



Town Clerk
Leonard J. Perfetti

Town of Union

Town Board
Richard A. Materese, *Supervisor*
Thomas R. Augustini, *Councilman*
Frank J. Bertoni, *Councilman*
Sandra C. Bauman, *Councilwoman*
Heather R. Staley, *Councilwoman*

AGENDA

TOWN OF UNION BOARD MEETING

May 15, 2019

SALUTE TO THE FLAG:

PUBLIC HEARINGS:

A Public Hearing was called for Wednesday, May 15, 2019 at 7:00 P.M. regarding the proposed changes to the Zoning Code Section 300-53.15 entitled Fences, and if acceptable to the Town Board, refer the Resolution to the Town Planning Board and Broome County for a 239 review.

Pub. & Posted: May 5, 2019.

BIDS:

Bids were called for on Tuesday, May 7, 2019 at 10:00 A.M. for Columbia Drive Reconstruction – Byford Boulevard to Stonefield Road.

Bids were received as follows:

DeNinis Construction, Inc.	\$579,096.25
G. DeVincentis & Son Construction, Inc.	\$592,000.00
Siteworx, Inc.	\$653,717.00

Motion to receive and file the Bids for Columbia Drive Reconstruction – Byford Boulevard to Stonefield Road.

APPROVAL OF MINUTES:

Motion to approve the Minutes of the Regular Town of Union Board meeting held on Wednesday, May 1, 2019.

HEARING OF VISITORS:

COMMUNICATIONS FOR FILING:

1. Minutes of the Regular Meeting of Village of Endicott Board of Trustees – April 9, 2019.



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2. Letter from Rev. Dennis Ruda, All Saints Parish Council, to the Town Board thanking the Town for taking care of the road problem in front of their parish cemetery at the intersection of East Maine Road and Kot Road.

COMMUNICATIONS FOR ACTION:

1. Notice of Foreclosure – Wells Fargo Bank N.A. vs. Tracy Sovie 103 Badger Avenue, Endicott.
2. Letter from Lisa Norton, Race Director, 4 on the 4th Road Race, to the Town Board requesting permission to use the Town roads, barricades, cones, water jugs and tables for their event to be held on Thursday, July 4, 2019 from 8:00 AM to 10:00 AM; with the race starting and finishing at Visions Corporate Headquarters located at 3301 Country Club Road.
3. Letter from Glenn McIver, 1111 Arnold Drive, Endwell, to Supervisor Richard A. Materese, requesting permission to close a portion of streets from 1115 Arnold Drive to 1108 Frost Road for his wife's retirement party to be held on Friday, June 28, 2019 from 5:30 P.M. to 10:30 P.M.
4. Letter from West Endicott Hose Company #1, Inc. retroactively requesting the use of a Town of Union garbage truck for their Chicken Barbeque that was held on Saturday, May 11, 2019.
5. Letter from Rev. Dennis Ruda, All Saints National Catholic Church, Johnson City, to Town Clerk Leonard J. Perfetti asking the Town Board to accept his resignation from the Town of Union Ethics Committee, effective May 4, 2019.
6. Notice of Foreclosure – M & T Bank vs. James O'Brien, Et AL, - 251 Floral Avenue, Johnson City, New York.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

THE FOLLOWING COMMITTEE ITEMS REFERENCE A MOTION OR RESOLUTION AND ARE SIMPLY POTENTIAL ITEMS AFTER DUE CONSIDERATION:

**EMPLOYEES/SAFETY &
LAWS & LEGISLATION/INTERGOVERNMENTAL COMMITTEE**

Thomas R. Augustini, Chairperson
Sandra C. Bauman
Heather R. Staley



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Resolution to declare the proposed amendment of Article 52 of the Town of Union Zoning Code regarding the regulation of signs a type 1 Action under SEQRA and to determine said proposed action to be a Negative Declaration under SEQRA after evaluation of the applicable Environmental Assessment Form.

This Resolution was held over under the rule by Councilman Thomas R. Augustini at the May 1, 2019 meeting.

Resolution amending Article 52 of the Town of Union Zoning Code regarding the regulation of signs by adding definitions to Section 300-70 based on the public hearing, the Town Board's Negative Declaration under SEQRA, the consideration of Broome County's 239-Review recommendation, and the Planning Board's Advisory Opinion.

This Resolution was held over under the rule by Councilman Thomas R. Augustini at the May 1, 2019 meeting.

Resolution approving the proposed changes to the Zoning Code Section 300-53.15 entitled Fences.

FINANCE/CAPITAL PROJECTS & PUBLIC WORKS COMMITTEE

Thomas R. Augustini, Chairperson
Heather R. Staley
Frank Bertoni

Resolution to approve the new Procurement Policy and Conflicts of Interest Policy as instituted by the US Office of Management and Budget under the "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards".

Resolution to authorize Chase One Cards (Visa) for use by the following departments:

- Highway
- Building & Grounds
- Refuse
- Parks
- Highway Mechanics

The Chase One cards will replace store credit cards that do not provide cash rewards to the Town. Purchasing will be limited by merchant codes, require receipts match to statements, and audit by the Town Comptroller's Office.



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Resolution to authorize Change Order #1 for the Park Manor Blvd. project in the amount of \$4,032.26 thus increasing the project total to \$497,032.26. The project increase is due in part to safety provisions provided for the winter shutdown at the end of the 2018 construction season.

Resolution to award the Bid for Columbia Drive Street Reconstruction – Byford Boulevard to Stonefield Road to DeNinis Construction, Inc., Binghamton, New York for their low bid price of \$579,096.25.

PARKS, RECREATION & ENVIRONMENTAL COMMITTEE

Frank Bertoni, Chairperson

Sandra C. Bauman

Thomas R. Augostini

Resolution authorizing the Supervisor to sign and execute the Fireworks Exhibition Agreement with Young Explosives Corporation, Rochester, New York in the amount of \$19,999.00 for the July 4th Extravaganza at Highland Park to be held on Thursday, July 4, 2019, with a rain date scheduled for Friday, July 5, 2019.

PLANNING, ZONING & ECONOMIC DEVELOPMENT COMMITTEE

Frank J. Bertoni, Chairperson

Heather R. Staley

Sandra C. Bauman

Thomas R. Augostini

Resolution authorizing the Supervisor to execute a Purchase Option with Lakewood Development II, LLC, 6320 Fly Road, East Syracuse, New York 13057 for the sale of the following properties acquired through the CDBG-DR Acquisition for Redevelopment project subject to permissive referendum:

- 10 Woodland Avenue, Johnson City, NY 13790 (Tax ID 142.11-1-33)
- 12 Woodland Avenue, Johnson City, NY 13790 (Tax ID 142.11-1-34)
- 13 Woodland Avenue, Johnson City, NY 13790 (Tax ID 142.11-1-26)
- 15 Woodland Avenue, Johnson City, NY 13790 (Tax ID 142.11-1-25)
- 17 Woodland Avenue, Johnson City, NY 13790 (Tax ID 142.11-1-24)
- 29 Woodland Avenue, Johnson City, NY 13790 (Tax ID 142.11-2-44)
- 30 Woodland Avenue, Johnson City, NY 13790 (Tax ID 142.11-2-28)
- 31 Woodland Avenue, Johnson City, NY 13790 (Tax ID 142.11-2-43)
- 12 Oak Street, Johnson City, NY 13790 (Tax ID 142.11-1-20)
- 14 Oak Street, Johnson City, NY 13790 (Tax ID 142.11-1-21)
- 25 Poplar Street, Johnson City, NY 13790 (Tax ID 142.11-1-35)
- 37 Poplar Street, Johnson City, NY 13790 (Tax ID 142.11-1-22)



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- 20 Birch Street, Johnson City, NY 13790 (Tax ID 142.11-2-19)
- 22 Birch Street, Johnson City, NY 13790 (Tax ID 142.11-2-20)
- 24 Birch Street, Johnson City, NY 13790 (Tax ID 142.11-2-21)
- 25 Birch Street, Johnson City, NY 13790 (Tax ID 142.11-2-33)
- 27 Birch Street, Johnson City, NY 13790 (Tax ID 142.11-2-32)
- 28 Birch Street, Johnson City, NY 13790 (Tax ID 142.11-2-23)
- 29 Birch Street, Johnson City, NY 13790 (Tax ID 142.11-2-31)
- 31 Birch Street, Johnson City, NY 13790 (Tax ID 142.11-2-30)

The proceeds of the sale must be returned to the CDBG-DR grant as program income and expended on a CDBG-DR eligible activity.

Resolution to approve Plan Amendment 22 to the CDBG-DR Action Plan For Disaster Recovery to transfer funding to the Fairmont Park Levee Repair project per the Public Notice. The Supervisor and Planning Director are authorized to submit all required paperwork to HUD to implement the Plan Amendment. The required Public Hearing was published in the Press & Sun Bulletin and posted on the Town web page on April 25, 2019. No comments have been received to date and the 15 day comment period ended on May 10, 2019.

Resolution authorizing the Supervisor to execute the Request for Release of Funds and Finding of No Significant Impact form for the Fairmont Park Levee Repair project for submission to HUD by May 24, 2019. The required Public Notice was published in the Press & Sun Bulletin and posted on the web page on May 8, 2019. The 15-day comment period ends on May 23, 2019. HUD has an additional 15 days from receipt of the request to receive and address any comments received by the Buffalo Regional office based solely on environmental concerns.

HEARING OF VISITORS:

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

1. Town Clerk Monthly Report – April 2019.
2. Permits Monthly Report – March & April 2019.
3. Comptroller's Financial Reports – March 2019 & April 2019.

ADJOURNMENT:

Leonard J. Perfetti
Town Clerk

LJP/bk