



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

December 7, 2022

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

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

Also in attendance was Village of Endicott Mayor Linda Jackson, Supervisor Elect Robert Mack, Councilmen Elect Joseph P. Nirchi, Sr. and David E. Kudgus.

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

PUBLIC HEARINGS: None.

BIDS:

Proposals were called for on Wednesday, November 30, 2022 at 10:00 A.M. for Professional Engineering Services Street Reconstruction Project – 300 Block North Adams Avenue-Jenkins Street to Pine Street, Village of Endicott – Town of Union FFY 2022 CDBG Program.

Proposals were received as follows:

CPL Architecture Engineering & Planning -	\$ 25,100.00
Barton & Loguidice Engineering -	\$ 37,100.00

Moved by Bertoni, seconded by Bauman to receive and file the Proposals for Professional Engineering Services Street Reconstruction Project – 300 Block North Adams Avenue-Jenkins Street to Pine Street, Village of Endicott – Town of Union FFY 2022 CDBG Program.
Carried.

APPROVAL OF MINUTES:



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Moved by Bertoni, seconded by Bauman to approve the Minutes of the Regular Town of Union Board Meeting held on Wednesday, November 16, 2022, and the Special Meeting held on Friday, November 18, 2022.

Carried.

HEARING OF VISITORS:

Linda Jackson, Village of Endicott Mayor, 209 E. Franklin Street, Endicott, asked on behalf of Eileen Konecny, if lights can be turned on at State Route 26S by McKinley Avenue, because it is very dark at night. She also asked on behalf of her husband if the light bulb at Clark Street and Oak Hill Avenue could be changed because it is continuously blinking.

Supervisor Richard A. Materese asked if the lights she is asking about are the Village's responsibility, especially the one on Clark Street.

Mayor Jackson said she was told by her Light Department Supervisor that the lights are not the Village's responsibility and that the Town is responsible for the bulbs.

Councilman Frank J, Bertoni said he believes the lights on State Route 26S are the State's responsibility.

Linda Jackson, 765 Dickson Street, Endicott, spoke about the guardrail that was replaced on Dickson Street. She said she asked the Highway Superintendent why the guardrail is thinner metal and why it is lower and closer to the sidewalk. The Highway Superintendent told her it is the metal they are getting; and he also said the guardrail was put up closer to the sidewalk because the original posts could not sustain any more damage to them. She feels there will be more damages the next time, not only to the guardrail but to the sidewalk and possibly the house. She also asked why the reflector on the guardrail points towards the motel and not at the curb. She said there are no street lights there on Main Street which makes it difficult to maneuver down there in the darkness.

Supervisor Richard A. Materese asked her how many accidents have taken place there.

Ms. Jackson said there has been an accident on average once every four years. She has records from the Sheriff's department for three of them – 2008, 2018 & 2022 and was referred to the State Police for the rest of the records.

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



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COMMUNICATIONS FOR FILING:

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

1. Union Volunteer Emergency Squad, Inc.- Independent Audit Report - 12/31/2021 – 2020.
2. Emails from residents against the Endwell Storage PUD.
3. Village of Endicott - 239 Review Submission for a Local Law amending the Zoning Code regarding Cannabis Retail Sales Establishments and Onsite Consumption Establishments.
4. Charter Communications Notifications – November 16 & 30, 2022.
Carried.

COMMUNICATIONS FOR ACTION: None.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

(Prepared Resolution filed as part of these minutes to approve the Information Technology Agreement between the Town of Union and the County of Broome through to December 31, 2025 which provides for hosting a server and general IT maintenance at an annual cost of \$607.19 and \$70.00 per hour for support services outside of normal maintenance, and for authorization for Supervisor Richard A. Materese to execute the same.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to re-levy 2022 unpaid water/sewer, property maintenance, and curb, gutter and sidewalk assessment to specific real estate tax ids on the 2023 real property tax bills totaling:

Sewer Fund	\$ 61,330.69
Water Fund	\$ 12,469.13
Capital Fund (Water)	\$ 804.27
Village Johnson City Water	\$ 6,950.20
Part Town Property Maint.	\$ 20,284.12
Part Town CGS Assessment	\$ 464.17
	<u>\$102,302.58.)</u>

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

Vote: All yes.



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Moved by Staley, seconded by Bertoni to approve the following 2022 Budget Transfers:

Decrease:	10 7145 4100	Misc Operational Supplies	\$ 600.00
Increase:	10 7145 4159	RECBB Co-Ed Basketball Supplies	\$ 600.00
Decrease:	20 1620 4401	Equipment Maintenance	\$ 1,150.00
Increase:	20 1620 4203	Water	\$ 1,150.00
Decrease:	20 3310 4176	Maintenance Parts	\$ 3,500.00
Decrease:	20 3310 4401	Equipment Maintenance	\$ 1,000.00
Increase:	20 3310 4148	Paint & Powder	\$ 4,500.00
Decrease:	20 8120 2050	Capital Improvement	\$10,000.00
Increase:	20 8120 4428	Septic Tank Cleaning	\$10,000.00
Decrease:	20 8160 1040	Overtime	\$ 4,000.00
Increase:	20 8160 4099	Temporary Non-Payroll	\$ 4,000.00
Decrease:	20 8160 4513	Tipping Fee	\$ 7,000.00
Increase:	20 8160 4099	Temp Non-Payroll	\$ 7,000.00
Decrease:	31 5110 4122	Sluice Pipe	\$ 3,000.00
Increase:	31 5110 4107	Lubricating Products	\$ 3,000.00
Decrease:	31 5110 4190	Gasoline	\$40,000.00
Increase:	31 5110 4106	Diesel Fuel	\$40,000.00
Decrease:	31 5142 1040	Snow Overtime	\$ 1,200.00
Increase:	31 5142 4129	Rock Salt	\$ 1,200.00
Decrease:	40 7110 4109	Chemicals	\$ 750.00
Increase:	40 7110 4203	Water	\$ 750.00.
Carried.			

(Prepared Resolution filed as part of these minutes to amend the dollar amounts of the deficit billings to the Village of Endicott to be \$398.15 and to the Village of Johnson City to be \$886.00 from the prior resolution in this regard that was passed on November 16, 2022, and to authorize the Comptroller and Supervisor to take such other action as may be necessary with respect to the same.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes approving the Settlement Agreement between the Town of Union ("Town") and Walsh/Homestead Village with respect to the compromise and settlement of the eminent domain litigation commenced by Walsh/Homestead Village with a payment to Walsh/Homestead Village in the amount of \$80,000, subject to approval by the Town Attorney, and authorization for the Supervisor or Deputy Supervisor to execute the same.)

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

Vote: All yes.



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(Prepared Resolution filed as part of these minutes to authorize the hiring of Heidi Ranger as Deputy Comptroller, with a starting salary of \$42,000.00 effective December 12, 2022, subject to pre-employment testing.)

Res. by Bauman, seconded by Staley.
The Resolution was adopted.

Vote: All yes.

Moved by Bauman, seconded by Staley to enter into an independent contractor agreement with Gina Paugh for \$50.00 an hour, not to exceed 10 hours, to help the Comptroller primarily with the water billing for the Town.

Carried.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing on Wednesday, January 18, 2023 at 7 PM to consider a Substantial Amendment to the Town's CDBG-CV and CV3 (CARES Act) Program and consider other budget changes to the Town's 2022 regular CDBG Budget:

- 1) Shift funds from certain unobligated COVID-19 relief activities to facilitate the installation of two Generators and three HVAC Systems located at Nichols Notch, 401 Hayes Ave, Endicott, NY (\$165,000.00); Harry L Apartments, 235 Harry L Dr., Johnson City, NY (\$160,000.00); and Wells Apartments, 299 Floral Ave, Johnson City, NY 13790 (\$65,000.00). Total allocation: \$390,000.00
- 2) Shift funds from certain unobligated COVID-19 relief activities to CHOW & Meals on Wheels of Western Broome. Each organization will receive \$75,000.00. Total allocation \$150,000.00

Amendment Details

1)

CDBG-CV & CV3: The Town will use CDBG-CV & CV3 funds to provide upgrades to three elderly, low-moderate income facilities within the Town of Union, Villages of Endicott and Johnson City, NY. The estimated cost for each upgrade is \$390,000.00 (\$165,000.00 Nichols Notch; \$160,000.00 Harry L Apartments; \$65,000.00 Wells Apartments).

The Town of Union will use approximately \$390,000.00 of unobligated CDBG-CV3 funding for these projects.

2)

CDBG-CV & CV3: The Town will use CDBG-CV & CV3 funds to provide funding for CHOW and Meals on Wheels in the amount of \$75,000.00 each:

Nichols Notch HVAC:	\$ 75,000.00
Nichols Notch Generator:	\$ <u>90,000.00</u>
Total Project Cost:	\$165,000.00



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Harry L Apartments HVAC	\$ 75,000.00
Harry L Apartments Generator	<u>\$ 85,000.00</u>
Total Project Cost:	\$160,000.00

Wells Apartments HVAC:	<u>\$ 65,000.00</u>
CHOW food/supplies:	\$ 75,000.00
Meals on Wheels food/supplies:	<u>\$ 75,000.00</u>
Total Project Cost:	\$150,000.00.)

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

Vote: All yes.

Supervisor Richard A. Materese said we are using up this money before we lose it and we want it to be used in the Town of Union for these great projects that our Planning Director has come up with for us.

(Prepared Resolution filed as part of these minutes to award the Proposal for Professional Engineering Services - Street Reconstruction Project – 300 Block North Adams Avenue- Jenkins Street to Pine Street, Village of Endicott – Town of Union FFY 2022 CDBG Program to CPL Architects, Engineers, Landscape Architect and Surveyor, D.P.C. for no more than \$25,100.00 and have an estimated completion date of January 27, 2023.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to amend the contract with Gary Leighton to manage CDBG/LDC Bookkeeping Records for the Town of Union, from 100% payment from CDBG Funding to 80% CDBG Funding and 20% Town of Union Funding.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes approving the Agreement between the Town of Union (“Town”) and Mothers & Babies Sustainability & Growth Opportunities (M&BPN) provide \$200,000 of American Rescue Plan Act-Recovery Funds for M&BPN to complete their purchase of property at 338 & 346 Grand Avenue, subject to approval by the Town Attorney, and authorization for the Supervisor or Deputy Supervisor to execute the same. Funds will be paid out of ARPA Lost Revenue Funds.)

Supervisor Richard A. Materese said the current building where Mothers & Babies is located in is falling apart and they are looking to relocate. He said what this does is provides for them to expand their services. They are centrally located in Johnson City and it will benefit the community. He further said their services help parents who are not ready to be parents and therefore, helps their children to be better children and better students, and in the long run it is worth the money.



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(Prepared Resolution filed as part of these minutes approving the Agreement between the Town of Union (“Town”) and the Endicott Rotary Foundation provide \$10,000 of American Rescue Plan Act-Recovery Funds for Endicott Rotary to rehabilitate the George F. Johnson Memorial, subject to approval by the Town Attorney, and authorization for the Supervisor or Deputy Supervisor to execute the same. Funds will be paid out of the ARPA Lost Revenue Funds.)

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

Vote: All yes.

Supervisor Richard A. Materese said the \$10,000 is simply for the George F. Johnson Statue & Memorial to be upgraded or rehabilitated because it is falling apart in places. He said the Endicott Rotary is working in conjunction with the Union Endicott School District to build their own park over there and are receiving donations from all sorts of people; and the Town wanted to take part in it.

(Prepared Resolution filed as part of these minutes approving the Agreement between the Town of Union (“Town”) and the Oak Hill Avenue Improvement Corp. (Oak Hill) to provide \$70,000 of American Rescue Plan Act-Recovery Funds for Oak Hill to renovate and upgrade the Little Italy Heritage Center to provide necessary improvements for the longevity of the Little Italy Museum and community space, subject to approval by the Town Attorney, and authorization for the Supervisor or Deputy Supervisor to execute the same. Funds will be paid out of ARPA Lost Revenue Funds.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes approving the Agreement between the Town of Union (“Town”) and the Southern Tier Community Center (STCC) to provide \$250,000 of American Rescue Plan Act-Recovery Funds for STCC to renovate and upgrade the STCC to provide multi-purpose spaces conducive to community programming—with a focus on Aquatics Programming, School Age Child Care, health and wellness programming, and community-based services, subject to approval by the Town Attorney, and authorization for the Supervisor or Deputy Supervisor to execute the same. Funds will be paid out of ARPA Funds.)

Res. by Bertoni, seconded by Bauman.
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.



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

Moved by Bertoni, seconded by Bauman to receive and file the following Department Report:

1. Permits Report – November 2022.
Carried.

Supervisor Richard A. Materese said that this is the time of buying gifts and reminded everyone to support small businesses in our community.

Councilwoman Sandra C. Bauman reminded everyone that Christmas in the Park is this Sunday, December 11, 2022 from 2:00 PM to 5:00 PM. She said the Christmas tree lighting will take place at 4:45 PM and fireworks at 5:15 PM.

Councilwoman Heather R. Staley asked that the Every family be kept in our prayers. Their son Deron had a heart transplant two years ago and is in an ICU in New York City with complications.

Councilman Frank J. Bertoni said he loves this time of year and enjoys seeing the lights and decorations all around. He said the house on the corner of Birdsall Street and N. Page Avenue in Endicott has a wonderful display.

Supervisor Richard A. Materese said to remember those who gave their lives at Pearl Harbor, their families who lost them and all those who fought in WWII to protect us.

ADJOURNMENT:

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

The meeting was adjourned at 7:32 PM.

Leonard J. Perfetti
Town Clerk

LJP/bk