



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*

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## TOWN OF UNION BOARD MEETING

June 21, 2023

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, June 21, 2023 at 7:00 P.M. in the Town Board Room, 3111 East Main Street, Endwell, New York.

BOARD MEMBERS PRESENT: Supervisor Robert Mack, Councilman Thomas R. Augostini, Councilman Frank J. Bertoni, Councilman Joseph P. Nirchi, Sr., Councilman David Kudgus.

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

Also in attendance was Village of Endicott Mayor Linda Jackson.

Supervisor Robert Mack opened the meeting with the Pledge of Allegiance to the Flag.

PUBLIC HEARINGS: None.

BIDS: None.

### APPROVAL OF MINUTES:

Moved by Augostini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board Meeting held on Wednesday, June 7, 2023.  
Carried.

### HEARING OF VISITORS:

Greg Shepherd, 240 Hillside Terrace, Endwell, Chairman for the Church of the Holy Family Bazaar to be held on July 14 – 16, 2023, said as the new Chairman, he is trying to pick up the planning process that was left when the previous chairman passed away. He is asking to have Special Event No Parking signs and barricades for street closures like what was requested prior to COVID in 2019. He gave a copy of the request letter to the Board.

Councilman Thomas R. Augostini said he will add this request to the Actions for this evening.



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Bob Otter, Airport Road, Binghamton spoke about the corporate park proposed by the IDA. He said the IDA has not submitted any SEQRE or any other forms in the Town of Maine or Union. He said he asked questions at the IDA meeting yesterday regarding how much money was spent so far and Stacey Duncan said about \$100,000.00. He said she said it was \$150,000.00 at the Town of Maine meeting. He asked her where the \$50,000.00 went and Ms. Duncan refused to answer any further questions. Mr. Otter said the Town of Maine will fight this and wants to send a letter saying so, but they do not have any information from the IDA on the project; and yet he said they are talking about eminent domain. He said they have not even notified the residents involved with the eminent domain, which he said it is not legal. He alluded to an email that he said Mr. Mack sent to an undisclosed person regarding the eminent domain, but would not produce it.

Town Attorney Alan J. Pope said if the IDA is not in the position to start anything with eminent domain, they do not need to say anything to the people.

Mr. Otter said the residents do not want this and he is asking the Town to look into this to see if this is a good thing for the Town residents.

Councilman Thomas R. Augostini said to Mr. Otter that he should not hold anything over anyone's heads like that and if you have information, you need to share it.

Supervisor Robert Mack said he does not appreciate accusations against him saying he knows something that is more than what the public knows and he wants to see the email. He said any information he gave to anyone came directly from Stacey Duncan.

Councilman Joseph P. Nirchi, Sr. said he was in the room and heard the same thing Supervisor Mack heard.

As no one else wished to speak, Supervisor Robert Mack closed the first Hearing of Visitors.

COMMUNICATIONS FOR FILING:      None.

COMMUNICATIONS FOR ACTION:

1. Moved by Augostini, seconded by Bertoni to approve the email from Shannon Price, CTRS, NYS Office for People with Disabilities, requesting use of Highland Park Pavilion #7 for their Summer Day Camp for adults with developmental disabilities on Monday, July 3, and Wednesday, July 5<sup>th</sup> to Friday, July 7, 2023 from 8:30 A.M. to 3:30 P.M.; have fees waived for the use and permission to leave their box truck parked near the pavilion for the duration of the camp, based on availability and refer it to Commissioner of Public Works Louis V. Caforio and Parks Manager Jay Vassil.  
Carried.



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2. Moved by Augostini, seconded by Bertoni to approve Email from Kelly Mabee, Cornell Cooperative Extension-Broome County, requesting use of West Endicott Park for the following two community events and have fees waived for each: CCE-BC's 4-H Unity on Wednesday, August 2, 2023 from 1:00 P.M. to 6:00 P.M., with Wednesday, August 9, 2023 as well in case of inclement weather, based on availability and refer it to Commissioner of Public Works Louis V. Caforio and Parks Manager Jay Vassil.  
Carried.

3. Moved by Augostini, seconded by Bertoni to refer the letter from Greg Shepherd, Church of the Holy Family, Bazaar Parking /Security Chair, requesting Special Event No Parking signs and 23 barricades to be placed at various locations surrounding the church to Commissioner of Public Works Louis V. Caforio and Highway Superintendent Scott Paugh to work out logistics.  
Carried.

PETITIONS:           None.

## COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

Moved by Augostini, seconded by Kudgus to approve the following 2023 Budget Transfers:

Increase	20-3620-4101	Office Supplies	\$ 145.00
Decrease	20-3620-4605	Dues & Memberships	\$ 145.00
Decrease	10-7145-4462	Special Events Services	\$27,744.00
Increase	10-7145-4462	4 <sup>th</sup> of July Special Event	\$27,744.00.

Carried.

(Prepared Resolution filed as part of these minutes authorizing Keystone Associates Architects, Engineers and Surveyors, LLC to perform Special Inspection and Material Testing Services as required for the Justice Building Renovation and Flood Proofing/Town Hall Flood Proofing – ARPA at an estimated fee (on an hourly basis) of \$12,000.00 and authorize Supervisor Robert Mack to sign all of the necessary documents. Fees to be paid for with ARPA Lost Revenue funds.)

Res. by Bertoni, seconded by Nirchi.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes authorizing the approval of an assignment of contract from Shumaker Consulting Engineering & Land Surveying, DPC to HUNT Engineers, Architects, Surveyors & Landscape Architect, DPC for the West Corners Sanitary Sewer Pump Station dated February 16, 2022 and approval of the final payment on the contract in the amount of \$1,859.87 be made to HUNT Engineers.)



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Res. by Bertoni, seconded by Nirchi.  
The Resolution was adopted.

Vote: All yes.

(Prepared Resolution filed as part of these minutes to increase the water usage rates for users in the Choconut Water District served by the Village of Johnson City Water Department, which said rates will be based on the Village of Johnson City Water Department's doubling of rates as of January 1, 2023.)

Res. by Bertoni, seconded by Nirchi.

Vote: All yes.

(Prepared Resolution filed as part of these minutes to authorize Julie Reynolds to sign a contract with the Riverdale Banquet Hall to hold the Father/Daughter Ball 2024 on February 3, 2024, and authorize a \$750.00 deposit to hold the venue.)

Res. by Bertoni, seconded by Kudgus.  
The Resolution was adopted.

Vote: All yes.

Quotes were requested for Painting Inside of the Recreation Center at Highland Park.

Quotes were received as follows:

Paint Life 607	\$11,750.00
Filbin Painting	\$11,985.00
Pickets Painting	\$14,500.00

(Prepared Resolution filed as part of these minutes to accept the quote from Paint Life 607 for their low price of \$11,750.00. Monies for this project will be paid out of ARPA –Lost Revenue Funds.)

Res. by Bertoni, seconded by Kudgus.  
The Resolution was adopted.

Vote: All yes.

(Prepared Resolution filed as part of these minutes to call for a Public Hearing on August 9, 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 unobligated funds of CDBG-CV funds to increase IDIS #1723 Harry L Apartments Emergency Generator project from \$85,000 to \$136,200.00 (increase of \$45,950) & IDIS #1724 Nichols Notch Apartments Emergency Generator project from \$90,000 to \$114,730 (increase of \$21,630)



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Total Nichols Notch Project Cost: \$114,730.00

Total Harry L Apts. Project Cost: \$136,200.00.)

Res. by Kudgus, seconded by Augostini.

Vote: All yes.

The Resolution was adopted.

Moved by Kudgus, seconded by Augostini authorizing to receive bids for Construction Services - Village of Endicott: Minor Street Reconstruction – 300 Block North Arthur Avenue and Pine Street, at a date and time to be determined by the Planning Director in coordination with Commissioner of Public Works & Highway Superintendent.

Carried.

## HEARING OF VISITORS:

Gary Robins, 32 Frederick Street, Johnson City, asked if the Town owned vacant lot at 19 Frederick Street could be fenced in with a chain link fence to allow the neighbors to use for a dog play area. He said the neighbors are willing to take care of the lot.

Town Attorney Alan J. Pope said FEMA has restrictions regarding the use of chain link fences on flooded properties because they collect debris that could cause water backup. He said there are some break away fences that might be able to be used.

Councilman Frank J. Bertoni said the dog park on Airport Road was started by a group of people who made up a committee and set up rules to follow. The Town set up a bank account for money that was collected for improvements. He suggested Mr. Robins get together with that group to see how they established the park and maintain it.

Town Attorney Alan J. Pope said to get a letter from the neighbors to say what they want and what they will be willing to do at it.

Councilman Thomas R. Augostini said for them to make sure FEMA would allow it. We cannot officially designate it as a park.

Councilman Frank J. Bertoni said FEMA Properties can never be built on, but properties that the Town bought from FEMA can be developed.

Robert Brady, O.L. Davis Fire Station, gave an overview of their Chicken BBQ on the 4<sup>th</sup> of July at Highland Park and reminded everyone that the Annual Ice Cream Social will be on Wednesday, June 12, 2023, and thanked everyone to attend.

As no one else wished to speak, Supervisor Mack closed the second Hearing of Visitors.



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## 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 – May 2023.
2. Town of Union Planning Department Minor Site Plan Approval – AT&T Equipment Upgrade, Crown Endicott (816785), 331 Skye Island Drive, Endicott, Tax Map # 141.13-1-14.1.
3. Town of Union Permits Monthly Report – May 2023.
4. Town of Union Planning Board Decision – Application # PB-2023-11A, Special Use Permit - Accessory Auto Sales Business, Pisani Auto Shine, 2320 Lewis Road, Unit G – Tax Map #157.07-2-37.
5. Town of Union Planning Department Decision – Application #PB-2023-11B, Site Plan Approval - Pisani Auto Shine, Auto Detailing and Accessory Sales Business, 2320 Lewis Road, Unit G – Tax Map #157.07-2-37.
6. Town of Union Planning Board Decision – Application # PB-2023-012, Site Plan Approval – Simulation and Control Technologies, Inc., 430 Airport Road, Tax Map # 172.01-1-18. Carried.

Councilman Joseph J. Nirchi, Sr. said he hoped everyone had a nice Father's/Grandfather's Day.

Councilman David Kudgus congratulated the Maine-Endwell Softball team for their State title.

Councilman Frank J. Bertoni said his nephew Dante Bertoni played with Joey Sindelar in the Pro-Am today.

Councilman Thomas R. Augostini congratulated Dayzin Legare from Johnson City High School, who is the Section 4 New York State Champion for the 200 Meter Sprint. He ran the race in 21 seconds and is the fastest person that he has ever seen. Councilman Augostini also congratulated Evan Falvey, a student from Johnson City High School, and Destiny Ayers, a student from Maine Endwell, for receiving the Annual Red Cross Awards for rescuing a 7<sup>th</sup> grader at Highland Park last year from drowning. He said these were well deserved awards.

He went on to say that he had the privilege of plating in the Make a Wish Golf Tournament and recognized the local Town of Union businesses who made monetary donations – Nelcorp Electric, E & T Metals, Southern Tier Insulation, Lupos and Food & Fire. He said he is proud it was held in the Town of Union and supported by so many Town of Union businesses.



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Supervisor Robert Mack said the 4<sup>th</sup> of July Extravaganza at Highland Park will have a lot going on all day and fireworks at 9:00 P.M. and said he is 99% sure that 22 of the refurbished horses will be back on the carousel by the 4<sup>th</sup> of July to allow it to be opened, and the rest of the horses will be back within two weeks. He said the County is very fortunate to have 6 Carousels.

Robert Brady, O.L. Davis Fire Station, said the chicken barbeque will start at Noon and will continue until sold out.

As no one else wished to speak, Supervisor Robert Mack closed the second Hearing of Visitors.

## ADJOURNMENT:

Moved by Augostini, seconded by Bertoni to adjourn the meeting.  
Carried.

The meeting was adjourned at 7:50 P.M.

Leonard J. Perfetti  
Town Clerk

LJP/bk