



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*

AGENDA

TOWN OF UNION BOARD MEETING

December 15, 2021

Topic: This Town of Union Board Meeting will be available by Zoom as well as in Public Attendance. Masks are required by all in attendance.

Time: Dec 15, 2021 07:00 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/82825611012?pwd=eXZ0eUtZUWMzckplZXV3Z25WbzRIZz09>

Meeting ID: 828 2561 1012

Passcode: 059593

One tap mobile

+19292056099,,82825611012#,,,,*059593# US (New York)

+13017158592,,82825611012#,,,,*059593# US (Washington DC)

Dial by your location

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

Meeting ID: 828 2561 1012

Passcode: 059593

Find your local number: <https://us02web.zoom.us/j/82825611012?pwd=eXZ0eUtZUWMzckplZXV3Z25WbzRIZz09>

SALUTE TO THE FLAG:

PUBLIC HEARINGS:

A Public Hearing was called for on December 15, 2021 at 7:00 P. M. to consider adoption of an amendment to Town Code Chapter 46-1 to remove the phrase "because of a conflict of interest" and insert the following words: *where illness, absence or a conflict of interest would otherwise prevent a quorum of the Planning Board from considering any pending matter. The Chairperson of the Planning Board is authorized to designate an alternate Planning Board*



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member for a member who is unable to participate in an application or matter before the Planning Board because of illness, absence or conflict of interest.

Pub. & Posted: 12/06/2021

A Public Hearing was called for on December 15, 2021 at 7:00 P.M. to consider adoption of a Local Law entitled A LOCAL LAW PURSUANT TO CANNABIS LAW § 131 OPTING OUT OF THE LICENSURE AND ESTABLISHMENT OF RETAIL CANNABIS DISPENSARIES AND ON-SITE CANNABIS CONSUMPTION ESTABLISHMENTS WITHIN THE TOWN OF UNION, subject to a 45-day permissive referendum.

Pub. & Posted: 12/06/2021

BIDS:

RFP's were called for on Friday, December 3, 2021, 3:00 P.M. for the Sale of following Surplus Properties:

- 56 Cherry St., Johnson City
- 515 Fernwood Ave., Johnson City
- 147 Hudson St., Johnson City
- 68 Roberts St., Johnson City
- 194 St. Charles St., Johnson City
- 1205 Catherine Ave., Endicott
- 1709 Nanticoke Dr., Endicott
- 618 Zimmer Ave., Endicott.

RFP's were received as follows:

Elijah Hunter Moss	515 Fernwood Avenue, Johnson City	\$2,650.00
Alan Stephens & Nicholas Conzola.	1205 Catherine Avenue, Endicott	\$2,976.00

Motion to receive and file the RFP's for the Sale of the following Surplus Properties:

- 56 Cherry St., Johnson City
- 515 Fernwood Ave., Johnson City
- 147 Hudson St., Johnson City
- 68 Roberts St., Johnson City
- 194 St. Charles St., Johnson City
- 1205 Catherine Ave., Endicott



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1709 Nanticoke Dr., Endicott
618 Zimmer Ave., Endicott.

APPROVAL OF MINUTES:

Motion to approve the Minutes of the Regular Town of Union Board Meeting held on Wednesday, December 1, 2021.

HEARING OF VISITORS:

COMMUNICATIONS FOR FILING: None.

COMMUNICATIONS FOR ACTION:

1. New York State Department of Agriculture and Markets Dog Control Officer Inspection Report – 11/22/2021.
2. Broome County Court Tax Enforcement Notification for foreclosure on 107 Carden Street, Endicott- Betsy Zimmer.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

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

ENVIRONMENTAL / LAWS & LEGISLATION / INTERGOVERNMENTAL COMMITTEE

Frank J. Bertoni, Chairperson
Sandra C. Bauman
Heather R. Staley

Resolution to approve/disapprove the Local Law entitled “A LOCAL LAW PURSUANT TO CANNABIS LAW § 131 OPTING OUT OF THE LICENSURE AND ESTABLISHMENT OF RETAIL CANNABIS DISPENSARIES AND ON-SITE CANNABIS CONSUMPTION ESTABLISHMENTS WITHIN THE TOWN OF UNION.



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Resolution approving and authorizing the execution of a Stipulation in the litigation matter of Oakdale Mall Associates vs The Assessor, et al, for all open index numbers which provides for certain refunds by the various municipalities and a discontinuance of all litigation, all subject to approval of the wording of the Stipulation by the Town Attorney and with authorization for the Town Assessor and Town Attorney to execute the same.

FINANCE/CAPITAL PROJECTS & PUBLIC WORKS COMMITTEE

Heather R. Staley, Chairperson

Thomas R. Augustini

Frank J. Bertoni

Motion to approve David Conklin, Code Enforcement Officer, to attend the Finger Lakes Building Officials Education Conference to be held at the RIT Inn and Conference Center, West Henrietta, New York, from March 13-16, 2022. The Educational Conference will account for all the required 24 hours of training. Expenses include: membership to FLOBA at \$55.00, registration fee of \$390.00, hotel at \$99.00 per person/per night for 3 nights, meals not covered in registration from dinner on March 13, 2022 through lunch on March 16, 2022, and the use of a Town vehicle.

This Motion was held over under the rule by Councilman Thomas R. Augustini.

Resolution authorizing the Request for Proposals for Community Development Block Grant (CDBG) Administration services and Section 8 Housing Voucher Administration services.

Motion to approve the following 2021 budget transfer:

Decrease:	31 5110 4126	Blacktop Maintenance	\$26,168.96
Increase:	31 5110 2500	Other Equipment	\$26,168.96

Resolution to approve the Contract Renewal - Lease of Patterson Watershed for Struble Road Sports Facility -CA82-151 with the Town of Union for the Patterson Watershed for the Department of Public Works for 2022-2031.

Resolution to approve proposal from Delta Engineers for Professional Engineering Services for Phase 2 of the flow conveyance Channel at Daren Drive, Town of Union, Broome County, New York Proposal No. 2021.800.001

Resolution to implement a Town of Union Tree Policy to establish uniform practices governing the planting and care of trees on public property.



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EMPLOYEES / SAFETY / PARKS & RECREATION COMMITTEE

Sandra C. Bauman, Chairperson
Heather R. Staley
Thomas R. Augostini
Frank J. Bertoni

Resolution to approve the one (1) year collective bargaining agreement with the CSEA Blue Collar Unit subject to approval and ratification by the Blue Collar Unit.

Resolution to approve for unused vacation hours to be carried over to 2022, which exceed the allowable vacation carryover of 15 days (105 hours) or 15 days (120 hours) as per the Employee Handbook and Collective Bargaining Agreements. The following employees have requested carryover days with Department Head approval:

Lisa Balshuwelt	John Shaughnessy	Dave Conklin
Robert Balles	Mark Bambara	Lou Caforio
Robert Conrow	Jerry Darrow	Mary Bricker
William Katen	Mark Fotusky	Ray Vanderpoel
James Leo	Patrick O'Hara	John Vassil
Joe Mastrogiamomo	Paul Thompson	John Sbarra
Thomas Poklemba	Justin Nikulich	Tina Bidwell
Phil Rea, Jr.	Chet Kupiec	Marina Lane

Motion to change the Town of Union Parks and Recreation Department Fee Schedule for Tournament Soccer/Baseball/Softball Fields/Tennis Courts to \$35.00/hour for both Youth/Adult games/matches between the hours of 7 am to 6 pm and \$50.00/hour (including lights) for games/matches continuing or scheduled after 6 pm for Residents. Non-Resident fees for the above will be \$50.00/hour and \$65.00/hour respectively.

Resolution to accept the National Fitness Campaign Deferral Program MEMORANDUM OF UNDERSTANDING for the purpose of establishing and achieving various goals and objectives relating to the 2022 Town of Union, NY Fitness Court Partnership Project. This project has been established to meet the minimum eligibility requirements of the National Fitness Campaign-MVP Health Care 2021 Grant Award by aligning with availability of local funding sources, and agreeing to accept the Fitness Courts and store them securely in accordance with the 2021 NFC Grant Program, and committing to provide the remaining matching funds of \$173,730.00 by February 1, 2022, with a goal to install and launch fitness courts by end of 2022 calendar year.

PLANNING, ZONING & ECONOMIC DEVELOPMENT COMMITTEE



Town of Union

Thomas R. Augostini, Chairperson
Frank J. Bertoni
Sandra C. Bauman

Resolution to approve/disapprove a negative declaration in accordance with SEQRA with respect to the proposed Local Law pursuant to Cannabis Law § 131 opting out of the licensure and establishment of retail cannabis dispensaries and on-site cannabis consumption establishments within the Town of Union.

HEARING OF VISITORS:

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

1. Town of Union Planning Department Decision - Minor Site Plan Approval – Antenna Array Installation – DISH Wireless, 7 N. Seward Avenue, Endwell – Tax Map # 141.20-8-8.2.
2. Town of Union Zoning Board Decision – David Plestis, Application 2021-009, 1414 M. Stella Ireland Road, Binghamton, Tax Map # 110.04-1-33.
3. Permits Report – November 2021.
4. Town Clerk's Monthly Report – November 2021.
5. Town Comptroller Reports for September, October & November 2021.

ADJOURNMENT:

Leonard J. Perfetti
Town Clerk

LJP/bk