



**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

December 6, 2017

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, December 6, 2017 at 7:00 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 Robert Mack, Councilman John M. Bernardo.

TOWN OFFICIALS PRESENT: Town Attorney Alan J. Pope, Town Clerk Leonard J. Perfetti, Deputy Town Clerk Rebecca Kruczkowski, Economic Development Director Joseph Moody.

Also in attendance was Johnson City Mayor Greg Deemie.

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, December 6, 2017 at 7:00 PM in order to receive comments on the Town of Union's "Restore NY Communities Initiative" Round 5 Grant - to rehabilitate 17 Kentucky Avenue, Endicott, NY 13760.  
Pub. & Posted 12/01/17 -12/05/17.

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

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, November 15, 2017.  
Carried.



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## HEARING OF VISITORS:

Linda Jackson, 209 E. Franklin Street, Endicott, thanked Town Clerk Leonard J. Perfetti and Councilman Thomas R. Augostini for replying so quickly to a request she made. She also said she appreciated the call she received from the Assessor's office regarding her STAR renewal.

Mitch Curatolo, 1010 Autumn Drive, Endwell, spoke on burglaries that took place the day after Thanksgiving in his neighborhood and about a house at 1030 Autumn Drive that is in foreclosure. He said the house has known drug activity there and asked what could be done about it.

Carol Laskoski, 37 Edward Street, Johnson City, asked why the Town Board did not respond to Alvaro Munoz, owner of 1 North Page Avenue, Endicott, when he proposed his idea of renovation for the property and pled his case regarding the foreclosure of this property by Broome County at the last Town Board meeting.

Town Attorney Alan J. Pope said it is Town Policy to not have dialog with anyone, on any subject, when the Town is in litigation regarding that subject. He further said the Town Board listened to what Mr. Munoz said, but did not condone his speech.

Councilman Frank J. Bertoni said he hopes that this litigation will be coming to a close very soon.

Mike Holmes, 996 Taft Avenue, Endicott, said he was at the September Town Board meeting and spoke about his property that is a wetland due to a drainage easement that has not been maintained by the Town. He asked what the status is with the engineering firms that were trying to develop a plan for a solution to this problem.

Councilman Thomas R. Augostini said he will speak with Commissioner of Public Works Louis V. Caforio and see where this stands, and have someone get back to him.

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 Joan K. Spilman, Field Office Director, U.S. Department of Housing & Urban Development, regarding Single Audit Report for the Fiscal Year December 2016 Community



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Development Block Grant (CDBG) Program, Section 8 Housing Choice Vouchers, Town of Union, New York.

2. Letter from Daniel S. Cohen, Cohen Law Group, Pittsburgh, Pennsylvania, in reference to free legal assessment regarding Cable Franchise and Wireless Facilities Issues.
3. Communication from NYSEG on the Brightline BES Initiative: Oakdale-LaFayette Transmission Line and Substation Upgrades Project.
4. Letter from Lora Zier, Senior Planner Broome County Department of Planning, Pursuant to Section 239-l & m of the General Municipal Law for Use Variance – Industrial and commercial use of a Suburban Single Family zoned property located at 650 Pine Street, Village of Endicott.
5. Letter with Notice and Petition for Building Standards and Codes from Mark P. Pattison, Deputy Secretary of State, State of New York Department of State, regarding more restrictive local standards for construction and more restrictive local energy codes  
Carried.

### COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Bertoni to refer the letter from Gerry K. Geist, Executive Director, The Association of Towns of the State of New York, informing that the Annual 2018 Association of Towns Annual Meeting & Training School will be held February 18 -21, 2018 at the Marriott Marquis in New York City, with an attached voucher for the Town's dues to the Association for 2018 to Comptroller Laura J. Lindsley and the Town Board.  
Carried.
2. Moved by Augustini, seconded by Bertoni to approve the letter from Brittany Spritzer, Race Director, 4 on the 4<sup>th</sup> Road Race, requesting permission to hold the 4 on the 4<sup>th</sup> Road Race on July 4, 2018. The walk/run will be between the hours of 8:00 AM and 10:30 AM with the course route as follows: Starting at Visions Federal Credit Union on Country Club Road, to Taft Avenue, to Laguna Drive, to Southern Pines Drive, to Camelot Road, to Park Manor Boulevard, to Manhattan Drive, to Manor Entrance to Hooper Road, ending at the finish line on Country Club Road at Patterson Creek Bridge; and refer it to Commissioner of Public Works Louis V. Caforio and Town Clerk Leonard J. Perfetti.  
Carried.

PETITIONS:           None.



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## COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Mack, seconded by Bertoni to hire Michelle Stanton as an Assessor Aide – Permanent Part Time for a salary of \$12.73/Hour. Anticipated start date is January 11, 2018, after successful completion of pre-employment testing.  
Carried.

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

Increase:	31 2680 0000	Insurance Proceeds	\$ 40,460.00
Increase:	31 5110 2500	Equipment	\$ 40,460.00.)

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

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

Decrease:	20 3620 4601	Travel & Expense	\$ 690.00
Increase:	20 3620 4401	Equipment Maintenance	\$ 240.00
Increase:	20 3620 4605	Dues & Membership	\$ 250.00
Increase:	20 3620 4101	Office Supplies	\$ 200.00
Decrease:	20 8160 4513	Tipping Fees	\$ 6,500.00
Increase:	20 8160 4412	Tires	\$ 6,500.00
Decrease:	10 1620 1010	Salary	\$ 4,992.00
Increase:	10 1620 4413	Building Maintenance	\$ 4,992.00
Decrease:	10 1620 4149	Building & Ground Supplies	\$ 2,500.00
Increase:	10 1620 4413	Building Maintenance	\$ 2,500.00
Decrease:	31 5110 2045	Summer Blacktop	\$ 30,000.00
Increase:	31 5142 4129	Rock Salt	\$ 30,000.00

Carried.

(Prepared Resolution filed as part of these minutes authorizing Supervisor Rose A. Sotak to sign an agreement with Southern Tier Stages, Inc. in the amount of \$3,215.00 for provision of transportation services to and from the February 18-21, 2018 New York State Association of Towns Annual Meeting and Training School.)

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

(Prepared Resolution filed as part of these minutes authorizing Supervisor Rose A. Sotak to sign the United States Department of Commerce Economics & Statistics Administrations



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Census Form stating that Broome County is coordinating the LUCA response for the Town of Union.)

Res. by Bertoni, seconded by Bernardo.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing to be held on Wednesday, December 20, 2017 at 7:00 P.M. for the Town of Union ADA Transition Plan: Pedestrian Facilities in the Public Right of Way.)

Res. by Bertoni, seconded by Bernardo.

Vote: All yes.

The Resolution was adopted.

Requests for proposals were received for Professional Engineering Services Street Reconstruction Project – Grand Avenue – Cook Street to Willow Street, Village of Johnson City 2017 Town of Union Community Development Block Grant Program.

Proposals were received as follows:

FIRM	BID	PROPOSAL SUBMISSION STATUS
Keystone Associates, Architects, Engineers, & Land Surveyors, LLC	\$28,750.00	Non-Responsive - *missing Time of the Essence Clause, Section 3 Info, Prevailing Wage, Certificate of Lobbying, Equal Opportunity, Non-Debarment, Fair Trade, MBE, Affirmative Action.
Hulbert Engineering & Land Surveying, DPC	\$39,750.00	Complete Submission
Delta Engineers, Architects, & Land Surveyors	\$49,990.00	Non-responsive - *missing Section 3 Info, Prevailing Wage, Certificate of Lobbying, Equal Opportunity, Non-Debarment, Fair Trade, MBE, Affirmative Action

(Prepared Resolution filed as part of these minutes to award the contract for Design/Engineering Services for the CDBG funded Street Reconstruction Project – Grand Avenue – Cook Street to Willow Street, Village of Johnson City, in an amount not to exceed \$39,750.00 to the lowest responsive bidder Hulbert Engineering & Land Surveying, DPC, 53 Chenango Street, 8<sup>th</sup> Floor, Binghamton, New York, 13901; and authorize the Supervisor, Deputy Supervisor or other Town Official so designated by the Town Board to sign all documentation required to implement this contract.)

Res. by Bertoni, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.



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(Prepared Resolution filed as part of these minutes approving the extensions of the following CDGB-DR contracts; and authorize the Supervisor, Deputy Supervisor, or other Town Official so designated by the Town Board to sign the said extensions for the following CDBG-DR Program projects:

Keystone Associates – JC Water Treatment Plant Maintenance Building – Extend to 12/31/18 (Includes construction inspection services)

Keystone Associates – Grand Avenue – Interceptor B Combined Sanitary/Storm Sewer Separation – Extend to 12/31/18 (includes construction inspection services).)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to approve the extension of the following CDBG Program project; and authorize the Supervisor, Deputy Supervisor, or other Town Official so designated by the Town Board to sign the said extension for the following CDBG Program project:

Hulbert Engineering & Land Surveying – Farr Avenue Street Reconstruction – Extend to 2/10/18.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to declare the following items as surplus to be sold at an online auction at a date and time to be determined:

HP Design Jet 130nr Ricoh FW770  
Ricoh FW770.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to approve Change Order No.1 for the Curb and Gutter Replacement Contract #2 in the amount of \$3,511.90. The project total is now \$182,202.00. )

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to authorize the purchase a new 2017 Caterpillar 938M 3V model Loader through a Buy Back Program from CAT, for a price of \$168,500.00 minus trade in \$157,200.00 net difference being \$11,300.00 per NYS OGS



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contract PO66988 NJPA-032515 CAT. F-18 will be declared surplus for trade in purposes. The new Loader would be paid out of the Highway Equipment Account.)

Res. by Augustini, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve the Procedure for Emergency Safety Procedure and Mass Notification System for inclusion into the Employee Handbook.)

Res. by Augustini, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

Moved by Augustini, seconded by Mack to authorize the advertisement of Bids for New Refuse Facility. Bids to be received by Town Clerk Leonard J. Perfetti on Monday, January 29, 2018 at 10:00 A.M. at which time they will be opened and read aloud.

Carried.

### HEARING OF VISITORS:

Linda Jackson, 209 E. Franklin Street, Endicott, asked for clarification on Communication for Filing #4 of this meeting.

Councilman John M. Bernardo said Broome County is required to notify nearby municipalities when zoning change applications are filed, and said the Town will not be involved with this decision.

Carol Laskoski, 37 Edward Street, Johnson City, for clarification of the Grand Avenue Street Construction job, and thanked the Board for their patience with people asking questions.

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. Comptroller's Monthly Report – October 31, 2017.



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2. Town of Union Planning Board Decision – Special Permit Approval Two-Family Use, Christopher Stanis, 712 Carl Street, Endicott, Tax Map # 140.20-9-30.
3. Town of Union Planning Board Decision – Special Permit Transfer – Brian & Shalisa Weisz, 712 Carl Street, Endicott, Tax Map # 140.20-9-30.
4. Town of Union Local Development Corporation Minutes - September 21, 2017.
5. Town of Union Planning Department Decision – Minor Site Plan Approval – Samaritan Counseling Center, 3001 & 3005 East Main Street, Endicott, Tax Map #s 157.08-2-23, 157.08-2-22.  
Carried.

### ADJOURNMENT:

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

The meeting was adjourned at 7:32 P.M.

LJP/bk

Leonard J. Perfetti,  
Town Clerk