



**Town Clerk**  
Gail L. Springer, RMC

# Town of Union

**Town Board**  
Rose A. Sotak, *Supervisor*  
Thomas R. Augostini, *Councilman*  
Frank J. Bertoni, *Councilman*  
Leonard J. Perfetti, *Councilman*  
Robert Mack, *Councilman*

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## TOWN OF UNION BOARD MEETING

June 21, 2017

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, June 21, 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 Leonard J. Perfetti, Councilman Robert Mack.

TOWN OFFICIALS PRESENT: Town Attorney Alan J. Pope, Town Clerk Gail L. Springer, Deputy Town Clerk Rebecca Kruckowski.

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, June 21, 2017 at 7:00 P.M. to consider adopting a Local Law establishing a Community Choice Aggregation (CCA) Program for aggregation of electric and/or natural gas supply to serve all eligible customers in the Town of Union who reside outside the limits of the Villages, but with the specific right of eligible customers to opt-out of the CCA Program within a specified period at no cost.  
Pub. & Posted 6/16/17.

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

(Prepared Resolution filed as part of these minutes to declare the consideration of proposed rezoning of 1713, 1723 and 1727 Farm to Market Road from Planned Unit Development (PUD) to Suburban Single Family (SSF) an Unlisted Action under SEQRA; and to make a Negative Declaration under SEQRA, per evaluation of submitted short Environmental Assessment Form, Broome County's 239-Review recommendation, and the Planning Board's Advisory Opinion; and authorize the Supervisor to sign part 3 of the Short Environmental Assessment Form.)

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

Vote: All yes.



## Town of Union

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A Public Hearing was called for on Wednesday, June 21, 2017 at 7:00 P.M. to consider pursuant to Section 300-65.11 of the Zoning Code that the Town Board revoke by Local Law the rezoning of the properties to Planned Unit Development (PUD) and to rezone the properties back to Suburban Single Family (SSF) for the following properties -The Pines at Stoney Creek PUD

1713 Farm to Market Road, Tax map # 125.08-7-9

1723 Farm to Market Road, Tax map # 108.04-1-7

1727 Farm to Market Road, Tax map # 109.03-1-4

Pub. & Posted 6/11/17.

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

BIDS: None.

### APPROVAL OF MINUTES:

Moved by Augustini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, June 7, 2017.

Carried.

### HEARING OF VISITORS:

Deanna Caiati, 608 Anson Road, Endicott, said her neighbors on Glendale Drive are still complaining about the large truck traffic mostly Lopke Trucking and J & M Trucking; and asked what can be done about it.

Councilman Frank J. Bertoni said Glendale Drive is a State road and they refused to allow the Town to erect the signs that were bought to restrict truck traffic.

Councilman Robert Mack said trucks use Glendale Drive to go around the underpasses.

Mitch Curatolo, 1010 Autumn Drive, Endwell, said his neighbor on the corner of Northwood Drive and Autumn Drive wants the sunken catch basin fixed and the cone removed.

Councilman Leonard J. Perfetti said the weather has to cooperate to allow the Highway Department to get to these jobs. They are working on them.

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



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## COMMUNICATIONS FOR FILING:

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

1. Letter from Town Clerk Gail L. Springer on her retirement effective July 29, 2017.
2. Emails from Diane Aurelio, Town of Chenango, informing of Town of Chenango's Local Laws #5 - new proposed Non-Retail Commercial District (NRCD) Section 73-56 & amending the official zoning map with legal description and #6 - amend the Zoning Ordinance & map for proposed commercial rezoning project of Upper Front Street.
3. Copy of letter from Jessica LaClair, Project Manager, NYS Department of Environmental Conservation, Division of Environmental Remediation, to Mr. Kevin Whalen, IBM Corporate Environmental Affairs, regarding Semiannual Data Report – Soil Vapor Monitoring Through February 2017, Comprehensive Operations, Maintenance and Monitoring Program, Former IBM Facility, Endicott, NY, AOC Index No. A7-0502-0104, NYSDEC Site No. 7-04-014.  
Carried.

## COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Bertoni to approve the letter from Pam Brigham, 409 N. Page Avenue, Endicott, requesting no charge for the pavilion for the West Endicott Neighborhood Watch sponsoring a National Night out at the West Endicott Park on August 1, 2017 and also requesting the allowance of Ozzie's BBQ to sell dinners at the meeting and refer it to Commissioner of Public Works Louis V. Caforio.  
Carried
2. Moved by Augustini, seconded by Bertoni to refer the letter from Amber Ruff, owner of Ambitious Kids Daycare, 1101 Catherine Avenue, Endicott, requesting funding to help with wood chips/rubber mulch or safety rubber mats to place under her outdoor climbing area as required under new regulations by New York State to Commissioner of Public Works Louis V. Caforio.  
Carried.
3. Moved by Augustini, seconded by Bertoni to refer the letter from David Lee, 3613 Lott Street, Endwell, to Commissioner of Public Works about a huge pothole on his street to Commissioner of Public Works Louis V. Caforio.  
Carried.
4. Moved by Augustini, seconded by Bertoni to approve the email & letter from John Karedes, Tournament Director, Dick's Sporting Goods Open, to Commissioner of Public Works Louis V. Caforio requesting the use of the 2014 Traffic Plan for the upcoming tournament and also requesting the use of the 17C Sports Fields Parking Lots on Friday, August 18, 2017 and refer it to Commissioner of Public Works Louis V. Caforio.  
Carried.



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5. Moved by Augustini, seconded by Bertoni to approve the letter from Rick Materese, Executive Director, Boys & Girls Club of Western Broome Family Center, to Supervisor Rose A. Sotak, informing of the 6th Annual Boys & Girls Club of Western Broome 5K Invictus Run/Walk that will take place on Saturday, August 12, 2017 at 9:00 A.M. and requesting approval for the use of some roads in the Town of Union for this event and refer it to Town Clerk Gail L. Springer and Commissioner of Public Works Louis V. Caforio.  
Carried.

6. Moved by Augustini, seconded by Bertoni to approve the letter from Franklin Sears, Field Director, Baden-Powell Council, Boy Scouts of America asking if they and ACHIEVE can again use pavilions #2 and #3 at Highland Park on July 6, 13, 20, and 27, 2017 with August 3, 2017 being a rain date at no cost to their program and refer it to Commissioner of Public Works Louis V. Caforio.  
Carried.

7. Moved by Augustini, seconded by Bertoni to approve the letter from Elizabeth Denmon requesting permission to have a block party on Jade Drive on July 15, 2017 from 10:00 AM to 10:00 PM, have Jade Drive barricaded from Clearview Drive to Sapphire Drive, and refer it to Town Clerk Gail L. Springer and Highway Superintendent Chester Kupiec.  
Carried.

8. Moved by Augustini, seconded by Bertoni to approve the letter from Rebecca Kennis, Chair, Buddy Walk Committee, DSINSTNY, to Supervisor Rose A. Sotak requesting road closures for the Down Syndrome Information Network of the Southern Tier of NY 20th Annual Buddy Walk at Highland Park on September 16, 2017. The walk will begin at 12 Noon at Lower Highland Park, proceed to Alexander St., turn onto Southern Pines, continue to Park Manor Boulevard and return to Highland Park; and also requesting the rental fees for pavilions # 6 & 7 be waived in exchange for sponsorship status for the Town of Union and refer it to Town Clerk Gail L. Springer and Highway Superintendent Chester Kupiec.  
Carried.

9. Moved by Augustini, seconded by Bertoni to approve the letter from Kirsten Rose, 432 Country Knoll Drive, Endwell, to Town Clerk Gail L. Springer, requesting authorization for an annual block party on Tuesday, July 4, 2017 on Country Knoll Drive in Endwell and requesting barricades from 7:00 A.M. to 4:00 P.M. on Country Knoll Road from the entrance at Hillside to just past the property line at 432 Country Knoll, before Hearthstone Drive and refer it to Town Clerk Gail L. Springer and Highway Superintendent Chester Kupiec.  
Carried.

10. Moved by Augustini, seconded by Bertoni to approve the letter from Robert O. Brady, President, O.L. Davis Fire Company, Inc. requesting the use of a town garbage truck for their annual ice cream social to be held on Wednesday, July 12, 2017 from 5:00 PM to 9:00 PM at the Endwell Fire Station on Country Club Road and refer it to Deputy Commissioner of Public Works for Environmental Services Daniel A. Schofield.  
Carried.



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PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Mack, seconded by Bertoni to authorize the attendance of Assessor Joseph Cook to the Big Box Store Valuation Course, a continuing education course for credit required by New York State in Ithaca, New York on July 19 – 20, 2017. Approval to include tuition payment of \$260, use of a Town vehicle and per diem in accordance with Town approved guidelines.  
Carried.

Moved by Mack, seconded by Bertoni to approve the hiring rate of \$34,851.00 for the Assistant Engineer position.  
Carried.

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

Decrease:	20 8120 2500	Other Equipment	\$ 5,500.00
Decrease:	20 8120 4111	Parts	\$ 3,900.00
Increase:	20 8120 2050	Capital Improvements	\$ 9,400.00
Decrease:	40 7110 4111	Parts	\$ 5,000.00
Increase:	40 7110 4401	Equipment Maintenance	\$ 5,000.00

Carried.

(Prepared Resolution filed as part of these minutes to authorize Supervisor Rose A. Sotak to sign and execute the Fire Protection Agreement with the East Maine Fire Protection District #12 from January 1, 2017 to December 31, 2017 for \$36,723.00. The Town Attorney prepared the agreement.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to adopt a Local Law establishing a Community Choice Aggregation (CCA) Program for aggregation of electric and/or natural gas supply to serve all eligible customers in the Town of Union who reside outside the limits of the Villages, but with the specific right of eligible customers to opt-out of the Community Choice Aggregation Program (CCA) within a specified period at no cost.)

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

Vote: All yes.



## Town of Union

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(Prepared Resolution filed as part of these minutes to rezone 1713, 1723 and 1727 Farm to Market Road from Planned Unit Development (PUD) to Suburban Single Family (SSF).)

Res. by Bertoni, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing for July 12, 2017 at 7:00 P.M. to amend Chapter 151, Article IV Conduct, Miscellaneous Section §151-39 Aggressive Panhandling of the Zoning Code.)

Res. by Bertoni, seconded by Perfetti.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to adopt an Emergency Transfer Plan (per HUD) for Victims of Domestic Violence, Dating Violence, Sexual Assault, or Stalking for the Town of Union's Section 8 Housing Choice Voucher program.)

Res. by Bertoni, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize the Supervisor to sign Amendment 3 of the Subrecipient Agreement for the Refuse Garage Relocation Project. The project is being funded through the NY Rising Program and the Town's CDBG-DR Program as may be necessary.)

Res. by Bertoni, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to authorize the hiring of Elan Planning/Design/Landscape Architecture PLLC, in an amount not to exceed \$2,500.00 to complete the grant application to the CFA Funding for the Town's portion of the Chugnut Trail Extension and authorize Economic Development Director Joseph Moody to sign all necessary documents in accordance with the proposal.)

Res. by Bertoni, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

Moved by Augostini, seconded by Mack to approve the attendance of Patrick Horvatt at the ADA Curb, Ramps and Pedestrian Access Routes Workshop on June 28, 2017 at the Broome County Cooperative Extension; approval to include use of a Town vehicle and the course fee of \$75.00.

Carried.



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(Prepared Resolution filed as part of these minutes to approve the NY Power Authority Statewide Energy Efficiency Program Initial Customer Installation Commitment Agreement and authorize Supervisor Rose A. Sotak to execute the necessary documents.)

Res. by Augostini, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

Quotes were solicited from three companies for asbestos survey of the building at 1205 Catherine Avenue, Endicott. One firm responded, FGS Mold & Asbestos, LLC for a cost of \$1,430.00.

(Prepared Resolution filed as part of these minutes to hire FGS Mold & Asbestos, LLC to conduct the pre-demolition survey of 1205 Catherine Avenue for their quote of \$1,430.00.)

Res. by Augostini, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

### HEARING OF VISITORS:

As no one 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 Augostini, seconded by Bertoni to receive and file the following Department Reports:

1. Town Clerk Monthly Report – May 2017.
2. Comptroller's Monthly Report – May 31, 2017
3. Town of Union Planning Board Decision – Site Plan Approval - CSL Plasma Donation Center, 519 Hooper Road, Tax Map # 142.09-7.33.
4. Town of Union Planning Board Decision – Site Plan Approval – Town of Union Refuse Garage, 2900 Wayne Street, Tax Map # 141.20-5-10.

Carried.

At this time, Councilman Leonard J. Perfetti reminded the audience that there would be only one meeting a month for the next two months - July 12, 2017 and August 9, 2017.



# Town of Union

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## ADJOURNMENT:

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

The meeting was adjourned at 7:29 P.M.

GLS/bk

Gail L. Springer, RMC  
Town Clerk