



Town Clerk  
Leonard J. Perfetti

# Town of Union

**Town Board**  
Richard A. Materese, *Supervisor*  
Thomas R. Augostini, *Councilman*  
Frank J. Bertoni, *Councilman*  
Sandra C. Bauman, *Councilwoman*  
Heather R. Staley, *Councilwoman*

---

## TOWN OF UNION BOARD MEETING

June 5, 2019

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, June 5, 2019 at 7:00 P.M. in the Town Board Room, 3111 East Main Street, Endwell, New York.

BOARD MEMBERS PRESENT: Supervisor Richard A. Materese, Councilman Thomas R. Augostini, Councilman Frank J. Bertoni, Councilwoman Sandra C. Bauman, Councilwoman Heather R. Staley.

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

Also in attendance was Village of Endicott Trustee Linda Jackson.

Supervisor Richard A. Materese 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, May 15, 2019.  
Carried.

HEARING OF VISITORS:

Bert McCulloch, 2629 Daren Drive, Endwell, spoke about the drainage issue in his neighborhood and the plans that were submitted to DEC in 2011 to correct the issue. He stated the original plans did not include the last two houses on Daren Drive, which are his house and his neighbors. He further said that he spoke to DEC and they said if new plans were drawn up to include those two houses, they will reevaluate them and make a decision to include or not include the two properties.



## Town of Union

---

Councilman Frank J. Bertoni said the plans were not target specific to each house but to improve the flow into the drainage pipe.

John Kunzman, 600 Boswell Hill Road, Endicott, asked about the renewable energy program letter that the Town residents received. He asked why the residents were automatically opted in and said he feels this was deceiving and unfair to residents.

Supervisor Richard A. Materese explained the program and said that the automatic opt in action was approved by the Public Service Commission to ensure the best price rate could be negotiated for the residents. He also said the Town made sure the process to opt out was easy for anyone who did not want to participate.

Councilman Thomas R. Augostini said the number one concern was that everyone was opted in so the number of customers was a guaranteed number to be able to bid for the lowest rates. He further said it would have made it a deceptive action if the Town had not provided an option for residents to opt out.

Daniel Bertoni, 327 Bermond Avenue, Endicott, said he is on three of the Town's adult softball leagues and he is speaking on the leagues behalf. He said they are disgruntled that the fields have not been made ready for play and the leagues are four weeks behind because of it. He suggests that the Town hand the leagues over to a private entity such as the Boys and Girls Club, start the leagues later or collaborate with other towns to use their fields if the Towns are not ready to avoid this problem in the future.

Cara Williams, 913 Oak Hill Avenue, Endicott said she has been in the league for 13 years and she said many of the teams have been playing against each other for years. She also said many of the teams are threatening to leave the Town league because of the conditions of the fields.

Councilman Frank J. Bertoni said the fields have to be dry for the material that is used by the contractor to be maintained. He further said the contractor makes the decision to lay it down or not. He suggested that the league start four weeks later to avoid the rainy season.

Supervisor Richard A. Materese said \$25,000 worth of materials were put on the fields today.

Chris Youngstrom, 3833 Gates Road, Vestal, New York, suggested that the Town make a social media page for the softball leagues to be able to communicate and have scores and standings included. He also suggested that the Town not contract the field maintenance out and do it themselves.

Supervisor Richard A. Materese said the Town is looking into social media.



## Town of Union

---

Kaitlyn Harasta, 3102 Andover Road, Endwell, said she and her husband bought their house in 2013, love the Endwell area and the beautiful parks in the Town that they enjoy going to with their four year old daughter. She further said she is shocked that the Town has only a partial no smoking policy in their parks (around the playgrounds and pavilions). She does not want herself and others to be subjected to second hand smoke while in the parks; and is asking the Town to adopt a complete ban on tobacco and smoking products in all their parks.

Tom Palazzo, 11 Kentucky Avenue, Endicott, spoke about the 2 hour parking signs on Kentucky Avenue and is asking the Town to remove them. He said his tenants are getting \$100 fines for extended parking and he feels the signs are not necessary.

Kristopher Bryson, 2609 Columbia Drive, Endwell, said he and his family walk to the park three or four times a week and he worries about walking by people who are smoking. He also said he supports a complete no smoking policy in the parks.

Sharon Fischer, Broome County Health Department, Tobacco Control Program, said the program helps municipalities adopt and enforce smoke free polices. She gave the Board information to contact if they are interested.

Ritchie Lettis, 3637 Pheasant Lane, Endwell, said he is a wild bird expert who enjoys watching birds in the park. He said that birds and animals are more sensitive to smoke than humans, therefore, he supports a smoking ban in the parks.

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

### COMMUNICATIONS FOR FILING:

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

1. Charter Communications – Notices of Upcoming Changes – May 20, 2019.
2. Letter from Linda Jackson, Secretary, Triple Cities Street Rods, to the Town Board objecting to a car club that is holding a car show on June 8, 2019 at Highland Park for free and is making a profit from it. (Moved to Communication for Action #5).
3. Minutes of the Regular Meeting of the Village of Endicott Board of Trustees held on April 23, 2019 and a Special Meeting held on May 7, 2019.  
Carried.

### COMMUNICATIONS FOR ACTION:





# Town of Union

---

(Prepared Resolution filed as part of these minutes to retain Attorney Paul Sweeney to perform an investigation concerning an employee complaint.)

Res. by Augustini, seconded by Bauman.

Vote: Yes  
Augustini  
Bauman  
Bertoni  
Materese  
No  
Staley

The Resolution was adopted.

Moved by Augustini, seconded by Staley to approve the following 2019 Budget Transfers:

Decrease:	31 5110 2500	Equipment	\$ 1,200.00
Increase:	31 5110 4167	Boots & Gear	\$ 1,200.00

Carried.

(Prepared Resolution filed as part of these minutes authorizing Supervisor Richard A. Materese to sign and execute the Third Party Access Agreement with J.P. Morgan Chase authorizing the bank to work with the Town's network provider, Integrated Computer Solutions (ICS), in order to transfer data for the purpose of creating management information or business reports for the Town.

Res. by Augustini, seconded by Staley.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to approve the yearly (2019) contract with Maine-Endwell Central School District for refuse and recycling collection for \$27,951.00 and authorize Supervisor Richard A. Materese to sign the said contract.)

Res. by Augustini, seconded by Staley.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing the purchase of One (1) new 2019 Towmaster Trailer T-5DT from Monroe Towmaster through Sourcewell (NJPA) Contract # 121918-MNR for a price of \$5,923.40. This trailer will be used to transport F-177 – Volvo Vibratory Roller. Monies for this purchase would be paid out of the Highway Other Equipment Account.)

Res. by Augustini, seconded by Staley.

Vote: All yes.

The Resolution was adopted.



## Town of Union

---

(Prepared Resolution filed as part of these minutes authorizing the Supervisor to approve payment of \$1 per parcel plus recording fees and sign all other required documentation to acquire the following parcel from Broome County for the purpose of demolition:

149 Endwell Street, Johnson City.)

Res. by Bertoni, seconded by Staley.

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, June 19, 2019 at 7:00 P.M. for the draft version of the Federal Fiscal Year (FFY) 2019 CDBG Annual Action Plan.)

Res. by Bertoni, seconded by Staley.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to issue a Negative Declaration for the Fairmont Park Levee Repair/Extension Project under the State Environmental Quality Review Act (SEQRA) and authorize the Supervisor to sign the required SEQRA forms.)

Res. by Bertoni, seconded by Staley.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing agreements with THOMA Development Consultants to complete Regional Development Council Grant Applications for Argonne Avenue/Shady Drive walking trails/storm water detention facility and the Comprehensive Plan Update; authorize the Supervisor to sign the agreements and payment in the amount of \$8,600.00.)

Res. by Bertoni, seconded by Staley.

Vote: All yes.

The Resolution was adopted.

At this time, Councilwoman Heather R. Staley asked that the following motion for the Alternate Planning Board member be held over under Robert Rules of Order.

Upon further discussion with the Board, Councilwoman Heather R. Staley rescinded her request and went forward with the motion.

Moved by Bertoni, seconded by Staley to appoint Surya Yalamanchili to the Town Planning Board as an Alternate Member with the term expiring 12/31/19.

Carried.

### HEARING OF VISITORS:



# Town of Union

---

Dan Bertoni, 327 Bermond Avenue, Endicott, spoke in support of the no smoking policy for the parks. He congratulated Mr. Yalamanchili on his appointment to the Planning Board as an alternate member.

Kaitlyn Harasta, 3102 Andover Road, Endwell, said no smoking signs are available from the Broome County Health Department, Tobacco Control Program, when a policy is adopted.

Katherine Harasta, 308 Taft Avenue, Endicott, supports no smoking in the parks.

As no one else wished to speak, Supervisor Richard A. Materese 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 of Union Planning Board Decision – Special Permit Approval: Floodplain Development – Howard Hanna Real Estate Services – 3630 George F. Highway, Tax Map #142.17-4-32.
2. Town of Union Planning Board Decision – Site Plan: Parlor City Lawn Care Landscaping Services Office with Indoor Storage – 110 Berkley Street – Tax Map # 1410.20-5-44, 112 Berkley Street – Tax Map # 1410.20-5-45, 107 Carl Street – Tax Map # 140.20-5-43, 109 Carl Street – Tax Map # 140.20-5-42.
3. Town of Union Planning Board Decision – Site Plan review: Storage Shed – Howard Hanna Real Estate Services, 3630 George F. Highway – Tax Map # 142.17-4-32.
4. Town of Union Planning Board Minutes – April 9, 2019.
5. Town of Union Planning Board Decision – Site Plan Approval – National Pipe & Plastic – Office Building – 1 N. Page Avenue – Tax Map # 156.51-1-36.
6. Town of Union Citizens Advisory Council for Community Development Regular Meeting Minutes – July 30, 2018.  
Carried.

## ADJOURNMENT:

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



# Town of Union

---

The meeting was adjourned at 8:06 P.M.

Leonard J. Perfetti  
Town Clerk

LJP/bk