



**Town Clerk**  
Gail L. Springer, RMC

# Town of Union

**Town Board**  
Rose A. Sotak, *Supervisor*  
Thomas R. Augostini, *Councilman*  
Frank J. Bertoni, *Councilman*  
Leonard J. Perfetti, *Councilman*  
Robert Mack, *Councilman*

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## TOWN OF UNION BOARD MEETING

April 20, 2016

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, April 20, 2016 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. Augostini, Councilman Leonard J. Perfetti, Councilman Robert Mack.  
Absent: Councilman Frank J. Bertoni.

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

Also in attendance was Johnson City Mayor Greg Deemie, Village of Endicott Clerk/Treasurer Anthony Bates.

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

PUBLIC HEARINGS: None

### BIDS:

Bids were called for on Monday, April 14, 2016 at 10:00 A.M. for Hudson Street Reconstruction - Grand Avenue to Railroad Tracks, Village of Johnson City, New York, Town of Union CDBG Program.

Bids were received as follows:

G. DeVincentis & Son Construction Co., Inc.	\$167,000.00
Albert Torto Construction	\$178,295.00
Chicago Construction Co., Inc.	\$197,000.00
DeNinis Construction Co., Inc.	\$288,590.00

Moved by Augostini, seconded by Mack to receive and file the bids for Hudson Street Reconstruction - Grand Avenue to Railroad Tracks, Village of Johnson City, New York, Town of Union CDBG Program.  
Carried.



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## APPROVAL OF MINUTES:

Moved by Augustini, seconded by Mack to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, April 6, 2016.  
Carried.

## HEARING OF VISITORS:

A resident of Endicott, spoke about the National Pipe and Plastics trucks turning left onto Rte. 17C from their plant. He presented a diagram showing the dangers of this action and said he talked to NYS Dept. of Transportation. He also thanked the Board for addressing the problem with the trees in front of his sidewalk.

A resident of Endicott, asked since the owners of 1N. Page Avenue did not get the required bonds; will they be locked out of the property. He said the pipes at National Pipe and Plastics yard are stacked next to the fence at 1 N. Page Avenue and kids are climbing over them nightly to enter the old EJ property.

Town Attorney Alan J. Pope explained the timeframe in which the owners have to comply with the court orders.

Supervisor Rose A. Sotak said the Code Enforcement Office will be notified about the pipe issue.

A resident of Johnson City, complained that nothing has been done by the owners to clean up the garbage around the building at 448 Riverside Drive, Johnson City and wanted to let the Town know that the dog at the residence has not been outside in weeks.

Councilman Thomas R. Augustini said the property is being foreclosed on by Broome County.

Town Attorney Alan J. Pope explained the court process for the code violations.

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 Mack to receive and file the following Communications:

1. Copy of letter from Alex G. Czuharnich, Project Manager, NYS Department of Environmental Conservation, Division of Environmental Remediation, to Mr. Kevin Whalen,



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IBM Corporate Environmental Affairs, regarding, Record of Decision, Operable Unit No. 5, Building 57 Area, 2014, Former IBM Facility, Endicott, NY, AOC Index No. A7-0502-0104, NYSDEC Site No. 704014.

2. Minutes of the Regular Meeting and Work Session of the Board of Trustees of the Village of Johnson City held on March 15, 2016 and Budget Meetings held on March 17 and March 24, 2016.

3. Resignation/Retirement letter from Jay B. Harris, DCPW-Engineering. The effective date to retire will be April 30, 2016.

4. Email from Gene Brown, Farm To Market Road, acknowledging the great support she received from the Sewer Department from water in her basement and bathroom.

5. Letter from Aaron M. Martin, Clerk Broome County Legislature, with Resolution 2016-113 adopting a plan for the modification of Broome County Agricultural Districts to include viable land in a certified agricultural district pursuant to Section 303-b of the Agriculture and Markets Law.

6. Letter from Charles Pearsall, Business Manager, Binghamton-Johnson City Joint Sewage Board to Supervisor Rose A. Sotak in reference to the Summary 2015 Flow Credit Bank statement and activity sheets.

7. Time Warner Programming Notice dated April 20, 2016.

8. Letter from Jean Egenhofer, Parks Regional Grants Administrator, New York State Parks, Recreation and Historic Preservation to Supervisor Rose A. Sotak regarding Appendix X – Modification Agreement Form for Project Number EPF #E09006-C4, Contract Number TE09006, Project Name Carousel Rehabilitation Project.  
Carried.

### COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Mack to approve and refer the letter from Bob DeBonis, Church of the Holy Family, Endwell, requesting permission to hold their annual bazaar on July 29, 30 and 31, 2016; also to include restricted parking, parking signs and fencing to Town Clerk Gail L. Springer, Commissioner of Public Works Louis V. Caforio and Highway Superintendent Chester Kupiec.  
Carried.

2. Moved by Augustini, seconded by Mack to approve and refer the letter from Teri Orzel, Bazaar Chairperson, St. Joseph Church, Endicott, to Gail L. Springer, Town Clerk requesting snow fencing and poles be delivered by Tuesday May 31, 2016 for use at their Annual Parish



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Bazaar to be held on June 3<sup>rd</sup> – June 5<sup>th</sup>, 2016 to Town Clerk Gail L. Springer and Highway Superintendent Chester Kupiec.  
Carried.

3. Moved by Augustini, seconded by Mack to refer the Notice of Summons and Notice from Bank of America, N.A., for 409 South Liberty Avenue, Endicott to Town Attorney Alan J. Pope, Planning Director Paul A. Nelson and Comptroller Laura J. Lindsley.  
Carried.

4. Moved by Augustini, seconded by Mack to refer the letter from Patricia E. Kennedy, Chief Executive Officer, Springbrook, NY, Inc., regarding formal notification of the interest and intent to open a supervised Individual Residential Alternative (IRA) for four (4) adults with developmental disabilities on Sweet Briar Court, in the Town of Union to Town Attorney Alan J. Pope and Town Assessor Joseph Cook.  
Carried.

5. Moved by Augustini, seconded by Mack to refer the letter from Mark Simmonds, 827 Harvard Street, Endicott, requesting a pedestrian crossing or stop for children sign be placed at the intersection of Carl Street and West Avenue in West Corners because there is no crossing guard at this intersection for children crossing to get to and from AGM School to Town Attorney Alan J. Pope, Commissioner of Public Work Louis Caforio and Highway Superintendent Chester Kupiec  
Carried.

PETITIONS:               None.

### COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

(Prepared Resolution filed as part of these minutes to approve the professional services agreement with Geologic, Inc, of Homer, NY to perform a preliminary environmental investigation of the 1 North Page property at a price not to exceed \$3,500.00 and authorization for the Town Attorney to execute the same.)

Res. by Augustini, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to waive the permit fees for the Village of Johnson City, NYGOSR – Community Reconstruction Program, Water Treatment Plant Resiliency Project New Administration & Operations Building.)

Res. by Augustini, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.



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(Prepared Resolution filed as part of these minutes to approve the 2016 Dick's Sporting Goods Open contract in the amount of \$3,200.00 and authorize Supervisor Rose A. Sotak to execute said contract.)

Res. by Augostini, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

Moved by Perfetti, seconded by Mack to authorize the advertisement of Bids for Installation of Concrete Flooring at Shelters 6 & 7 at Highland Park. Bids to be received by Town Clerk Gail L. Springer on Monday, May 9, 2016 at 10:00 A.M. at which time they will be opened and read aloud.

Carried.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to sign Part 1 of the SEQRA Long Environmental Assessment Form as Project Sponsor for the Brixius Creek project being funded under the NY Rising Program.)

Res. by Mack, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the bid for N. Hudson Street Reconstruction – Grand Avenue to Dead End, Village of Johnson City, Town of Union CDBG Project to G. DeVincentis & Son Construction Co., Inc., 7 Belden Street, Binghamton, NY for their low bid price not to exceed \$167,000.00 and authorize Supervisor Rose A. Sotak to sign the agreement.)

Res. by Mack, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize Louis V. Caforio, Commissioner of Public Works to begin cost negotiations with Clark Patterson Lee Engineers, Binghamton, New York for engineering/professional services for the design of the new refuse garage.)

Res. by Mack, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the bid for Catalina Boulevard Street Reconstruction – Debonair Drive to Rosewood Terrace to Tre-Gen Concrete Corporation, Johnson City, for their low bid price of \$244,550.00.)

Res. by Perfetti, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.



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(Prepared Resolution filed as part of these minutes to amend the "No Parking Anytime" seasonal restriction to permanent on the south side of Robins Street between N. Knight Avenue and Beckwith Avenue.)

Res. by Perfetti, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize the purchase of One (1) new 2016 Gradall XL3100 V 4x2 from Vantage Equipment for a total amount of \$315,060.80 which includes a 3 year 2500 premier warranty (EPG) for \$5,782.00 through the NYS OGS contract PC66595. Monies for the purchase would be paid out of the 2016 Capital Budget previously approved by the Town Board. Authorization to also include F-82 (1998 Gradall G3WD) be declared as surplus to be sold by Auctions International upon delivery of the new Gradall.)

Res. by Perfetti, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing the purchase of Two (2) new 2016 Chevy 3500 HD 4WD Crew Cab (Cab Chassis) from National Auto Fleet Group for a total amount of \$65,942.08 through the NJPA Contract 102811 quote ID 1410. Monies for this purchase would be paid out of the 2016 Capital Budget previously approved by the Town Board. Authorization to also include B-84 and B85 Ford F250 pickup trucks to be declared as surplus to be sold by Auctions International when the two new trucks go into service.)

Res. by Perfetti, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

Moved by Perfetti, seconded by Augustini to approve the attendance of Philip Schmidt, Deputy Commissioner of Public Works-Environmental Services to the 2016 Annual PERMA Conference on May 26 & 27, 2016 at Lake George to receive a 20 year longevity award on behalf of the Town. No reimbursement for travel or any other related expenses is requested. Carried.

### HEARING OF VISITORS:

A resident of Endicott, spoke about the cleaning of the Veterans monument that was moved to in front of the Union Center Fire Station.

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



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

Moved by Augustini, seconded by Mack to receive and file the following Department Reports:

1. Invoice Summary, Union Volunteer Emergency Squad, Inc. – March 2016.
2. Town of Union Planning Board Minutes – March 15, 2016 and Planning Board Minutes with Testimonies – February 9, 2016.

Carried.

## ADJOURNMENT:

Moved by Augustini, seconded by Mack to adjourn the meeting.

Carried.

The meeting was adjourned at 8:13 P.M.

GLS/bk

Gail L. Springer, RMC  
Town Clerk