastics. He stated they hired a new attorney experienced in environmental concerns to represent their group United For a Healthy West Endicott.

Supervisor Rose A. Sotak accepted the petition to be placed on record for this meeting.

A resident of Endicott, asked about the status of the EJ Building and also presented a flyer to the Town Board regarding a project being done to collect photos of Korean War veterans.

Supervisor Rose A. Sotak said we will put this flyer on the bulletin board.

A resident of Endicott, requested a speed limit change on Dickson Street, Endicott.
(Communications for Action #4 of this meeting).

Town Attorney Alan Pope responded on the findings of Commissioner of Public Works and the Union Endicott School Superintendent regarding this request. He said the area does not qualify for a school speed zone and they would have to go to the school district to continue this discussion.

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

COMMUNICATIONS FOR FILING:

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

1. Letter from Christina Dutko, Deputy Commissioner and Karen Davis, Deputy Commissioner, Broome County Board of Elections, to Gail L. Springer, Town Clerk, advising that the proposed charge backs in Broome County's 2016 Election Budget for the Town of Union is \$184,876.00, which the legislature will vote to approve or disapprove in November 2015.



Town of Union

2. Letter from Richard F. Laberge, P.E., President, Laberge Group, to Supervisor Rose A. Sotak in reference to Planning for 2016 and beyond.
3. Time Warner Programming Notices dated September 16, 2015 and October 7, 2015.
4. Minutes of the Regular Meeting and Work Session of the Board of Trustees of the Village of Johnson City held on September 1, 2015.
5. Letter from Daniel S. Cohen, Cohen Law Group, to Town Clerk Gail L. Springer in reference to Free Legal Assessment Regarding Cable Franchise and Wireless Matters.
6. Minutes of the Broome County Association of Towns and Villages held on April 23, 2015.
7. Letter from Kathleen Wright, Animal Health Inspector, New York State Department of Agriculture and Markets, to Supervisor Rose A. Sotak, with enclosed Dog Control Office Inspection Report completed on September 11, 2015.
8. Letter from Richard M. Lord, Chief of Mitigation Programs and Agency Preservation Officer, Homeland Security and Emergency Services, to Supervisor Rose A. Sotak in reference to PDM Project # - LPDM-PJ-02-NY-2010-001, Project Title – Concrete Flood Wall and Closure across Watson Blvd. – Payment #1.
Carried.

COMMUNICATIONS FOR ACTION:

1. Moved by Augostini, seconded by Perfetti to refer the letter from Martin Ciccone, 957 Sarah Lane, Endicott, to Town Attorney Alan J. Pope regarding damage to his mailbox and mailbox holder by a snowplow to Commissioner of Public Works Louis Caforio.
Carried.
2. Moved by Augostini, seconded by Perfetti to refer the 2016 Proposed Budget for the West Corners Fire District to Comptroller Laura J. Lindsley and the Town Board.
Carried.
3. Moved by Augostini, seconded by Perfetti to refer the 2016 Proposed Budget for the West Endicott Fire District to Comptroller Laura J. Lindsley and the Town Board.
Carried.
4. Moved by Augostini, seconded by Perfetti to refer the letter from Tanya Martyanik, 743 Dickson St., Endicott, to Supervisor Rose A. Sotak in reference to changing the speed zone in the area of the school to 15 mph to Town Attorney Alan J. Pope, the Town Board and Commissioner of Public Works Louis Caforio.
Carried.



Town of Union

5. Moved by Augostini, seconded by Perfetti to refer the letter from James D. Dadamio, Director of Security Services, Broome County Government Security Division, to Supervisor Rose A. Sotak in reference to the 2016 rate for the Broome County Dog Shelter to the Town Board, Comptroller Laura J. Lindsley and Deputy Commissioner of Public Works for Codes Daria Golazeski.
Carried.
6. Moved by Augostini, seconded by Perfetti to approve the Email from Sharon McGuinness, President, Park Manor Homeowners Association, requesting permission for the Halloween Parade on Saturday, October 24, 2015, beginning at 1:00 P.M. at the corner of Forest Road and Parkwood Drive facing Forest, turning left onto Forest Road, right onto Camelot Road, right onto Knoll Drive, right onto Park Hill Drive, right onto Forest Road and stopping at 937 Forest Road for the rest of the celebration; also requesting barricades to be delivered on October 23, 2015 to block Parkwood Drive to be placed at 12:30 P.M. and removed at 4:00 P.M. and for the street to continue to be blocked off for the period of time after the parade for the children to play and refer it to Town Clerk Gail L. Springer and Highway Superintendent Chester Kupiec.
Carried.
7. Moved by Augostini, seconded by Perfetti to refer the letter from Louise E. Jenks, Endicott, to Supervisor Rose A. Sotak in reference to changing the speed zone on Dickson Street, Endicott due to excessive speeding to Town Attorney Alan J. Pope, the Town Board and Commissioner of Public Works Louis Caforio.
Carried.
8. Moved by Augostini, seconded by Perfetti to refer the copy of a letter from Dennis Ede, 749 Dickson St., Endicott, to Dr. Suzanne E. McLeod, Superintendent Union Endicott Schools in reference to the speed limit on Dickson St. pertaining to Charles F. Johnson School to Town Attorney Alan J. Pope, the Town Board and Commissioner of Public Works Louis Caforio.
Carried.
9. Moved by Augostini, seconded by Perfetti to refer the Email from Ruth Moody, in reference to reducing the speed limit on Dickson St. for Charles F. Johnson School to Town Attorney Alan J. Pope, the Town Board and Commissioner of Public Works Louis Caforio.
Carried.
10. Moved by Augostini, seconded by Perfetti to refer the letter from John J Scarpa, Governor's Office of Storm Recovery, Infrastructure and Local Government Programs, to Supervisor Rose A. Sotak, informing of an on-site monitoring visit on Friday, October 9, 2015 at 9:00 AM and requesting all files for the Project Worksheets pertaining to the CDBG-DR funded activities through the New York State HCR Hurricane Irene and Tropical Storm Lee disaster recovery program to Commissioner of Public Works Louis Caforio.
Carried.



Town of Union

11. Moved by Augostini, seconded by Perfetti to refer the 2016 Proposed Budget for the Endwell Fire District to Comptroller Laura J. Lindsley and the Town Board.

Carried.

12. Moved by Augostini, seconded by Perfetti to refer the 2016 Proposed Budget for the Union Center Fire Co., Inc. to Comptroller Laura J. Lindsley and the Town Board.

Carried.

13. Moved by Augostini, seconded by Perfetti to refer the Notice of Summons for Judgment of Foreclosure from Citimortgage, Inc., Plaintiff, regarding mortgaged property at 2403 Jenkins St., Endwell, New York to Town Attorney Alan J. Pope, Comptroller Laura J. Lindsley and Planning Director Paul A. Nelson.

Carried.

14. Moved by Augostini, seconded by Perfetti to approve the letter from Hannah R. George, Maine-Endwell High School Student Council President, requesting permission for the annual Homecoming Parade on Saturday, October 17, 2015, beginning at approximately 11:00 A.M. and ending at about 12:30 P.M. The route will be as follows: beginning at Brother's 2 Restaurant extra parking lot on North Knight Avenue, going down North Knight Avenue toward Watson Boulevard, turning left onto Watson, turning left onto Beckwith Avenue, turning right onto Country Club Road, turning left onto Hooper Road, turning right onto Farm-to-Market Road and ending at Maine-Endwell High School and refer it to Town Clerk Gail L. Springer, Highway Superintendent Chester Kupiec and the Town Board.

Carried.

PETITIONS:

Moved by Sotak, seconded by Perfetti to receive and file the following Petition:

1. United for a Healthy West Endicott, Mark Jaros, Representative, requesting village, town, county and state officials to advocate on their behalf against National Pipe and Plastics.

Carried.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Perfetti, seconded by Mack to retroactively authorize military leave for Jay Harris on October 2-5, 2015.

Carried.

(Prepared Resolution filed as part of these minutes to approve the understanding with CSEA to fragment the units into two bargaining units and for Supervisor Rose A. Sotak to execute.)
Res. by Perfetti, seconded by Mack. Vote: All yes.



Town of Union

The Resolution was adopted.

Moved by Perfetti, seconded by Mack authorizing the hiring of Dave Cass as a part-time employee for the Refuse/Recycling Department at \$9.00/hr. Starting date is effective immediately as pre-employment testing was previously completed as seasonal employee. He will be manning the Construction and Demolition site on Scarborough Drive.
Carried.

Moved by Perfetti, seconded by Mack to approve retroactively to September 16, 2015 the following changes regarding access to the NYS DMV LENS Program:

Administrator Laura J. Lindsley
Authorized Users: Louis V. Caforio
 Barbara A. Powell
 Cynthia L. Clemente

Carried.

Moved by Perfetti, seconded by Mack authorizing the hiring of Justin Nikulich as a permanent full-time MEO Light to replace Casey Roberts who was approved for hiring on September 2, 2015, but after the pre-employment testing was completed, declined the job. Effective starting date is following successful completion of pre-employment testing and salary to be determined by the current CSEA Collective Bargaining Agreement.
Carried.

Moved by Augostini, seconded by Perfetti to approve the following 2015 Budget Transfers:

Decrease:	20 8160 1020	Salaries	\$18,194.00
Increase:	20 8160 1030	Temporary	\$18,194.00
Transfer to correct budget posting			
Decrease:	20 8160 4175	Equip. Rehab	\$ 120.00
Increase:	20 8160 4201	Telephone	\$ 120.00
Decrease:	20 8120 2200	Office Equipment	\$ 210.00
Increase:	20 8120 2100	Office Furniture	\$ 210.00
Decrease:	20 8120 4430	Sewer Line Repairs	\$ 2,200.00
Increase:	20 8120 2500	Other Equipment	\$ 2,200.00
Decrease:	10 7145 2501	Recreation Equipment	\$ 500.00
Decrease:	10 7145 4403	Printing	\$ 1,200.00
Decrease:	10 7145 1038	Summer	\$ 6,200.00
Increase:	10 7145 4459	Recreation Program Services	\$ 7,900.00
Decrease:	40 7110 1031	Seasonal	\$ 4,000.00
Increase	40 7110 1057	Security	\$ 4,000.00

Carried.



Town of Union

(Prepared Resolution filed as part of these minutes to approve a donation agreement between Wells Fargo and the Town of Union for the donation of the property located at 284 Endwell Street, Johnson City, New York to the Town and authorize Supervisor Rose A. Sotak to execute the donation agreement.)

Res. by Mack, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

At this time, Town Attorney Alan J. Pope explained that the Town is receiving the property without the building on it. Wells Fargo Bank removed and paid for the demolition of the building.

(Prepared Resolution filed as part of these minutes to approve the combined notice of No Significant Impact on the Environment (FONSI) and Request For Release of Funds (RROF) for the Town of Union Community Development Block Grant Federal Fiscal Year 2015 Annual Plan and authorize Supervisor Rose A. Sotak to execute all documentation required for submission to HUD. The Supervisor and/or Planning Director are further authorized to prepare and submit any technical corrections to the FONSI/RROF that may be required by HUD.)

Res. by Mack, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

Moved by Mack, seconded by Perfetti to appoint James Kinne to serve the remainder of Alan Ewing's term as Chairman of the Zoning Board of Appeals; term expires on December 31, 2015.

Carried.

(Prepared Resolution filed as part of these minutes to award the bid for the Union Volunteer Emergency Squad Building Repair Project - Town of Union CDBG-DR Program to Marchuska Brothers Construction, LLC, Endicott, New York, and authorize Supervisor Rose A. Sotak to enter into an agreement with them in an amount not to exceed \$75,800.00 for the base bid only. This project is being funded through the CDBG-DR grant. Said approval will also authorize Planning Director Paul A. Nelson to begin the process to reallocate \$37,000.00 from the unprogrammed portion of the CDBG-DR grant to the UVES Flood Repair budget line.)

Res. by Mack, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing the purchase of (1) New and Unused EnviroSight Rover X Truck Package mounted in 2015 Ford E450 Cut Away 16' box truck for a total purchase price of \$199,526.00. This purchase is off the NJPA (National Joint



Town of Union

Powers Alliance), Contract Number 022014-ENS and was authorized in the 2015 Capital Projects Budget.)

Res. by Perfetti, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing the purchase of One (1) Galion 10' Dump Body to be installed on our existing Truck E-25 off of the Oneida County Contract #1751 from Viking Cives for a total price of \$13,643.70; and also purchase two (2) Smith Stainless Steel Sanders also through the Oneida County Contract #1751. Monies for this purchase would be paid out of the 2015 Capital Budget previously approved by the Town Board.)

Res. by Perfetti, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to declare the following equipment and miscellaneous items as surplus to be sold at an internet auction through Auctions International:

- B-081 2007 Ford P/U Truck - VIN #1FTSX21597EA47034
- F-126 1988 Athey Sweeper – VIN #7A9H23DFXUR059037
- Air Compressor
- Loader Forks
- JIB Material Handler
- Car Hoist
- Loader Clam Bucket
- 2 Wings
- 3 One Way Plows.)

Res. by Perfetti, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

HEARING OF VISITORS:

As no one 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 Perfetti to receive and file the following Department Reports:

1. Permits Monthly Report – August 2015.



Town of Union

2. Planning Board Decision – Special Permit Denial – Floodplain Development – David McDonough, 1660 Union Center Maine Highway, Endicott, Tax Map # 125.13-1-34.

3.. Planning Department Decision – Minor Site Plan Approval – Neil’s Archery-Crossbow, Inc., 1460 Union Center Maine Highway, Endicott, Tax Map # 141.09-1-11.
Carried.

ADJOURNMENT:

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

The meeting was adjourned at 8:08 P.M.

GLS/bk

Gail L. Springer, RMC
Town Clerk