



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*

TOWN OF UNION BOARD MEETING

September 7, 2016

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, September 7, 2016, at 7:30 P.M. in the Town of Union Board Room, 3111 East Main Street, Endwell, New York.

BOARD MEMBERS PRESENT: Supervisor Rose A. Sotak, Councilman Thomas R. Augostini, Councilman Frank J. 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 Kruckowski.

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, August 22, 2016 at 10:00 A.M. for Outfitting of Two (2) New and Unused 2016 Chevrolet 3500 Cab and Chassis with Dual Rear Wheels, 171.5" Wheel Base.

Bids were received as follows:

Binghamton Truck Body & Equipment \$16,750.00 x (2) = \$33,500.00

Moved by Augostini, seconded by Bertoni to receive and file the single bid for Outfitting of Two (2) New and Unused 2016 Chevrolet 3500 Cab and Chassis with Dual Rear Wheels, 171.5" Wheel Base.

Carried.

Bids were called for on Monday, August 29, 2016 at 10:00 A.M. for Highland Park Carousel Roof Replacement & Structural Repairs.

A single bid was received as follows:

First General Services of So. NY, Inc. \$84,362.00



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Moved by Augustini, seconded by Bertoni to receive and file the single bid for Highland Park Carousel Roof Replacement & Structural Repairs.
Carried.

Bids were called for on Monday, August 29, 2016 at 10:00 A.M. for Watson Blvd. Over Patterson Creek Structural Repairs.

Bids were received as follows:

R. DeVincentis Construction, Inc.	\$32,200.00
Procon Contracting, LLC	\$82,950.00

Moved by Augustini, seconded by Bertoni to receive and file the bids for Watson Blvd. Over Patterson Creek Structural Repairs.
Carried.

Bids were called for on Monday, August 29, 2016 at 10:00 A.M. for Choconut Center Sanitary Sewer Pumping Station Replacement.

Bids were received as follows:

Procon Contracting, LLC	\$202,000.00
M.A. Bongiovanni, Inc.	\$215,000.00
G. DeVincentis & Son Construction	\$219,000.00
Vacri Construction Corporation	\$235,000.00

Moved by Augustini, seconded by Bertoni to receive and file the bids for Choconut Center Sanitary Sewer Pumping Station Replacement.
Carried.

APPROVAL OF MINUTES:

Moved by Augustini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, August 10, 2016.
Carried.

HEARING OF VISITORS:

A resident of Endicott, spoke on Communication for Filing #13 of this meeting regarding the NYS Department of Transportation decision on the Latourette Lane traffic concern.

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



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COMMUNICATIONS FOR FILING:

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

1. Letter from Robert Mack, President and Kim Robinson, Community Outreach, JMF John Mack Foundation to Supervisor Rose A. Sotak and the Town of Union Council thanking them for choosing the John Mack Foundation to benefit from the July 4th Colors of Independence 5K Run/Walk.
2. Minutes of the Regular Meeting of the Board of Trustees of the Village of Endicott held on May 24, 2016, June 14, 2016 and Special Meeting held on June 7, 2016.
3. Letter from Thomas J. King, Assistant General Counsel, Director – Bureau of Environmental Review and Assessment, Governor's Office of Storm Recovery in reference to Patterson Creek Stream Bank Restoration Project.
4. Charter Communications Notice dated August 17, 2016.
5. Petitions and Small Claims Petitions from July 5, 2016 to August 11, 2016 regarding reassessments filed with the Town Attorney, Town Clerk and Assessor.
6. 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 July 12, 2016.
7. Minutes of the Regular Meeting and Work Session of the Board of Trustees of the Village of Johnson City held on August 2, 2016.
8. Letter from Gerald K. Geist, Executive Director, The Association of Towns of the State of New York to Rose A. Sotak, Supervisor, informing of the Town's dues to the Association for 2017.
9. Invitation to The Broome County Association of Towns & Villages Meeting on Thursday, September 22, 2016.
10. Letter from Richard M. Lord, Chief of Mitigation Programs and Agency Preservation Officer, New York State Homeland Security and Emergency Services, to Supervisor Rose A. Sotak regarding LPDM-PJ-02-NY-2010-001 Town of Union, Broome, Concrete Flood Wall and Closure Across Watson Boulevard – Partial Payment #2.
11. Letter from John Bertoni, Village of Endicott Mayor to Supervisor Rose A. Sotak and the Town Council in regards to a dog bite incident that involved James Bentley of 7 Lincoln Avenue, Endicott by dogs residing at 5 Lincoln Avenue, Endicott.



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12. Letter from Matthew J. Driscoll, Commissioner, New York State Department of Transportation to Supervisor Rose A. Sotak regarding the availability of \$98.7 million in funding to support transportation related projects and programs.

13. Letter from Tony Signorelli, P.E., Regional Traffic Engineer, New York State Department of Transportation to Supervisor Rose A. Sotak regarding Truck Turning Concern NYS Route 17C at the Latourette Lane Intersection, Town of Union, Broome County.
Carried.

COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Bertoni to refer the letter from Lillian Spak, 2613 Yale St., Endwell, requesting the Town to install handicap ramps before they repave Magnolia Street, Phyllis Street and Alexander Street to Commissioner of Public Works Louis V. Caforio.
Carried.

2. Moved by Augustini, seconded by Bertoni to refer the Notice of Entry, HSBC Bank USA, N.A. vs. Carlina A. Rudock, 1710 Witherill St., Endicott to Town Attorney Alan J. Pope, Comptroller Laura J. Lindsley and Planning Director Paul A. Nelson.
Carried.

3. Moved by Augustini, seconded by Bertoni to refer the Notice of Foreclosure – M&T Bank, Plaintiff vs. Carl James Beno, 14 Cook St, Johnson City, New York to Town Attorney Alan J. Pope, Comptroller Laura J. Lindsley and Planning Director Paul A. Nelson.
Carried.

4. Moved by Augustini, seconded by Bertoni to refer the 2017 Proposed Budget for the East Maine Fire Company to Town Attorney Alan J. Pope, Comptroller Laura J. Lindsley, Town Clerk Gail L. Springer and the Town Board.
Carried.

5. Moved by Augustini, seconded by Bertoni to refer the Notice of Foreclosure – CitiMortgage, Inc., Plaintiff vs. Mark T. Short, 2715 Watson Boulevard, Endwell, New York to Town Attorney Alan J. Pope, Comptroller Laura J. Lindsley and Planning Director Paul A. Nelson.
Carried.

6. Moved by Augustini, seconded by Bertoni to refer the letter from Lawrence K. Marks, New York State Unified Court System to Supervisor Rose A. Sotak regarding Section 2019-a of the Uniform Justice Court Act requiring the USC Internal Audit Unit to monitor towns and villages compliance with section 2019-a to Comptroller Laura J. Lindsley.
Carried.



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7. Moved by Augustini, seconded by Bertoni to refer the 2017 Proposed Budget for Union Center Fire Company, Inc. to Town Attorney Alan J. Pope, Comptroller Laura J. Lindsley, Town Clerk Gail L. Springer and the Town Board.

Carried.

8. Moved by Augustini, seconded by Bertoni to refer the email from Marcia Smith, 606 N. McKinley Avenue, Endicott, to Commissioner of Public works Louis V. Caforio requesting larger stop signs on Ethel Street and install a stop sign on N. McKinley at the same intersection to Commissioner of Public Works Louis V. Caforio.

Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

(Prepared Resolution filed as part of these minutes to approve the 2016 CSEA 40 Hour Group Contract and to authorize Supervisor Rose A. Sotak to execute the same.)

Res. by Mack, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

Moved by Mack, seconded by Perfetti to hire Lauren Harris as a part-time clerk position for a salary of \$12.00/hr. with no benefits subject to completion of standard pre-employment testing.

Carried.

Moved by Augustini, seconded by Perfetti to approve the following 2016 budget transfers:

Decrease:	20 5010 4605	Dues & Memberships	\$	35.00
Increase:	20 5010 4104	Books	\$	35.00
Decrease:	31 5110 4117	Gravel & Sand	\$	1,600.00
Decrease:	31 5110 4191	Soil Stabilization	\$	1,400.00
Decrease:	31 5110 2500	Other Equipment	\$	5,000.00
Increase:	31 5110 4116	Storm Sewer Pipe	\$	3,000.00
Increase:	31 5110 4408	Tree Removal	\$	5,000.00

Carried.

(Prepared Resolution filed as part of these minutes to approve the Depository Collateral Pledge Agreement with First KeyBank providing eligible collateral on Town accounts pursuant to the State of New York General Municipal Law, Section 10, and authorize Supervisor Rose



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A. Sotak to sign and execute the said agreement. The Town Attorney has reviewed and approves of the agreement.)

Res. by Augustini, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the bid for Watson Boulevard Bridge Over Patterson Creek Structural Repairs to R. DeVincentis Construction Inc. for their bid price of \$32,200.00.)

Res. by Augustini, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the bid for Choconut Center Sanitary Sewer Pumping Station Replacement to Procon Contracting, LLC for their bid price of \$202,000.00.)

Res. by Augustini, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the bid for Highland Park Carousel Roof Replacement and Structural Repairs to First General of Southern New York, Inc. for their bid price of \$84,362.00.)

Res. by Augustini, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve the AIA B101 Professional Services Agreement with Clark Patterson & Lee for design and construction administration services for the Refuse Garage Relocation Project in the amount of \$378,739.00 and authorization for Supervisor Rose A. Sotak to execute the same.)

Res. by Augustini, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

Moved by Bertoni, seconded by Mack to refer the Local Law amending Chapter 300-21.3 Table 21.2 (Permitted and Specifically Permitted Uses) of the Town of Union Code to the Town of Union Planning Board and Broome County Planning.
Carried.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing to be held on Wednesday, October 5, 2016 at 7:30 P.M. to amend Chapter 300-21.3 Table 21.2 (Permitted and Specifically Permitted Uses) of the Town of Union Code.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.



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(Prepared Resolution filed as part of these minutes authorizing Supervisor Rose A. Sotak to execute the required Civil Rights certification and any documentation required to be submitted under the Small Public Housing Authorities Paperwork Reduction Act for submission to HUD.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize the Request for Proposals (RFP) for the Architectural & Engineering Services for the Chugnut Trail Extension Design to be received on a date to be determined by Joseph Moody, Economic Development Director.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize the Demolition of 211 Duke Street, Endicott in accordance to Section 88-10 of the Town of Union Code and hire LCP Group for the Demolition and Cleanup at a quoted price of \$10,300.00 and Atlantic Environmental Consulting for Air Monitoring at a quoted price of \$1,070.00.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to award the single bid for Outfitting of Two (2) New and Unused 2016 Chevrolet 3500 Cab and Chassis with Dual Rear Wheels, 171.5" Wheel Base to Binghamton Truck Body & Equipment for their total bid price of \$33,500.00.)

Res. by Perfetti, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

Moved by Perfetti, seconded by Augustini to authorize Ken Jennison and James Wallace to attend the Southern Tier Building Officials meeting on September 14, 2016 in Oxford, New York. The training accounts for 6 hours of the required 24 hours of yearly training. Authorization to include registration fees of \$35.00 per person and use of a Town vehicle. Carried.

HEARING OF VISITORS:

A resident of Johnson City, asked when is the expected completion date of the Patterson Creek project on 17C.

Councilman Leonard J. Perfetti said it will be finished in 2017.

Councilman Robert Mack said it is being rebuilt to the new flood standards.



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A resident of Endwell, spoke about pine trees on the corner of Northwood and Pleasant Drive, behind Weis Markets, that were trimmed and look awful.

Supervisor Rose A. Sotak said she would let Deputy Commissioner of Public Works for Codes & Ordinances Daria Golazeski know of this issue.

A Refuse Department employee, asked if new garbage trucks are being considered for purchase in the future. He spoke about issues with seat belts and door safety belts breaking on the current trucks that have caused injuries to two employees when they fell out of the trucks.

Councilman Leonard J. Perfetti said recommendations from the Department Head are needed regarding purchasing new trucks to be considered in the new budget.

Councilman Robert Mack asked if the Highway Mechanics were able to replace or repair the belts and if these incidents are reported to the Department Head.

A Highway Department Mechanic, said the belts are replaced or repaired when they are reported broken. He said the problem is that the trucks are designed for only one passenger along with the driver but they are being used on busy routes that require a driver and two pickers. The second picker stands in the door way when traveling to and from the routes.

Councilman Frank Bertoni said the trucks are not designed to have two passengers.

Councilman Robert Mack asked if a safety arm could be fabricated to use in the doorway of the trucks to prevent the person from falling out.

Town Attorney Alan J. Pope said issues should be reported through the chain of command; report them to their supervisor first and then go higher in command if not taken care of.

Councilman Leonard J. Perfetti said he would follow up on this issue with Commissioner of Public Works Louis V. Caforio.

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 Planning Board Minutes – July 12, 2016.



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2. Town of Union Planning Department Decision– Minor Site Plan Review Approval – AT&T Project #2151731336, Site Name: Crown Endicott, 331 Skye Island Dr., Endicott. Tax Map #141.13-1-14.1.
 3. Town of Union Planning Board Decision - Special Use Permit Approval – Motor Vehicle Sales, KCJ Auto Sales and Service, 19 Delaware Ave. Tax Map #157.07-2-20
 4. Town Clerk Monthly Report – July 2016.
 5. Permits Reports – June and July 2016.
 6. Endwell Fire District Audit Report for Fiscal Year 2015.
 7. Town of Union Financial Report and State Transportation Assistance Expended Report – December 31, 2015
 8. Town of Union Financial Condition – Report of Examination Period Covered: January 1, 2014 – December 31, 2015.
 9. Town of Union Local Development Corporation Minutes – June 23, 2016.
- Carried.

At this time, the Town Board congratulated the Maine Endwell Little League on their Little League World Championship

ADJOURNMENT:

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

The meeting was adjourned at 8:12 P.M.

GLS/bk

Gail L. Springer, RMC
Town Clerk