



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

May 20, 2020

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, May 20, 2020 at 7:00 P.M. via Zoom.

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, Deputy Town Attorney Rosemarie Pope, Town Clerk Leonard J. Perfetti, Deputy Town Clerk Rebecca Kruckowski, Planning Director Sara Zubalsky-Peer.

Supervisor Richard A. Materese opened the meeting with the Pledge of Allegiance to the Flag.

PUBLIC HEARINGS: None.

BIDS:

Bids were called for on Monday, May 18, 2020 for Rehabilitation of Country Trail Road – Culvert.

Bids were received as follows:

Siteworx Excavating & Paving, Inc.	\$136,148.00
Vacri Construction Corporation	\$191,000.00
ProCon Contracting	\$202,000.00
Bothar Construction, LLC	\$240,851.00
Gorick Construction Company, Inc.	\$423,825.00

Moved by Augostini, seconded by Bertoni to receive and file the Bids for Rehabilitation of Country Trail Road – Culvert.
Carried.

APPROVAL OF MINUTES:



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Moved by Augustini, seconded by Bertoni to approve the Minutes of the Regular Town Board Meeting held on Wednesday, May 6, 2020.
Carried.

HEARING OF VISITORS:

Christine Ellison, 511 Exchange Avenue, Endicott, spoke regarding the latest DEC letter dated 5/20/20, to Mr. Danish Merr, owner of Sun Yield Battery Incineration Plant that is proposed on the Huron Campus, with subject matter of the Air State Facility (ASF) permit issued on 3/30/2020.

Councilman Frank J. Bertoni asked for clarification of the letter.

Ms. Ellison read the letter in its entirety and offered to send a copy to the Town Clerk for the Board to review.

Supervisor Richard A. Materese and Councilman Frank J. Bertoni thanked Ms. Ellison.

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

COMMUNICATIONS FOR FILING:

Councilman Frank J. Bertoni asked if filing #2 was something that they should not receive and file due to the information that Ms. Ellison provided tonight.

Town Attorney Alan J. Pope said the filing is for the Village of Endicott to change the wording in their Code and can be received and filed tonight.

Councilman Frank J. Bertoni asked to put a discussion regarding the plant on a future agenda to decide where the Town Board stands on it.

Councilwoman Heather R. Staley said for the record, she is skeptical of the 239 review and the whole project and is not in favor of it at this point.

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

1. Charter Communications Notices of Upcoming Changes – May 1, 2020, May 15, 2020.
2. 239 Review Submission Form – Village of Endicott, Zoning Text Change – Recycling Facilities in Industrial Zones.



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3. Decision and Order on Motions – Centurylink Communications, LLC vs. Multiple New York State Municipalities.

4. Email from Thomas M. Vojko, 709 Harpur Drive, Endwell, New York, praising the Town employees (Refuse, Recycling, Road Maintenance Water & Sewer) for the great work they are doing during these trying times.

Carried.

COMMUNICATIONS FOR ACTION:

Moved by Augustini, seconded by Bertoni to approve upon satisfactory review by Deputy Commissioner of Public Works for Codes & Ordinances Daria Golazeski, the letter from Matthew Smith, 4402 Watson Inc., 4402 Watson Boulevard, Johnson City, requesting a 30-Day Waiver for an On-Premises Alcoholic Beverage License – Back Pavilion.

Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Staley, seconded by Augustini to approve the following 2020 Budget Transfers:

Decrease:	31 5110 4120	Stone	\$	1,560.00
Increase:	31 5110 4123	Guard Rail	\$	1,560.00
Decrease:	20 3620 4601	Travel & Expense	\$	691.00
Increase:	20 3620 4104	Books, Periodicals	\$	691.00
Decrease:	31 5110 2040	Capital Improvements	\$	200,000.00
Decrease:	31 5110 4118	Blacktop - Summer	\$	600,000.00
Decrease:	31 5110 1020	Hourly Base	\$	148,600.00
Decrease:	31 5110 1080	Compensated Absences	\$	16,900.00
Decrease:	31 9040 8003	Workers Compensation	\$	12,500.00
Decrease:	31 9060 8004	Health Insurance	\$	111,600.00
Decrease:	31 9010 8007	Retirement	\$	14,000.00
Decrease:	31 9030 8008	Social Security	\$	11,400.00
Increase:	31 5110 4999	Board Imposed Reduction	\$	1,115,000.00.

Carried.

(Prepared Resolution filed as part of these minutes to award the Bid for Carousel Horse Painting and Minor Repairs to Susan Germain, 421 Hixson Avenue, Syracuse, New York, for her bid price of \$1000.00 per horse for painting and \$300.00 per horse for minor repairs. The Bid was received on March 27, 2020.)



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Res. by Bauman, seconded by Staley.

Vote: Yes

Bauman

Bertoni

No

Staley

Augustini

Materese

The Resolution was not adopted.

(Prepared Resolution filed as part of these minutes authorizing the Town Board to amend the Drug and Alcohol Testing Policy to suspend breathalyzer alcohol testing due to COVID-19. Mandated testing will continue for employees required to meet the regulations of the Department of Transportation (DOT) 49 CFR Part 40. The suspension shall remain in effect until such time as the Service Agent determines breathalyzer alcohol testing can be administered safely to the entire testing population.)

Res. by Bauman, seconded by Staley.

Vote: All yes.

The Resolution was adopted.

Moved by Augustini, seconded by Bertoni to approve Christopher L. Murdock to fill the unexpired term of Vincent Briga, Jr. on the Citizens Advisory Council for Community Development.
Carried.

(Prepared Resolution filed as part of these minutes authorizing the Planning Director, Supervisor and Deputy Supervisor to complete all documentation for Change Order 1 for the Barton Avenue (Fairmont Park) Levee Repair and Extension contract with Gorick Construction approving an additional \$2,680.00 for additional material testing services.)

Res. by Augustini, seconded by Bertoni.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to receive the CDBG-CV funds from HUD, and authorize the Supervisor, Deputy Supervisor and the Planning Director to execute all documentation required to administer these funds.)

Res. by Augustini, seconded by Bertoni.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes approving the proposed amendments to the CDBG Citizen Participation Plan.)

Res. by Augustini, seconded by Bertoni.

Vote: All yes.

The Resolution was adopted.



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(Prepared Resolution filed as part of these minutes to authorize the Supervisor to execute the form letter designating Planning Director Sara Zubalsky-Peer as the Entity Administrator for the Town of Union's System for Award Management (SAM) account. The Planning Director is further authorized to submit the executed form to the Federal Service Desk to complete the registration process.)

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

Vote: All yes.

HEARING OF VISITORS:

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

DEPARTMENT REPORTS ON FILE IN THE TOWN CLERK'S OFFICE:

None.

Councilwoman Sandra C. Bauman recognized Joe Brainard, Union Endicott Choral Teacher, who coordinated and produced a video of 50 high school students from around the Southern Tier remotely from their homes to sing "Bridge Over Troubled Waters." She said it was nice to hear in a time like this.

Councilman Thomas R. Augustini gave his condolences to Councilman Frank Bertoni on the passing of his Aunt, Cecelia Bertoni.

Supervisor Richard A. Materese again thanked the first responders, doctors, nurses, people working in the nursing homes and all our workers out there who are doing their jobs to keep us going. He also acknowledged the teachers who have been attempting to do education in a much-changed atmosphere; and it is a difficult job for them and for the kids too.

ADJOURNMENT:

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

The meeting was adjourned at 7.44 P.M.

Leonard J. Perfetti
Town Clerk

LJP/bk