



Town Clerk
Leonard J. Perfetti

Town of Union

Town Board
Robert Mack, *Supervisor*
Thomas R. Augostini, *Councilman*
Frank J. Bertoni, *Councilman*
Joseph P. Nirchi, Sr., *Councilman*
David Kudgus, *Councilman*

TOWN OF UNION BOARD MEETING

December 6, 2023

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, December 6, 2023 at 7:00 P.M. in the Town Board Room, 3111 E. Main Street, Endwell, New York.

BOARD MEMBERS PRESENT: Supervisor Robert Mack, Councilman Thomas R. Augostini, Councilman Frank J. Bertoni, Councilman Joseph P. Nirchi, Sr., Councilman David Kudgus.

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

Also in attendance was

Supervisor Robert Mack opened the meeting with the Pledge of Allegiance to the Flag.

PUBLIC HEARINGS:

A Public Hearing was called for on Wednesday, December 6, 2023 at 7:00 P.M. for input and comments regarding the Town adopting the Volunteer Firefighters/ Ambulance Workers Exemption to provide an incentive and benefit to the volunteers that serve the Town residents.

Pub. & Posted: 11/26/23

As no one wished to speak, Supervisor Robert Mack closed the Public Hearing.

BIDS:

Bids were called for on Thursday, November 16, 2023 at 10:00 A.M. for Watson Boulevard Sanitary Sewer Pump Station Replacement at which time they were opened and read aloud.

Bids were received as follows:

Vacri Construction Corporation	\$ 740,000.00
G. DeVincentis & Sons Construction	\$ 888,000.00



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Moved by Augostini, seconded by Bertoni to receive and file the Bids for Watson Boulevard Sanitary Sewer Pump Station Replacement.
Carried.

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, 2023.
Carried.

HEARING OF VISITORS:

As no one wished to speak, Supervisor Robert Mack closed the first Hearing of Visitors.

COMMUNICATIONS FOR FILING:

Moved by Augostini, seconded by Bertoni to receive and file the following communications:

1. 239 Review Submission a Proposed Local Law Affecting a Temporary Moratorium within the Town of Dickinson on the Development and Construction of Solar Energy Systems.
2. 239 Review Submission a Proposed Local Law within the Town of Maine entitled "Solar Energy Systems."
3. Notices from Emanuela D'Ambrogio, Hodgson, Russ Attorneys, regarding Solar Energy Project pursuant to Real Property Tax Law 487 – Titan Agrivoltaics Solar Project, 10 Kot Road, Tax Map # 127.02-1-23 and 1215 Rhodes Road, Tax Map # 127.02-1-24.1.
4. Letter from Jonathan Cronell, New York State Department of Environmental Conservation Environmental Analyst, Division of Environmental Permits, Region 7 regarding LSE Titan LLC – Titan Agrivoltaics Project, SEQR Lead Agency Concurrence, DEC ID # 7-2346-00238, Town of Union, Broome County.
5. Charter Communications Notice – November 30, 2023.
Carried.

COMMUNICATIONS FOR ACTION:



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1. Moved by Augustini, seconded by Bertoni to refer the Annually Renewable Decommissioning Bond for NY Union I, LLC to Town Attorney Alan J. Pope and Senior Planner Marina Lane.
Carried.
2. Moved by Augustini, seconded by Bertoni to refer the Annually Renewable Decommissioning Bond for NY Union II, LLC to Town Attorney Alan J. Pope and Senior Planner Marina Lane.
Carried.
3. Moved by Augustini, seconded by Bertoni to refer the Choconut Center Volunteer Fire Company, Inc. 2024 Final Budget to Comptroller Jennifer Lindsay.
Carried.
4. Moved by Augustini, seconded by Bertoni to refer the East Maine Volunteer Fire Company, Inc., 2024 Final Budget to Comptroller Jennifer Lindsay.
Carried.
5. Moved by Augustini, seconded by Bertoni to refer the Email from Christopher Transue requesting a Dead End sign be installed at the bottom of Country Trail to Commissioner of Public Works Louis V. Caforio and Highway Superintendent Scott Paugh.
Carried.
6. Moved by Augustini, seconded by Bertoni to refer the Email from Maggie Hopersberger, The Moss House, requesting use of lower Highland Park to host a free family event offering a Twilight Lantern Walk, building igloo blocks (weather permitting) and use of a grill to make hot cocoa on Wednesday December 20, 2023 from 5:00 – 7:00 PM or during the Christmas in the Park on Sunday, December 10, 2023 to Commissioner of Public Works Louis V. Caforio and Parks Manager Jay Vassil.
Carried.
7. Moved by Augustini, seconded by Bertoni to refer the Email from Joe and Laura Fiore, 358 Buckley Hill Road, Afton; and Kathy Babcock, 1118 Ivon Avenue, Endicott requesting permission to clean, straighten and repair gravestones in the Chrysler Road Cemetery, Endwell to Commissioner of Public Works Louis V. Caforio.
Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

(Prepared Resolution filed as part of these minutes to adopt the Local Law entitled Tree Law of the Town of Union.)



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Res. by Nirchi, Seconded by Bertoni.
The Resolution was adopted.

Vote: All yes.

(Prepared Resolution filed as part of these minutes to approve the following 2024 Budget Modification:

Increase:	45-1001-0000	Fire District Fund Revenue	\$22,800.00
Increase:	45-3410-4648	Fire District Contract–Union Cnt. #8	\$22,800.00.)

Res. by Augostini, seconded by Kudgus.
The Resolution was adopted.

Vote: All yes.

Moved by Augostini, seconded by Kudgus to approve the following 2023 Budget Transfers:

Decrease:	10-3510-4403	Printing	\$ 150.00
Increase:	10-3510-4167	Gloves, Boots, Gear	\$ 150.00
Decrease:	20-8120-2200	Office Equipment	\$3,000.00
Increase:	20-8120-4428	Septic Tank Pumpings	\$3,000.00
Decrease:	31-5110-4120	Crushed Stone	\$1,500.00
Increase:	31-5110-4167	Gloves, Boots, & Gear	\$1,500.00.

Carried.

(Prepared Resolution filed as part of these minutes to review, and approve the following 2024 Tax Levy information that must be submitted to Broome County prior to Tuesday December 5th, 2023.

Curb & Gutter:	\$ 464.17
Code / Property Maintenance:	\$ 16,968.00
Village of Johnson City:	\$ 7,772.76
Water & Sewer Town of Union:	\$ <u>9,6918.72</u>
TOTAL	\$122,123.65.)

Res. by Augostini, seconded by Kudgus.
The Resolution was adopted.

Vote: All yes.

(Prepared Resolution filed as part of these minutes to award the Bid for Watson Boulevard Sanitary Sewer Pump Station Replacement - ARPA Project to Vacri Construction Corporation for their low bid of \$740,000.00, with Alternate #001 of \$ 22,000.00.)

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

Vote: All yes.

Moved by Bertoni, seconded by Nirchi to approve the attendance of Thomas Paden, Building and Code Inspector, to the Energy Code Enforcement Training Southern Tier Region Q4, on



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Wednesday, December 6, 2023 from 8:00 A.M. to 5:00 P.M. at the Horseheads Town Hall in Horseheads, New York, with the use of a Town vehicle.
Carried.

(Prepared Resolution to approve the Dunkin' Stormwater Maintenance Agreement and Access Easement and to authorize Supervisor Robert Mack to execute the same, subject to the Town Attorney's review.)

Res. by Kudgus, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing on Wednesday, December 20, 2023 at 7:00 P.M. to solicit public input for the Final FFY 2022 Consolidated Annual Performance Evaluation Report (CAPER) before it is submitted to HUD on December 30, 2023.)

Res. by Kudgus, seconded by Augustini.

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, January 3, 2024 at 7:00 P.M. to consider public input for the following:

1. The proposed Titan Agrivoltaic Preliminary PUD Development Plan. The new PUD includes a renewable energy facility and complementary agricultural grazing and apiary uses.

2. Rezoning 8.83-acres of 1215 Rhodes Road to PUD, to be merged into 10 Kot Road.)

Res. by Kudgus, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

HEARING OF VISITORS:

As no one wished to speak, Supervisor Robert Mack 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 Local Development Corporation Minutes of Regular Meeting held on Thursday, October 19, 2023.

2. Town of Union Local Development Corporation Minutes of Special Meeting held on Thursday, October 27, 2023.



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3. Town of Union Planning Board Decision – Site Plan Approval – Application # PB-2023-26, Ozweld LLC, 11 Delaware Avenue, Tax Map # 157.07-2-21.
4. Town of Union Planning Board Decision – Special Use Permit – Application # PB-2023-29, The B Line Deli & Grocery, 15 Delaware Avenue, Tax Map # 157.07-2-7.
5. Town of Union Permits Report – November 2023.
Carried.

ADJOURNMENT:

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

The meeting was adjourned at P.M.

Leonard J. Perfetti
Town Clerk

LJP/bk