



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

November 2, 2016

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, November 2, 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 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 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 2, 2016 at 7:30 P.M. to consider the 2017 Preliminary Budget and annual fire contracts for the fire protection districts, and proposed Tax Cap Override local law.
Pub. & Posted 10/28/16.

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

BIDS:

Requests for Proposals were called for on Thursday, October 20, 2016 at 4:00 P.M. for Medical, Drug & Alcohol Testing.

No bids were received.

APPROVAL OF MINUTES:

Moved by Augostini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, October 19, 2016.
Carried.



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HEARING OF VISITORS:

Pat Fitzgerald, 707 Joyce Court, Endicott, asked for an update on the old EJ building and who the current owner and contact person is to ask about the results of the environmental studies that were done and to complain about the condition of the building.

Supervisor Rose A. Sotak said there is not a DEC report as of yet, but it is expected soon.

Town Attorney Alan J. Pope explained that the owners of 1 N. Page Avenue failed to pay their taxes and were foreclosed on by the County. They appealed the foreclosure in court and as of ten days ago, Judge Joseph Cawley ruled in the favor of Broome County, making them the current owner of the property. He also said the Town of Union still has orders for demolition of the building and will work with Broome County on these orders.

Dan Loiselle, 3201 Wayne Street, Endwell, asked what the plans are for the BAE site now that it is demolished.

Councilman Thomas R. Augostini said the Broome County Industrial Development Agency (IDA) owns the property and the Air Force is still having it cleared. He also said it is too premature to say what the property will be used for.

Supervisor Rose A. Sotak said the Town has had studies and plans done for possible uses but nothing is definite.

Councilman Frank J. Bertoni said the IDA will have to come to the Town with any plans for development.

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

COMMUNICATIONS FOR FILING:

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

1. Letter from New York State Department of State that Local Law #4 for 2016 (Amend Chapter 300 Section 21.3 Permitted Uses) has been filed.
2. Charter Communications Notices – October 19 and October 28, 2016.
3. Copy of letter from Alex G. Czuhanych, Project Manager, NYS Department of Environmental Conservation, Division of Environmental Remediation, to Mr. Kevin Whalen, IBM Corporate Environmental Affairs, regarding, Semiannual Groundwater Data Summary



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Report, 2016, Former IBM Facility, Endicott, NY, AOC Index No. A7-0502-0104, NYSDEC Site No. 704014.

4. Letter from Richard J. Brazell, P.E., Regional Spill Engineer, New York State Department of Environmental Conservation, in reference to a Hazardous Material Spill Notification, Spill No. 1607118, Treatment Plant, 4480 Vestal Road, Vestal, NY on 10/19/2016.

5. Minutes of the Regular Meeting and Work Session of the Board of Trustees of the Village of Johnson City held on October 4, September 20 and minutes of a Special Meeting held on September 28, 2016.

6. Minutes of the Regular Meeting of the Board of Trustees of the Village of Endicott held on September 27, 2016.
Carried.

COMMUNICATIONS FOR ACTION:

1. Moved by Augostini, seconded by Bertoni to approve the letter from Darin Di Piazza, Local Sales Manager/New Media Manager, WBNG-TV/Binghamton CW, requesting the use of Highland Park 5K Course for the 3rd Annual No Shave November 5K on Sunday, November 20, 2016 from 8 AM to 12 PM and to waive the fees and refer it to Commissioner of Public Works Louis V. Caforio.
Carried.

2. Moved by Augostini, seconded by Bertoni to refer the letter from Mathias and Erika Braun, 10 Delaware Avenue, Endicott, regarding damages to their home on August 30, 2016 caused by a sewer main back up on Delaware Avenue and thanking the Town for their quick response and action taken to remove the blockage to Town Attorney Alan J. Pope and the Town Insurance Carrier.
Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Mack, seconded by Perfetti to appoint Sheila Daino to the exempt position of Personnel Clerk at a salary of \$30,000. Anticipated start date is 11/28/16, upon successful completion of pre-employment testing.
Carried.



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

Decrease:	10 7145 4162	Special Event Supplies	\$ 1,240.00
Increase:	10 7145 2501	Recreation Equip	\$ 1,240.00
Decrease:	20 4010 2200	Office Equip	\$ 250.00
Increase:	20 5010 2100	Office Furniture	\$ 250.00
Decrease:	20 8020 4601	Travel & Expense Reimb.	\$ 1,000.00
Decrease:	20 8021 4601	Travel & Expense Reimb.	\$ 500.00
Increase:	20 8021 4401	Equip. Maintenance	\$ 1,000.00
Increase:	20 8021 4401	Equip. Maintenance	\$ 500.00
Carried.			

(Prepared Resolution filed as part of these minutes to approve the following 2016 budget modification:

Increase:	31 2680 0000	Insurance Proceeds	\$ 1,699.66
Increase:	31 5130 4401	Equip. Maintenance	\$ 1,699.66.)

Res. by Augustini, seconded by Perfetti. Vote: All yes.
The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve the exploration of a Community Choice Aggregation Program and enter into an exploratory administration agreement with The Municipal Electric and Gas Alliance (MEGA); and authorize Supervisor Rose A. Sotak to execute the said agreement which contains no fees and no implementation commitments.)

Res. by Augustini, seconded by Perfetti. Vote: All yes.
The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to declare the following assets surplus and to be sold at auction at a later date:

- B47 1995 Astro Van
- F70 Bobcat
- M64 Backhoe attachment for use with F70
- M176 Zero turn mower (955 hr.)
- 1 – 40' aluminum ladder (bent)
- 1 – green 120 gal. storage tank
- 4 – stainless steel pool ladders
- 6 – hay wagons.)

Res. by Perfetti, seconded by Mack. Vote: All yes.
The Resolution was adopted.



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(Prepared Resolution filed as part of these minutes to approve Change Order #2 for CDBG-DR funded Endicott Storm Drainage Improvement (McKinley-Pine St.) Project in an amount not to exceed \$9,652.73 to the contract with Chicago Construction. With this change order, the project is still under budget and funds are available in the CDBG-DR project line.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve Change Order #1 for CDBG funded Village of Johnson City Hudson St. Reconstruction Project in an amount not to exceed \$11,131.45 to the contract with G. DeVincentis & Son Construction. The amount of the change order is being reimbursed to the town by the village. The original contract amount was \$167,000. The new contract amount is \$178,131.45.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to sign the Release on Contract for Real Property – 505 N. Rogers Avenue, Endicott, New York.)

Res. by Bertoni, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to add the following streets to the Local Highway Inventory (LHI) for NYSDOT (CHIPS) Funding and Reimbursement for 2017:

Carl Street, Delaware Avenue, Buckingham Road, Newell Road, Broas Road, Pelican Lane and Redwood Road.)

Res. by Perfetti, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

HEARING OF VISITORS:

Paul Gonzalez, 508 June Street, Endicott, reminded the Board about the Honor Flight that is taking place on November 12, 2016 and encouraged the Board members to attend and support the veterans on the flight.

Pat Fitzgerald, 707 Joyce Court, Endicott, asked if the blacktopping job on Maple Street is the finished coat. She said it is nice but it looks rough. She also asked if Forest Road is going to be finished; only one side of the road is paved.

Councilman Leonard J. Perfetti said he was not sure if Maple Street is a finish coat or not, but he will check it out.



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Supervisor Rose A. Sotak said the crews are still out and working trying to finish jobs before the weather changes.

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

1. Permits Report – September 2016.
2. Town of Union Planning Department Decision– Minor Site Plan Review Approval – Greater Binghamton Sports Dome, 1500 County Airport Road, Binghamton. Tax Map #110.04-1-37.2.
3. Town of Union Planning Department Decision– Minor Site Plan Review Approval – United with Christ Church, 1025 Robinson Hill Road, Johnson City. Tax Map #125.02-1-41.
4. Town of Union Comptroller's Monthly Report – September 30, 2016.

Carried.

ADJOURNMENT:

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

The meeting was adjourned at 8:03 P.M.

GLS/bk

Gail L. Springer, RMC
Town Clerk