



Town Clerk  
Leonard J. Perfetti

# Town of Union

**Town Board**  
Robert Mack, *Supervisor*  
Thomas R. Augostini, *Councilman*  
Frank J. Bertoni, *Councilman*  
Joseph P. Nirchi, Sr., *Councilman*  
David Kudgus, *Councilman*

## AGENDA

### TOWN OF UNION BOARD MEETING

April 5, 2023

#### SALUTE TO THE FLAG:

#### PUBLIC HEARINGS:

A Public Hearing was called for on Wednesday, April 5th, 2023 at 7:00 PM to solicit public input for inclusion in the FFY 2024-2028 Consolidated Plan and FFY 2023 Community Development Block Grant (CDBG) Annual Action Plan.  
Pub. & Posted: 03/06/2023

#### BIDS:

Bids were called for on Tuesday, April 4, 2023 at 10:00 A.M. for Glendale Park Walking Path – ARPA project. Bids were received as follows:

Broome Bituminous Products	\$223,870.00
Byler Excavating	\$255,900.00
Pro-Con Contracting	\$259,000.00
ZMK Construction, Inc.	\$269,000.00
Hurd Development	\$295,858.00
G. DeVincentis & Son Construction	\$299,000.00
Thompson Brothers, Inc.	\$319,199.00
F.P. Kane Construction	\$349,000.00

**Motion** to receive and file the Bids for Glendale Park Walking Path – ARPA project.

#### APPROVAL OF MINUTES:

Motion to approve the Minutes of the Regular Town of Union Board Meeting held on Wednesday, March 15, 2023 and the Special Meeting held on Wednesday March 29, 2023 at 3:00 PM.

#### HEARING OF VISITORS:



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## **COMMUNICATIONS FOR FILING:**

1. Notice of Concurrence by NYS DEC of Broome County's Intent to serve as Lead Agency for the Grippen-Roundtop-Waterfront-Improvements project.

## **COMMUNICATIONS FOR ACTION:**

1. Email from Rob Weinberger requesting use of Glendale Park to hold his Music in the Parks series on Tuesdays and Saturdays during the summer months, and to have the fees waived or reduced as was done last year.
2. Letter from Jeffrey Smith, Secretary, Endwell Rotary, requesting fees to be waived for the use of Highland Park for their two day Band Organ Rally sponsored by the Endwell, Endicott and Johnson City Rotary Clubs on July 22 & 23, 2023 that was previously approved at the February 15, 2023 meeting.

**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**

Joseph P. Nirchi, Sr., Chairman  
Frank J, Bertoni

**Resolution** to adopt the Climate Smart Communities Pledge that the Town of Union, in order to reduce greenhouse gas emissions and adapt to a changing climate, adopts the New York State Climate Smart Communities Pledge, which comprises the following 10 elements:

- 1) Build a climate-smart community.
- 2) Inventory emissions, set goals, and plan for climate action.
- 3) Decrease energy use.
- 4) Shift to clean, renewable energy.
- 5) Use climate-smart materials management.
- 6) Implement climate-smart land use.
- 7) Enhance community resilience to climate change.
- 8) Support a green innovation economy.
- 9) Inform and inspire the public.
- 10) Engage in an evolving process of climate action.



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## **FINANCE COMMITTEE**

Thomas R. Augostini, Chairman  
David Kudgus

**Motion** authorizing Comptroller Karen Signs to attend the New York State Association of Towns 2023 Town Finance School on May 8 & 9, 2023 in Geneva, New York. Approval to include \$250.00 registration fee, hotel for 2 nights at \$98.00 per night, dinner for 2 nights and mileage.

**Motion** to approve the following 2023 budget transfer:

Decrease:	20 5010 4401	Equipment Maintenance	\$150.00
Increase:	20 5010 4601	Travel & Expense	\$150.00

## **CAPITAL PROJECTS & PUBLIC WORKS COMMITTEE**

Frank J. Berton, Chairman  
Joseph P. Nirchi, Sr.

**Resolution** to award the Bids for Justice Building and Town Hall Renovations/Floodproofing – ARPA Project as follows:

GC – First General of Southern NY, Inc.	\$1,526,412.71
Mechanical – J& K Plumbing & Heating Co., Inc.	\$ 188,000.00
Plumbing – Slavik and Co., Inc.	\$ 263,000.00
Electrical – E.J. Electric, LLC	\$ 184,900.00

**Resolution** to award the Bid for Underdrain Installation and Connections at Miscellaneous Locations to Tre-Gen Concrete, Corporation for their low bid price of \$61,962.34.

**Resolution** to award the Bid for Curb and Gutter/Sidewalk Replacement to Tre-Gen Concrete, Corporation for their low bid price of \$350,458.09.

**Resolution** authoring Griffiths Engineering to provide Part-Time Construction Observation for the Drainage Improvements project at a fee of \$35,700.00 and authorize Supervisor Robert Mack to sign all necessary documents. This project will be paid with ARPA Funds.

**Motion** authorizing Scott Paugh and Mark Fotusky to attend the 2023 Highway School at Ithaca College on June 5-7, 2023 with a registration fee of \$125.00 per person. The approval would include the registration fee, use of a Town Vehicle and all related expenses.



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**Resolution** authorizing the purchase of a roof for the salt shed from Britespan Building Systems, Inc. which is through an awarded contract from Sourcewell Contract #091319-BRT. The original approved amount from Capital Improvements was for \$100,000.00 and the price is now \$116,897.11 which is a difference of \$16,897.11.

**Resolution** to approve the Maintenance Agreement between the Town of Union and Bell Atlantic Mobile Systems, LLC dba Verizon, subject to final approval by the Town Attorney, and authorization for Supervisor Robert Mack to execute the same.

**Resolution** to award the Bid for Glendale Park Walking Path – ARPA project to Broome Bituminous Products, Inc. for their low bid of \$223,870.00.

**Motion** to advertise Bids for Valley View Drive Reconstruction at a date and time to be determined by the Commissioner of Public Works.

### **EMPLOYEES & SAFETY COMMITTEE**

Thomas R. Augustini, Chairman  
Joseph P. Nirchi, Sr.

**Resolution** to approve the rate of pay increase for Dog Control Officer Mary Poklemba to the correct 2023 hourly wage of \$20.17, retroactive to 01/01/23. Mary has been reinstated as Dog Control Officer by Broome County Personnel and Civil Service.

**Resolution** to eliminate two (2) part time positions from the Refuse/Recycling Department and create one (1) part time driver position at a rate of \$20.60 per hour.

**Resolution** to approve certain changes to the Town of Union Drug Testing Policy with respect to only exempt employees, Breath Alcohol Testing shall be removed from the Town of Union Testing Policy with the exception of federally regulated employees and in instances of reasonable suspicion. THC shall be removed from random drug testing for said exempt employees. The exempt employee titles applicable to this policy change adoption are as follows: Assessor, Comptroller, Deputy Commissioner of Public Works – Code & Ordinances, Economic Development Director, Director of Town Planning, Deputy Comptroller, Deputy Town Clerk, Senior Planner, Personnel Specialist, Clerk to Justice, Secretary to Supervisor, Account Clerk/Typist for Public Works Administration.

### **PARKS & RECREATION COMMITTEE**

Frank J. Berton, Chairman  
David Kudgus



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**Resolution** to accept the "Fireworks Exhibition Agreement" with Young's Explosives Corporation and authorize Supervisor Robert Mack to execute said agreement.

## **PLANNING, ZONING & ECONOMIC DEVELOPMENT COMMITTEE**

David Kudgus, Chairman  
Thomas R. Augustini

**Resolution** to authorize the current Supervisor to execute Cooperation Agreements with the Villages of Endicott and Johnson City to qualify for CDBG funding for Federal Fiscal Years 2023 through 2025.

**Resolution** to call for a Public Hearing on 5/17/2023 at 7:00 P.M. to receive Public Comment on the proposed Substantial Amendment to the 2019 CARES ACT: CDBG-CV & CDBG-CV3 Annual Plan for the following projects:

**CDBG-CV & CV3:** The Town will increase the current allocated funds for CDBG-CV & CV3 projects: SEPP Nichols Notch Generator & SEPP Harry L Apartments.

The Town of Union will use \$11,400 of unobligated funds, \$19,000 from IDIS #1511, \$8,000 from IDIS #1512, \$13,000 from IDIS #1513, \$6,000 from IDIS #1514 of CDBG-CV funds to increase IDIS #1723 Harry L Apartments Emergency Generator project from \$85,000 to \$119,500 (increase of \$34,900) & IDIS #1724 Nichols Notch Apartments Emergency Generator project from \$90,000 to \$112,500 (increase of \$22,500)

Obligate -	\$11,400	Increase IDIS #1724 -	\$22,500
Decrease IDIS #1511 -	\$11,100		
Decrease IDIS #1511 -	\$ 7,900		
Decrease IDIS #1512 -	\$ 8,000	Increase IDIS #1723 -	\$34,900
Decrease IDIS #1513 -	\$13,000		
Decrease IDIS #1514 -	\$ 6,000		
Total Nichols Notch Project Cost:		<u>\$112,500.00</u>	
Total Harry L Apts. Project Cost:		<u>\$119,500.00</u>	

## **HEARING OF VISITORS:**

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

1. Town of Union Planning Board Decision – Site Plan Review for Retail Business - Application # PB-2023-10, Cloud Kings Vape Shop, 53 N. Kelly Avenue, Endwell, Tax Map #141.20-4-17.



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2. Town of Union Planning Board Decision – Site Plan Review for Addition, Application # 2023-08, Samaritan Counseling Center, 3001 E. Main Street, Endwell, Tax Map # 157.08-2-22.
3. Town of Union Local Development Corporation Special Meeting Minutes – February 23, 2023.
4. Permits Report – March 2023.

### **ADJOURNMENT:**

Leonard J. Perfetti  
Town Clerk

LJP/bk