



**Town Clerk**  
Leonard J. Perfetti

# Town of Union

**Town Board**  
Rose A. Sotak, *Supervisor*  
Thomas R. Augostini, *Councilman*  
Frank J. Bertoni, *Councilman*  
Robert Mack, *Councilman*  
John M. Bernardo, *Councilman*

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## TOWN OF UNION BOARD MEETING

September 20, 2017

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, September 20, 2017 at 7:00 P.M. in the Town Board, 3111 East Main Street, Endwell, New York.

BOARD MEMBERS PRESENT: Supervisor Rose A. Sotak, Councilman Thomas R. Augostini, Councilman Frank J. Bertoni, Councilman Robert Mack, Councilman John M. Bernardo.

TOWN OFFICIALS PRESENT: Town Attorney Alan J. Pope, Town Clerk Leonard J. Perfetti, Deputy Town Clerk Rebecca Kruczkowski.

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

PUBLIC HEARINGS: None.

BIDS: None.

### APPROVAL OF MINUTES:

Moved by Augostini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, September 6, 2017.  
Carried.

### HEARING OF VISITORS:

Linda Jackson, 209 E. Franklin Street, Endicott, complained about young children being out unsupervised late at night and asked if there is a curfew set in the Town and if not, could one be established. She also asked if the Town Code Enforcement Office would consolidate with the Village of Endicott to help enforce the violations there from the absentee landlords and businesses. She said that the Town's Code Enforcement Office is aggressive and very successful.

Town Attorney Alan J. Pope explained that a curfew could be set in an emergency situation but there are many constitutional challenges in setting a uniform curfew.



## Town of Union

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Supervisor Rose A. Sotak said the Town was all set with a consolidation plan for code enforcement a few years ago with the Village and the Village of Endicott backed out of it.

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. Notification Pursuant to Section 239-nn of the NYS General Municipal Law Local Law Amending Chapters 96 and 300 of the Village of Johnson City Code.
2. Email from Walter Kintner, President, Vestal Electronics Devices, LLC & Kintner Equipment Corporation, thanking the Town for repairing and repaving the streets at the front and side of their business.
3. Letter from Charles Fenson, 623 Ventura Blvd, Endwell, regarding a carport at 708 Grant St., Endicott, with a response letter from Deputy Commissioner of Public Works Codes & Ordinances Daria Golazeski.
4. Notice from State of New York Department of State acknowledging the filing of Local Law 2017- 5 (Aggressive Panhandling) filed on August 21, 2017.  
Carried.

### COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Bertoni to refer the letter from Hinman, Howard & Kattell, Binghamton, representing Richard & Susan Keehle vs. Town of Union Assessor, SCAR Hearing Decision and Refund, SMAC 001643, for 10 Country Trail, Town of Union to Town Attorney Alan J. Pope and Assessor Joseph Cook.  
Carried.
2. Moved by Augustini, seconded by Bertoni to approve the letter from Robert Krummenacker, General Manager, WBNG, requesting use of Highland Park 5k Course for the 4<sup>th</sup> Annual No Shave November 5k on November 18, 2017 at 10:00 am with access to the gym at 8:00 am and refer it to Commissioner of Public Works Louis V. Caforio and Parks Manager Ray Vanderpoel.  
Carried.

PETITIONS:           None.



# Town of Union

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## COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Mack, seconded by Bertoni to approve the hiring of Jennifer Pesotine as a fulltime Assessor's Aide in the Assessor's Office at a starting salary determined by the Collective Bargaining Agreement, effective September 18, 2017.  
Carried.

(Prepared Resolution filed as part of these minutes to approve the Collective Bargaining Agreement with the CSEA White Collar (35 hour) Unit for the years 2017 and 2018 subject to review and approval by the Town Attorney, and to authorize Supervisor Rose A. Sotak and Town Attorney Alan J. Pope to sign said Collective Bargaining Agreement on behalf of the Town of Union.)

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

Vote: All yes.

Moved by Augustini, seconded by Mack to approve the following 2017 Budget Transfer:

Decrease:	10 1620 4202	Electricity	\$3,373.00
Increase:	10 1620 4413	Building Maintenance	\$3,373.00
Decrease:	31 5130 4111	Parts	\$ 450.00
Increase:	31 5130 4403	Printing	\$ 450.00

Carried.

(Prepared Resolution filed as part of these minutes to approve the following 2017 Budget Modification.

Increase	40 2680 0000	Insurance Proceeds	\$1,135.00
Increase	40 7110 4413	Building Maintenance	\$1,135.00.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes authorizing Supervisor Rose A. Sotak to sign and execute upon Town Attorney approval the UHS WC PPO Pricing Agreement, effective 10/1/17 – 9/30/18, with the twelve-month fee of \$9,000.00 for the administration of the WC PPO.)

Res. by Augustini, seconded by Bernardo.

Vote: Yes  
Augustini  
Bertoni  
Bernardo  
Sotak



## Town of Union

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Abstain  
Mack

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing Supervisor Rose A. Sotak to sign and execute upon Town Attorney approval the PPO Employer Affirmation B (CSEA Blue Collar), and PPO Employer Affirmation B (CSEA White Collar) affirming in accordance with Article 10-A of the Workers' Compensation Law and 12 NYCRR 325-8.2 participation in the UHS Workers' Compensation PPO from 10/1/17 – 9/30/18.)

Res. by Augustini, seconded by Bernardo.

Vote: Yes  
Augustini  
Bertoni  
Bernardo  
Sotak  
Abstain  
Mack

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing Supervisor Rose A. Sotak to sign and execute upon Town Attorney approval the KeyBanc Capital Markets Inc. (KBCM) Small Institutional Account Application and other required paperwork necessary to purchase Federal Treasury Securities at the following Short-term US Treasury Rates:

1 month 0.90%  
3 month 0.93%  
6 month 1.03%.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes approving an amendment to the Federal Fiscal Year (FFY) 2016 CDBG Annual Action Plan to provide funding for a new activity to replace air conditioning units at the Union Volunteer Ambulance Squad (UVES) facility located on Avenue B in Endwell.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes approving the combined notice of Findings of No Significant Impact (FONSI) and Request for Release of Funds (RROF) for the UVES Air Conditioning replacement project and authorize Supervisor Rose A. Sotak or the Deputy Supervisor to execute all documentation required for submission to HUD. Supervisor Rose A. Sotak, the Deputy Supervisor, and/or Planning Director are further authorized to



## Town of Union

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prepare and submit any technical corrections to the FONSI/RROF that may be required by HUD.)

Res. by Bertoni, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes approving the combined notice of Findings of No Significant Impact (FONSI) and Request for Release of Funds (RROF) for the Town of Union Community Development Block Grant Federal Fiscal Year 2017 Annual Action Plan and authorize Supervisor Rose A. Sotak or the Deputy Supervisor to execute all documentation required for submission to HUD. Supervisor Rose A. Sotak, the Deputy Supervisor, and/or Planning Director are further authorized to prepare and submit any technical corrections to the FONSO/RROF that may be required by HUD.)

Res. by Bertoni, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes approving an extension of the construction contract with Boland's Excavating and Topsoil, Inc. through November 30, 2017. Supervisor Rose A. Sotak, the Deputy Supervisor, or other town official so designated by the Town Board, shall be authorized to sign all documentation required by the Governor's Office of Storm Recovery to implement this contract amendment.)

Res. by Bertoni, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes approving additional inspection hours for the design/inspection services contract with Delta Engineers, Architects, & Land Surveyors, 860 Hooper Rd., Endwell, NY 13760 in an amount not to exceed \$1,025.00 for up to 16 additional inspection hours. Supervisor Rose A. Sotak, the Deputy Supervisor or other town official so designated by the Town Board, shall be authorized to sign all documentation required by the Governor's Office of Storm Recovery to implement this contract amendment.)

Res. by Bertoni, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

Requests for proposals were received for the design/engineering services for the CDBG funded Farr Avenue – Reconstruction Design.

Proposals were received as follows:

Hulbert Engineering and Land Surveying, DPC	\$12,300.00
Larson Design Group	\$14,800.00
Delta Engineers, Architects & Land Surveyors	\$18,160.00
Hunt Engineers, Architects & Surveyors	\$21,720.00
Barton & Loguidice, D.P.C.	\$29,000.00



## Town of Union

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(Prepared Resolution filed as part of these minutes awarding the contract for the design/engineering services for the CDBG funded Farr Ave., Johnson City project to the low bidder, Hulbert Engineering and Land Surveying, DPC, 53 Chenango St., 8<sup>th</sup> Floor, Binghamton, NY 13901, in an amount not to exceed \$12,300.00. Funds are available in the CDBG FFY 2016 Village of Johnson City Capital Improvement line. Supervisor Rose A. Sotak, the Deputy Supervisor, or other town official so designated by the Town Board shall be authorized to sign all documentation required to implement this contract.)

Res. by Bertoni, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing Planning Director Paul A. Nelson to execute Site Entry Agreements with property owners for the West Creek Bank Stabilization Improvement Project.)

Res. by Bertoni, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

Moved by Augustini, seconded by Mack approving the attendance of Gary Post to the Capital District Building Officials Education Conference, October 15, 2017- October 18, 2017 in Albany, New York. The Educational Conference accounts for 19 hours of the required 24 hours of training. Authorization to include registration fees of \$310.00, meals not included in registration from dinner on October 15 through lunch on October 18, 2017, hotel fees of \$132.00 per night for 3 nights and use of a town vehicle.

Carried.

(Prepared Resolution filed as part of these minutes authorizing Supervisor Rose A. Sotak to retroactively sign the FEMA-4322 Application for the winter snow storm on March 14, 2017 and March 15, 2017.)

Res. by Augustini, seconded by Mack.

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

1. Town Clerk Monthly Report - August 2017



## Town of Union

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2. Planning Board Minutes & Public Hearing Transcript - Taylor's Neighborhood Pizza & Sandwich Shop, 8/8/2017.
3. Town of Union Comptroller's Monthly Report, Receipts & Disbursements.
4. Town of Union Planning Board Decision – Site Plan Approval – DG Equipment, 11 Delaware Avenue, Endicott, Tax Map #157.07-2-21.
5. Town of Union Planning Board Decision – Site Plan Approval – Express Auto Accessory Garage, 3652 George F. Highway, Endwell, Tax Map #142.18-1-28.
6. Town of Union Planning Board Decision – Special Use Permit; Outdoor Storage – DG Equipment, 11 Delaware Avenue, Endicott, Tax Map #157.07-2-21.
7. Town of Union Planning Board Decision- Special Use Permit Approval: Motor Vehicle Rentals. The Home Depot #1252. 778-780 Main Street, Johnson City, NY 13790. Tax Map #142.16-1-1
8. Town of Union Planning Board Decision- Site Plan Approval: Motor Vehicle Rentals. The Home Depot #1252. 778-780 Main Street, Johnson City, NY 13790. Tax Map # 142.16-1-1 Carried.

### ADJOURNMENT:

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

The meeting was adjourned at 7:21 P.M.

LJP/bk

Leonard J. Perfetti,  
Town Clerk