



Town Clerk
Leonard J. Perfetti

Town of Union

Town Board
Rose A. Sotak, *Supervisor*
Thomas R. Augostini, *Councilman*
Frank J. Bertoni, *Councilman*
Robert Mack, *Councilman*
John M. Bernardo, *Councilman*

TOWN OF UNION BOARD MEETING

April 4, 2018

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, April 4, 2018 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 Robert Mack, Councilman John M. Bernardo.
Absent: Councilman Frank J. Bertoni.

TOWN OFFICIALS PRESENT: Town Attorney Alan J. Pope, Deputy Town Clerk Rebecca Kruckowski, Deputy Town Clerk Karen Gance.
Absent: Town Clerk Leonard J. Perfetti.

Also in attendance was Planning Director Paul A. Nelson, Zoning Board of Appeals member Giuseppe Roberto and Johnson City Mayor Greg Deemie.

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, March 21, 2018 at 7:00 P.M. to consider input on the Change of Zone request for 26 Kentucky Avenue (Tax Map # 157.07-1-8) from Industrial (I) to Urban Multi-Family (UMF).
Published & Posted March 11, 2018

The Public Hearing was held open until the April 4, 2018 meeting to allow for further comments to be received. No further comments were received.

David Cox, Passero Associates, Project Manager, gave a presentation on the proposed project at 26 Kentucky Avenue.

Linda Jackson, 209 E. Franklin Street, Endicott, asked what the proposed rent amounts would be for the units and if Housing Visions was a not-for-profit organization expecting tax credits for the project. She said she would not want it to end up being a burden for the taxpayers.



Town of Union

Ben Lockwood, Vice President, Housing Visions Unlimited, Inc., said they are a not-for-profit organization and they are not asking for any tax credits for this project. He further said the rents would be \$605.00 plus utilities for a one bedroom unit and \$675.00 plus utilities for a 2 bedroom unit; all income derived.

John Cornick, 26 Jackson Avenue, Endicott, Union Endicott School Board member, asked if there would be regulations as to how many people could reside in the apartments and how they would control a situation if a guest stays for extended periods of time.

Mr. Lockwood said there will be regulations that will be stipulated in the lease and enforced regarding these issues.

Councilman Thomas R. Augostini asked if Housing Visions has their own construction crews or would they be utilizing local labor in the construction or renovating of the buildings.

Mr. Lockwood replied they will work with the local labor force along with their construction crews and the property management team would be local persons trained by Housing Visions.

Supervisor Rose A. Sotak stated that at this time, the Board is not prepared to vote on the rezoning.

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

A Public Hearing was called for on Wednesday, April 4, 2018 at 7:00 P.M. to solicit public input for inclusion in the Federal Fiscal Year 2018 Community Development Block Grant (CDBG) Annual Action Plan.
Pub. & Posted 3/26/18.

Linda Jackson, 209 E. Franklin Street, Endicott, asked if the CDBG money could be used for the installation of metal detectors in the schools.

Paul A. Nelson, Planning Director, explained what CDBG monies could be used for.

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



Town of Union

BIDS:

Bids were called for on Monday, March 26, 2018 at 10:00 A.M. for T-Shirts for Recreation Programs and Parks and Recreation Seasonal Staff Shirts for the 2018 Season.

A single bid was received as follows:

Masters Athletic & Corporate Supply (MACS) - Endwell, NY

#1 – Adult/Youth T-Shirts - Sports

S, M, L, XL	Color	\$3.05
XXL, XXXL	Color	\$4.75

With Back Number 8"

S, M, L, XL		\$5.50
XXL, XXXL		\$7.00

#2 – Adult T-Shirts - Staff

S, M, L, XL	Color	\$3.05
XXL, XXXL	Color	\$4.75

With Security

S, M, L, XL		\$5.00
XXL, XXXL		\$6.50

No additional charges for Artwork or Screen & Set Up.

Moved by Augustini, seconded by Mack to receive and file the single Bid for T-Shirts for Recreation Programs and Parks and Recreation Seasonal Staff Shirts for the 2018 Season. Carried.

Bids were called for on Tuesday, March 27, 2018 at 10:00 A.M. for Curb and Gutter/ Sidewalk Replacement Contract One.

Bids were received as follows:

R.B. Magliocca General Contracting	\$104,198.60
Tre-Gen Concrete Corporation	\$126,826.00

Moved by Augustini, seconded by Mack to receive and file the Bids for Curb and Gutter/Sidewalk Replacement Contract One. Carried.

Bids were called for on Tuesday, March 27, 2018 at 10:00 A.M. for Underdrain Installation and Connections at Miscellaneous Locations.



Town of Union

Bids were received as follows:

Tre-Gen Concrete Corporation	\$ 49,381.00
R.B. Magliocca General Contracting	\$ 51,456.50
D.F. Construction	\$244,998.55

Moved by Augustini, seconded by Mack to receive and file the Bids for Underdrain Installation and Connections at Miscellaneous Locations.

Carried.

Bids were called for on Thursday, March 29, 2018 at 10:00 A.M. for Grand Avenue Street Reconstruction – Cook Street to Helen Street, Johnson City, Town of Union CDBG Project.

Bids were received as follows:

Vacri Construction Corporation	\$335,000.00
DeNinis Construction Company, Inc.	\$371,453.50
Chicago Construction Company, Inc.	\$372,000.00
G. DeVincentis & Son Construction, Co., Inc.	\$379,000.00
Albert Torto Construction Corporation	\$598,458.00

Moved by Augustini, seconded by Mack to receive and file the Bids for Grand Avenue Street Reconstruction – Cook Street to Helen Street, Johnson City, Town of Union CDBG Project.

Carried.

APPROVAL OF MINUTES:

Moved by Augustini, seconded by Mack to approve the minutes of the Regular Town of Union Board meeting held on Wednesday, March 21, 2018.

Carried.

HEARING OF VISITORS:

Carol Laskoski, 37 Edward Street, Johnson City, asked Mr. Lockwood, Housing Visions, how old their oldest housing development is and how frequently the rents increase.

Ben Lockwood, Housing Visions, said their oldest property is 25 years old and the rents generally increase annually.



Town of Union

Gay Canough, 533 Woodford Avenue, Endicott, Physicist for ETM Solar Works, 300 North Street, Endicott, spoke on their proposed solar project at 660 Riverside Drive, Johnson City and said anyone could buy into the project.

Councilman John M. Bernardo said Deputy Commissioner of Public Works Daniel A. Schofield is working on setting up a presentation for solar companies to present their projects to the residents.

Roger Faling, 106 Bernetta Street, Endicott, spoke on the poor conditions of the roads, especially on Glendale Drive and Union Center Maine Highway.

Carl Love, N. Arch Street, Johnson City resident, spoke about the poor to no lighting on Harry L Drive, Johnson City.

Councilman Thomas R. Augostini said the Town is aware of the lighting problem and said contractors are working on repairing and/or replacing the lights.

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

COMMUNICATIONS FOR FILING:

Moved by Augostini, seconded by Mack to receive and file the following Communications:

1. Minutes of the Regular Meeting of Village of Endicott Board of Trustees held on February 27, 2018.
2. Charter Communications – Notices of Upcoming Changes – March 29, 2018.
3. Notice of 2018 Tentative Special Franchise Assessments/Full Values from New York State Department of Taxation and Finance Office of Real Property Tax Services.
4. Letter from Ricard M. Lord, Chief of Mitigation Programs and Agency Preservation Officer, New York State Homeland Security, to Supervisor Rose A. Sotak regarding LPDM-PJ-02-NY-2010-001, Town of Union Fairmont Park – Final Payment #5.
5. Letter from Matt Kazmierski, Environmental Program Specialist II, New York State Department of Environmental Conservation, to Supervisor Rose A. Sotak regarding December 28, 2017 Compliance Inspections, Town of Union SPDES Permit No. NYR20A50, Broome County.



Town of Union

6. USI Consulting Group – A Postretirement Welfare Benefit GASB 45/75 Actuarial Valuation Report for Town of Union as of January 1, 2017.

7. Letters from Insero & Company, CPAs, LLP, Ithaca, New York, to Supervisor Rose A. Sotak and Comptroller Laura J. Lindsley, notifying that the annual audit begin on May 7, 2018.

Carried.

COMMUNICATIONS FOR ACTION:

1. Moved by Augostini, seconded by Mack to refer the letter from Brian and Joanne Howard, 450 Country Knoll Drive, Endwell, requesting the opportunity to purchase the "Paper Street" Landmark Drive that is adjacent to their property to Town Attorney Alan J. Pope and Commissioner of Public Works Louis V. Caforio.

Carried.

2. Moved by Augostini, seconded by Mack to approve the email from Chris Konrad, Secretary, Maine-Endwell Little League, requesting permission to hold a parade on Saturday, April 21, 2018 starting at 10:00 AM at the Maine-Endwell Middle School parking lot and will proceed down Farm to Market Road to the Struble Sports Complex. Request includes road closures at the following intersections: Farm to Market Road and Pleasant Lane, Farm to Market Road and Hillside Terrace and on Struble Road and Rosewood Terrace (just east of the Struble Sports Complex.) and refer it to Commissioner of Public Works Louis V. Caforio and Highway Superintendent Chester Kupiec.

Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Mack, seconded by Bernardo to approve the following 2018 Budget Transfers:

Decrease:	20 8021 4601	Travel & Expense	\$ 636.15
Increase:	20 8989 4512	Professional Services	\$ 636.15

Carried.

(Prepared Resolution filed as part of these minutes to approve the following 2018 Budget Modification:

Increase:	31 2680 0000	Insurance Recoveries	\$ 4,650.00
Increase:	31 5110 2500	Other Equipment	\$ 4,650.00.)



Town of Union

Res. by Mack, seconded by Bernardo.
The Resolution was approved.

Vote: All yes.

(Prepared Resolution filed as part of these minutes to approve Plan Amendment 20 to the CDBG-DR Plan For Disaster Recovery to add the construction of the proposed relocation refuse garage as an activity to said plan and authorize the Planning Director to begin the process to request the release of the funds for the project. The required Public Notice was published in the Press & Sun Bulletin on February 17, 2018 and posted on the town web page. No comments were received during the 30-day comment period which ended on March 23, 2018.)

Res. by Augustini, seconded by Mack.
The Resolution was approved.

Vote: All yes.

(Prepared Resolution filed as part of these minutes to approve Plan Amendment 21 to the CDBG-DR Plan For Disaster Recovery to transfer funding to the Refuse Garage, JC Water Treatment Plant Maintenance Building, and Grand Ave./Interceptor B Storm/Sanitary Separation projects. The required Public Notice was published in the Press & Sun Bulletin on March 12, 2018 and posted on the town web page on March 9, 2018. No comments have been received to date and the 15-day comment period ends on March 29, 2018.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to approve the combined notice of Finding of No Significant Impact (FONSI) and Request For Release of Funds (RROF) for the Refuse Garage Construction project; authorize the Planning Director to publish the required combined notice to initiate the 30-day public comment period (15 days for town and an additional 15 days for HUD.); authorize Supervisor or Deputy Supervisor to execute all documentation required for submission to HUD on April 20, 2018, subject to any comments received by 4:00 P.M. on 4/20/18 (comments, if any are received, will be so noted and addressed in the submission); and authorize the Supervisor, Deputy Supervisor, and/or Planning Director to prepare and submit any technical corrections to the FONSI/RROF that may be required by HUD.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes authorizing the Supervisor to enter into agreement with Vacri Construction Corporation, One Brick Avenue, Binghamton, New York 13903 in an amount not to exceed \$335,000.00 for the Grand Avenue Street Reconstruction – Cook Street to Helen Street, Johnson City, Town of Union CDBG Project. Given that the bid amount is greater than the funds currently allocated to the village, the Mayor has requested that the town forward commit the village's anticipated 2018 allocation so that the project can



Town of Union

be completed this year. Granting this request would facilitate the town meeting HUD's timeliness of expenditure requirement by August 2, 2018.)

Res. by Augustini, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

Moved by Bernardo, seconded by Mack to authorize the attendance of Chester Kupiec, Highway Superintendent, and Mark Fotusky to the 73rd Annual 2018 Highway School at Ithaca College on June 04-06, 2018; authorization to include registration fee of \$110.00 per person, use of a Town vehicle and all related travel expenses.

Carried.

Moved by Bernardo, seconded by Mack to authorize the advertisement of bids for Shamrock Drive Curb Installation – Yale Street to Country Club Road. Bids to be received by Town Clerk Leonard J. Perfetti on Tuesday, April 17, 2018 at 10:00 A.M. at which time they will be opened and read aloud.

Carried.

Moved by Bernardo, seconded by Mack to authorize the advertisement of bids for Park Manor Boulevard – Hooper Road to Camelot Road Street Reconstruction at a date and time to be determined by Commissioner of Public Works Louis V. Caforio.

Carried.

Moved by Bernardo, seconded by Mack to authorize the advertisement of Bids for Septic Tank Pumping and Sludge Disposal. Bids to be received by Town Clerk Leonard J. Perfetti on Thursday, April 19, 2018 at 10:00 A.M. at which time they will be opened and read aloud.

Carried.

(Prepared Resolution filed as part of these minutes to award the bid for Curb and Gutter/Sidewalk Replacement – Contract One to R.B. Magliocca General Contracting, 620 Squires Avenue, Endicott, for their low bid price of \$104,198.60.)

Res. by Bernardo, seconded by Mack.

Vote: All yes.

The Resolution was adopted.

HEARING OF VISITORS:

Carol Laskoski, 37 Edward Street, Johnson City, asked Town Attorney Alan J. Pope what the status is of the appeal in Albany regarding 1 N. Page Avenue.

Town Attorney Alan J. Pope said the New York State Appellate Court decisions are posted on their website on Thursdays; hopefully, this week or next week.



Town of Union

Loralene Crampton, 479 Riverside Drive, Johnson City, asked why code enforcement in Johnson City isn't being taken care of and how can this be remedied.

Supervisor Rose A. Sotak said the code enforcement officers are out there and it is not an easy process to remedy some situations.

Town Attorney Alan J. Pope explained the code enforcement process in the Town and said the Village of Johnson City and the Town are in an ongoing discussion on how to make it more efficient.

As no one else 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 Mack to receive and file the following Department Reports:

1. 2017 Town Clerk Annual Report.
2. Zoning Board of Appeals Decision- Ristorante Dell'Arco, 2308 Watson Boulevard, Endwell, Application # 2017-010.
3. Zoning Board of Appeals Decision – Choconut Center Volunteer Fire Department, 1011 Md. Stella Ireland Road, Binghamton, Application # 2016-016.
4. Zoning Board of Appeals Decision – Spathis Group, LLC. 2901 Watson Boulevard, Endwell, Application # 2017-012.
5. Zoning Board of Appeals Decision – Rescue Mission Alliance, 800 Hooper Road, Endwell, Application # 2017-018.
6. Zoning Board of Appeals Decision – Howard Hanna, 3630 George F. Highway, Endwell, Application # 2017-011.
7. Permits Report – February 2018.
Carried.

At this time, Councilman Thomas R. Augostini recognized the lives of Ada Elwood and Vince Briga who passed away last week. He said that Ada was a 20 year member of the Town Planning Board and Vince was a member of the Citizens Advisory Council for Community Development.



Town of Union

ADJOURNMENT:

Moved by Bernardo, seconded by Mack to adjourn the meeting.
Carried.

The meeting was adjourned at 8:04 P.M.

RMK/kg

Rebecca Kruckowski,
Deputy Town Clerk