



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*

TOWN OF UNION BOARD MEETING

September 15, 2021

The Regular meeting of the Town Board of the Town of Union was held on Wednesday, September 15, 2021 at 7:00 P.M. in the Town Board Room, 3111 East Main Street, Endwell, New York.

BOARD MEMBERS PRESENT: Supervisor Richard A. Materese, Councilman Thomas R. Augustini, Councilman Frank J. Bertoni, Councilwoman Sandra C. Bauman, Councilwoman Heather R. Staley.

TOWN OFFICIALS PRESENT: Town Attorney Alan J. Pope, Town Clerk Leonard J. Perfetti, Deputy Town Clerk Rebecca Kruczkowski.

Also in attendance was Village of Endicott Mayor Linda Jackson.

Supervisor Richard A. Materese opened the meeting with the Pledge of Allegiance to the Flag.

PUBLIC HEARINGS: None.

BIDS:

Bids were called for on Friday, September 10, 2021 at 10:00 A.M. for Full Depth Mill and Pave and ADA Ramp Project – 400, 500 and 600 Blocks of Odell Avenue and Oak Hill Avenue, Village of Endicott, NY.

Bids were received as follows:

G. DeVincentis & Son Construction	\$685,000.00
Albert Torto Construction	\$705,577.00

Moved by Augustini, seconded by Bertoni to receive and file the Bids for Full Depth Mill and Pave and ADA Ramp Project – 400, 500 and 600 Blocks of Odell Avenue and Oak Hill Avenue, Village of Endicott, NY.
Carried.



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APPROVAL OF MINUTES:

Moved by Augostini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board Meeting held on Wednesday, September 1, 2021.
Carried.

HEARING OF VISITORS:

Richard Jones, 7 Woodland Avenue, Johnson City, said that in April, part of his property was taken by Eminent Domain to put in a pipe through it. He said the job has not been completed and that his fence was removed during the process, and has not been replaced. He said he was assured that the property would be put back as it was before.

Town Attorney Alan J. Poe said he does not know if the fence replacement is part of the contractor's plans or not. He further said as part of the Eminent Domain, you have rights as the property owner to request your property to be put back to the way it was.

Mr. Jones asked if he had to go to court to get the fence back. He said he went to court and filed papers and was told the money from the Town was not in their system yet.

Town Attorney Alan J. Pope said the money is now in the system and he can request it from the court. He also said he has the rights to the money based on the value of the fence when it was removed.

Supervisor Richard A. Materese welcomed Village of Endicott Mayor Linda Jackson to the meeting.

Marlene Knapik, Anson Road, Endicott, presented the Board with pictures of the streets off Nanticoke Avenue that flood when there is a heavy rain, as was talked about at the last meeting.

Supervisor Richard A. Materese said these streets are in the Village of Endicott and she can address this concern to Mayor Jackson.

Mayor Linda Jackson asked what this was about.

Supervisor Richard A. Materese explained the issue.

Mayor Jackson said she would give the information to the Street Department.

Ms. Knapik had another concern regarding the banning of fireworks in the Town. She explained that she has a neighbor at 606 Anson Road that is shooting them from their porch



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and the fireworks debris goes over her fence. She asked them to stop and after some words, they moved to the street where they continued to shoot them off, with debris falling on her car. The police came and made them stop. She has an estimate for the damage to her car. She said she is concerned for the cars on the road and children in the area who could be burned.

Supervisor Richard A. Materese said fireworks are already banned in the Town of Union and she would have to alert the NY State police or Sheriff's Department to complain. He said that if the police were called to the last incident, she could request a copy of the police report and submit it with your insurance claim, and if they don't pay, you could take the violators to small claims court.

Supervisor Richard A. Materese asked Mayor Linda Jackson if the Odell Avenue/Oak Hill Avenue project is something the Village could pay for.

Mayor Jackson said she would double check with Village Manager Anthony Bates to see how much they are paying through CDBG monies. She will get back with Supervisor Materese.

Councilman Frank J. Bertoni said the job is projected to be done in a specific time period and if the money from CDBG isn't used in that time period, we could lose it.

Supervisor Materese said if it's not used for that project, we could redirect it somewhere else.

Ms. Knapik had another question about the wood chips that were mentioned at the last meeting. She asked what are they are being used for.

Supervisor Richard A. Materese said they are for the trails at Highland Park. They were asking if the Town would supply the wood chips to decrease the cost. He also said we could chip all our trees and branches that are already down.

Councilman Frank J. Bertoni said the chips keep the weeds from growing in the path and allow it to be handicapped assessable.

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

COMMUNICATIONS FOR FILING:

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

1. Choconut Center Volunteer Fire Company, Inc. Proposed 2022 annual budget.



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2. Village of Endicott – Notice of Continuation of Public Hearing on September 20, 2021 at 6:00 P.M. regarding rezoning of Tax Map # 157.05-5-12.
3. Village of Johnson City – 239 Review Summary – regarding a Local Law amending Sections of Chapter 300 of the Village Code regarding Sign Regulations.
4. Letter from West Corners Fire District Board of Fire Commissioners, thanking the Town for providing a garbage truck for their recent Ice Cream Social. It was immensely appreciated. Carried.

COMMUNICATIONS FOR ACTION:

1. Moved by Augustini, seconded by Bertoni to approve the email from Tom Carter, Seton Catholic Central Octoberfest Race Director, requesting the use of Pavilion #7 with a waiver of fees on Saturday, October 9, 2021 to hold their 35th Annual Seton Catholic Central Octoberfest, and refer it to Commissioner of Public Works Louis V. Caforio and Parks Manager Ray Vanderpoel. Carried.

Supervisor Richard A. Materese said this is a run that has been done in the past and people enjoy it. He also said he is glad we can do this run.

2. Moved by Augustini, seconded by Bertoni to refer the letter from Village of Johnson City Mayor Gregory Deemie notifying the Town that the lights on the Lester Avenue Bridge in Johnson City between CFJ Park and Helen Drive, are not working, and requesting a remedy to the condition, to Commissioner of Public Works Louis V. Caforio. Carried.

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Staley, seconded by Augustini to approve the following 2021 budget transfers:

Decrease:	31 5110 2500	Other Equipment	\$32,000.00
Increase:	31 5110 4120	Stone	\$14,000.00
Increase:	31 5110 4123	Guard Rails	\$ 6,000.00
Increase:	31 5110 4408	Tree Removal	\$12,000.00
Decrease:	10 3510 4401	Equipment Maint	\$ 230.00
Increase:	10 3510 4167	Gloves, Boots, Gears	\$ 230.00
Carried.			



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(Prepared Resolution filed as part of these minutes as required by Section 2019-a of the Uniform Justice Court Act, requesting approval and submission to the New York State Office of Court Administration Department of Audit and Control the Annual Justice Court Audits of both the Fines and Bail accounts of Town Justice Gregory Thomas and Town Justice Christopher Grace for the period ending August 31, 2021 as prepared by the Town Comptroller.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to approve the completion of the New York State Environmental Facilities Corporation Engineering Planning Grant for the Town of Union in the total amount of \$24,900.00, including designation of Supervisor Richard A. Materese to be the Authorized Representative for the Project, authorization of a local Town of Union Match Amount of \$5100.00 and declaration of a negative finding in accordance with the NYS SEQR Act.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes approving and authorizing the award of a professional services contract in an amount not to exceed \$30,000.00 to GHD Engineering for the Taft Heights Sanitary Sewer Services Area Collection System Improvements Evaluation project in accordance with GHD Engineering's August 16, 2021 proposal and to authorize Supervisor Richard A. Materese to execute the contract upon approval of the Town Attorney.)

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

Vote: All yes.

(Prepared Resolution filed as part of these minutes to approve the Town of Union entering into three (3) year agreements for professional engineering services with the following engineering firms: 1. Delta Engineering, 2. GHD Consulting Services, Inc., 3. Griffiths Engineering, 4. Clark Patterson Lee.)

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

Vote: All yes.

Moved by Bauman, seconded by Staley to authorize the advertisement of bids for Carousel Horse Painting and Minor Repairs to be received by Town Clerk Leonard J. Perfetti on Friday, October 1, 2021 at 10:00 when they will opened and read aloud.
Carried.

Councilman Frank J. Bertoni said we need to make sure the Parks notifies the contractors that do this.



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Supervisor Richard A. Materese asked Mayor Linda Jackson who did the painting on their carousel horses and how much it cost.

Mayor Jackson said she did not know, but she would find out and let him know.

HEARING OF VISITORS:

As no one wished to speak, Supervisor Richard A. Materese 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 – August 2021.
2. Inspection Report of Streams, Creek Beds and Banks – September 13, 2021.
Carried.

Councilman Frank J. Bertoni recognized the O.L. Davis Fire Company on their 100th Anniversary this week.

Supervisor Richard A. Materese said congratulations and thank you to the Village of Endicott for their 101st Anniversary of the Endicott Johnson Arch on Main Street. He said it was a nice celebration.

He thanked Diane Bachman for the 9/11 Celebration at Highland Park. It was very well attended and was a nice ceremony.

He also mentioned the 100th Anniversary of the O.L. Davis Fire Company. He gave the history of how it started with a fire at Mr. Davis's farm and there was no fire department, so they called the Village of Endicott and by the time they got there, the farm had burned to the ground. The residents got together and decided they needed a fire department and Mr. Davis donated the land. Supervisor Materese said we are thankful for their service.

Lastly, Supervisor Materese said that Jim Baker and the Antique Tractor Club uses the fields on Route 26 to plant potatoes that are donated to the food bank to feed the hungry. He said they are picking potatoes this Saturday and they hope they get a good turnout of volunteers to help pick.



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ADJOURNMENT:

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

Carried.

The meeting was adjourned at 7:45 P.M.

Leonard J. Perfetti
Town Clerk

LJP/bk