



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*

TOWN OF UNION BOARD MEETING

February 28, 2024

The Regular Meeting of the Town Board of the Town of Union was held on Wednesday, February 28, 2024 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.
Absent Councilman David Kudgus.

TOWN OFFICIALS PRESENT: Town Attorney Alan Pope, Deputy Town Attorney Rose Pope, Deputy Town Attorney Ryan R. Matt, Town Clerk Leonard J. Perfetti.

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

A Proclamation was read

Proclamation In Recognition of Richard A. Scott Sr.

WHEREAS, The Town of Union is honored to have Richard A. Scott Sr. as a resident of our community, and

WHEREAS, Richard Scott was born February 2, 1924, in Smyrna, NY, and moved to Johnson City as a small child, where he went on to graduate as Valedictorian of Johnson City High School at the age of 16, and there did meet the love of his life, June Burge, with whom he spent 74 years and 10 months of marriage and raised 4 children, and

WHEREAS, when WWII broke out, Mr. Scott enlisted at 18 in the U.S. Army Air Corps on December 7, 1942, where he did serve as Lead Bombadier and Navigator and was awarded the Distinguished Flying Cross and eventually retired at the rank of Major, and



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WHEREAS, Mr. Scott did have a distinguished career of 45 years with Marine Midland Bank, as well as running his own business, "The Foreign Currency Mart Exchange", from his home for 28 years and retiring at the age of 90.

NOW THEREFORE, the Town of Union is pleased to have one of its most prestigious citizens reach this milestone and wishes to join family, friends, and fellow citizens in recognizing and honoring Mr. Richard A. Scott Sr. as he celebrates his **100th Birthday!**

PUBLIC HEARINGS: None

BIDS: None.

APPROVAL OF MINUTES:

Moved by Augustini, seconded by Bertoni to approve the Minutes of the Regular Town of Union Board Meeting held on Wednesday, February 7, 2024 and the Special Meeting held on Wednesday February 14, 2024;
Carried.

HEARING OF VISITORS:

Carol Leskowski 37 Edwards Street Johnson City Wanted to know if the town was going to vote on a 239 zoning that was listed in our filings for the Village of Endicott. Supervisor Mack stated that was a communication from the Village on one of their reviews not the Towns.

Matt Bell Cot Road Town of Union. He spoke about his opposition to the Airport Road IDA project. He spoke about all the generations that have lived near this proposed project. He doesn't believe the project is feasible and he doesn't want to live around it.

Bob Utter Airport Road. He reminded the board that they have a sworn duty to do the right thing as it goes for the Airport Road project. He asked the board to do the right thing. Asked them to come to the project property to walk through it. He said the Town of Maine has passed a resolution that portion of the project that is in the Town of Maine has passed a resolution that there will be no zoning change for that project. He reminded the board that the over 300 petitions signatures that he provided in opposition to the project. He said the NYS Comptroller's office is investigating this project along with others. He asked the board to do the right thing.



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George Fish 150 Cot Road. He said his property will be completely surrounded by this project and is totally against it. He said this is a terrible idea and ask the Town to look at what the Town of Main has already done.

John Frank Rhodes Road. He is not for this project. He wants to do improvements to his home but will not if this project goes forward. He said the Action news Channel 12 and Channel 34 was at the hearing at the Town of Maine. He said Action News Channel 12 posted the information from the Town Meeting in Maine but that channel 12 was deleting the comments that were negative to the project. He said you may want to investigate that.

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

COMMUNICATIONS FOR FILING:

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

1. 239 Review from the Village of Endicott on the Amendment to the Cannabis Zoning Law.
2. West Corners Fire District 2023 Annual State Report that was filed with the NYS Comptroller's Office.

Carried

COMMUNICATIONS FOR ACTION: None

PETITIONS: None.

COMMITTEE REPORTS, RECOMMENDATIONS AND RESOLUTIONS:

(Prepared Resolution filed as part of these minutes to hire a professional appraiser to perform an eminent domain appraisal to determine the fair market value of a permanent fee or easement taking of a 38 foot by 10 foot piece of land owned by Solar Energy Partners, LLC (Tax Map No. 127.01-1-11) adjacent to the Town of Union's existing permanent easement (Liber 1380 Page 477) along Reynolds Road, which said fee or easement taking is for the public good and necessity for a pump station.)

Res. by Nirchi, seconded by Bertoni.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to accept the proposal from Delta Engineering to provide Professional Engineering Services for Construction Inspection



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Services for the Taft Heights and Hooper Road Sewer Improvements for a total of \$174,300.00.) To be paid out of ARPA funds.

Res. by Bertoni, seconded by Nirchi.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes to accept the agreement from GHD Consulting Services to provide contract documents, attend pre-construction meeting, and participate on construction progress meetings with periodic site visits. Prepare written responses and review and approve progress and issue change orders as necessary and attend final completion walkthrough for the Taft heights Collection System for a total of \$ 91,500.00.) To be paid out of ARPA funds.

Res. by Bertoni, seconded by Nirchi.

Vote: All yes.

The Resolution was adopted.

Moved by Augustini, seconded by Nirchi to approve Mary Poklemba, Dog Control Officer and William Holmes Deputy Dog Control Officer to the Police/dog encounters and Annual crimes investigation and 4th amendment Seminar on March 19, 2024 at the Event Center, Cayuga Community College in Fulton, NY. There is no expense for this but use of a company vehicle.

Carried

Moved by Augustini, seconded by Nirchi to receive bids for the following project Camelot Drive Drainage & Full Depth Road Reconstruction at a date and time to be determined by the Commissioner of Public Works. This project will be paid from ARPA funds.

Carried

Moved by Augustini, seconded by Nirchi to receive bids for the following project Valley View Drive Reconstruction at a date and time to be determined by the Commissioner of Public Works.

Carried

Moved by Augustini, seconded by Nirchi to receive bids for Curb and Gutter/Sidewalk Replacement on Monday March 11, 2024 at 10:00 a.m. in the Clerk's Office.

Carried

Moved by Augustini, seconded by Nirchi to receive bids for the Underdrain Installation and Connection at Miscellaneous Locations on Monday March 11, 2024 at 10:00 a.m. in the Clerk's Office.



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Carried

(Prepared Resolution filed as part of these minutes requesting approval for quantity and change orders for G. DeVincentis & Son Construction Co, Inc. as follows.

Quantities over Base Bid	\$223,049.40
Change Orders 2, 3, 4,6,7,8	\$ 39,923.36
Total Amount	<u>\$262,972.76</u>
Final Project Cost:	\$1,257,036.76

Res. by Bertoni, seconded by Nirchi.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes requesting to approve the purchase of one 2024 Ferris 3300 40 Zero Turn Mower from New Holland of Binghamton. The price of this equipment is \$15,769.71. Funds to pay for this purchase will come out of ARPA funds Ground Equipment Budget line (40 7110 2502).

Res. by Bertoni, seconded by Augustini.

Vote: All yes.

The Resolution was adopted.

(Prepared Resolution filed as part of these minutes requesting to call for a Public Hearing and 30-day comment period starting March 3, 2024 for a change order with an increase of \$25,000.00 to the SEPP Nichols Notch COVID-19 HVAC System.

Res. by Augustini, seconded by Nirchi

Vote: All yes.

The Resolution was adopted.

HEARING OF VISITORS:

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

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

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



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1. Permits report for January 2024
2. Town of Union Zoning Board Decision application 2023-007 for a variance 2129 Felicia Blvd, Endicott New York.
3. Town of Union Planning Board Decision – Application approval for the Aquifer Permit – Meldrim's Paint Store 778 Main Street, Johnson City Tax Map# 142.16.-1-1.12.
4. Town of Union Planning Board Decision – Application approval with conditions for the Site Plan Review for Meldrim's Paint Store 778 Main Street, Johnson City Tax Map# 142.16.-1-1.12.
5. Town of Union Planning Board Decision – Application approval with conditions for Special Permit in a Floodplain. 639 Scarborough Drive Tax Map # 157.08-9-13.
6. Town of Union Planning Board Decision – Application approval with conditions for Site Plan Review for Crematory. 639 Scarborough Drive Tax Map # 157.08-9-13.

ADJOURNMENT:

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

The meeting was adjourned at 7:33 P.M.

Leonard J. Perfetti
Town Clerk

LJP