



Village of Endicott

Linda Jackson, Mayor

Nicholas Burlingame, Deputy Mayor
R. Ted Warner, Trustee
Patrick Dorner, Trustee
Timothy P. Wright, Trustee

A Quality Community

Anthony Bates, Village Manager

Board Meeting April 18, 2022

Order of Business

1. Pledge of Allegiance – Moment of Silence
2. Fire and ADA Compliance Announcement

3. Mayor Announcements

Our Street Department did a great job on the Easter event on the North side.

We do face challenges in our budget this year. But raising taxes or cutting services is NOT an acceptable way to balance the budget. Neither is rejecting financing necessary equipment or vehicles. This is the cost of doing business! As elected officials we have an obligation to research ways to generate income resources, and curb expenses. I have been doing just that.

Anthony and I met with Johnson City Mayor Meaney regarding finding money 'outside the box'. From redistribution of the CDBG and ARPA funds to fees for service from nonprofits.

We need new garbage trucks. We may be able to get electric garbage trucks at little or no cost to us taxpayers. The Agency and Chamber of Commerce also volunteered to help.

We are negotiating with the Town of Maine for a first call contract. Hopefully we can carry this to other municipalities. This was brought to us from our fire chief.

My secretary and I attended a 'Center for International Business Advancement' conference at Binghamton University. Dr. Whittingham has been extremely involved with the problems of climate change. That is why he has focused on clean energy battery solutions.

Broome County, and upstate New York, are concerned regarding the lack of factual understanding the Village residents have been exposed to. This has deterred some good companies from coming to Broome County and Endicott. With Binghamton and Cornell Universities helping us along with Empire State Development, the Agency, and Chamber of

Commerce, we have the chance to reverse this problem, and make Endicott world known for clean energy!

Our Municipal Light Department has all the new electric meters installed. This will help a great deal with meter reading, accuracy, etc.

Paula's cafe had their one-year anniversary.

Had our third DRI committee meeting. There will be an open house at the Village rotunda on April 27th from 6 to 8.

Anthony and I had a meeting with Robert Johnston from Ubiquity. They have their DEC air permit. Financing is looking good. Solar is in great demand.

Went to a press conference with Senator Schumer today. He is working to help us secure the 100-million-dollar grant that Dr. Whittingham is going for. Dr. Whittingham plans on putting this research facility here in Endicott.

4. Trustees

Wright-Comments re: Huron Campus, its reassessment and the safety of residents. The building is falling apart. Concerns re: VOE Code dept. re: citations, repairs etc. Comments re: an update on Altura Project and the Marchuska property on Main St remaining vacant and village tax base. Dorner- awaiting the finalization of the budget, concerns re: problems caused to future developers in the Village, mentioned receiving a letter from Claudia Tenney re: federal appropriations 2023 and CPF programs. Comments re: attorney fees.

Burlingame-Easter in the Park was a huge success. Endicott Restaurant Week is 4/26-5/5.

Summer Concert Series is almost full. He spoke of possibly starting a Farmer's Market on the Northside. Commented on the village buildings such as Huron that are in disrepair. We need to prioritize these issues with our Village Code office and start enforcing violations.

Warner-comments re: Placement of gas lines by NYSEG in the alleys behind the Avenue. They need to clean this up. He stated he is waiting on additional information from Jeff Cheney, VOE Water dept. re: plastic vs metal pipes. Comments re: Byrne Dairy and its progress.

5. Village Manager- stated he closed on the Village prefinancing and have received a better credit rating which should lower interest rating. Several DRI meetings. Attended the 1st local planning meeting and will hold a public workshop on 4/27/2022. Attended a meeting re: new water meters. Moving forward and adapting to all the projects is important and something to look forward to.

6. Attorney for the Village- 6/8 begins open law meetings which requires the board to come back in person as well as opening the board room to the public for in person attendance. We can continue on the remote feed as we have been doing until 6/8. There is a provision in the law that allows for municipalities to adopt a local law authorizing video conferencing of the meeting which would allow the public to attend via video conference as well as board members under extraordinary exemptions only. He asked the board if they wanted him to adopt a law prior to 6/8.

Mayor Jackson asked if she held a "coffee with the Mayor" and held it at the Visitor Center, if she had to have zoom for this. Attorney McKertich stated that if it is just her, then no but if board members attended if a quorum of board members are in attendance and discussing Village business and members of the public are there then this needs to be transferred to the boardroom.

Chance meetings are not for discussion of Village business. Trustee Warner asked if the meeting was advertised in the media, does this make it a public meeting. Attorney McKertich stated it does not make it a board meeting but it is not subject to the open meetings law but we are treading on dangerous ground and this is not recommended. Village business should be discussed in front of the public. Trustee Warner asked the Mayor for board notice by email if she does plan on this event. She responded by saying she will think about it but she is not sure how formal it will be or let them know personally. He pursued with the question and she stated it is not that she did not want the trustees to come but she did not want to mess with the open meeting law.

7. Special Presentations

- a. NYSEG- Vehicle Chargers- Joe Rusin & Jim Kalivoda- transcript available
- b. National Pipe- transcript available

8. Public Hearings

- a. Public Comment re: LL#06 -2022 Cold War Tax Exemption
As no one else wished to speak, Mayor Jackson closed the public hearing

- b. Call for a Special Meeting on 4/25/22 at 6:00pm re: Adoption of the VOE Budget 2022-23
A motion to call for the Special Meeting was made by Trustee Dorner and seconded by Trustee Warner

Roll Call

Mayor Jackson- Abstain	Burlingame-Yes	Warner-Yes
Dorner-Yes	Wright-Yes	

9. Resolutions/Local Laws

- a. R#08-2022 to approve LL#06 -2022 Cold War Tax Exemption
A motion to approve R#08-2022 was made by Trustee Dorner and seconded by Trustee Warner

Roll Call

Mayor Jackson- Abstain	Burlingame-Yes	Warner-Yes
Dorner-Yes	Wright-Yes	

10. 1st Hearing of Visitors

As no one wished to speak, Mayor Jackson closed the 1st hearing of visitors

11. Approval of Minutes- None

12. Communications for Filing

- a. Town of Union- Special meeting 3/25, Agenda 4/6, Board Meeting 4/16 & Special Meeting 4/18/2022

- b. Notice of Upcoming Changes from Charter Communications-4/1/2022

A motion to approve the communications for filing was made by Trustee Dorner and seconded by Trustee Wright

Roll Call

Mayor Jackson- Abstain	Burlingame-Yes	Warner-Yes
Dorner-Yes	Wright-Absent	

13. Communications for Action

a. Seasonal & Part Time Wage Schedule

A motion to approve the wage schedule for seasonal & part time positions in the street and parks dept was made by Trustee Dorner and seconded by Trustee Wright

Roll Call

Mayor Jackson- Abstain	Burlingame-Yes	Warner-Yes
Dorner-Yes	Wright-Yes	

b. VOE Street Supervisor Position

A motion to promote Rob Kaczynski as provisional Village Supervisor Street/Parks dept at his current salary was made by Trustee Dorner and seconded by Trustee Wright

Roll Call

Mayor Jackson- Abstain	Burlingame-Yes	Warner-Yes
Dorner-Yes	Wright-Yes	

c. A motion to vote on any necessary pipe replacements- Washington Avenue- Held Over

A motion to was made by Trustee Warner and seconded by Trustee Dorner

Roll Call

Mayor Jackson- Abstain	Burlingame-Yes	Warner-Yes
Dorner-Yes	Wright-Yes	

d. Waiving of Café Permit Fees

A motion to waive the café permit fees for the year 2022 was made by Trustee Warner and seconded by Trustee Dorner

Roll Call

Mayor Jackson- Abstain	Burlingame-Yes	Warner-Yes
Dorner-Yes	Wright-Yes	

e. Change Order #2-Solids Handling Project

A motion to approve the change order #2 was made by Trustee Dorner and seconded by Trustee Warner

Roll Call

Mayor Jackson- Abstain	Burlingame-Yes	Warner-Yes
Dorner-Yes	Wright-Yes	

14. Bid(s)- None

15. Accounts Payable for Action	\$335,154.67
GENERAL	\$86,891.87
LIGHT	\$86,918.67
WATER	\$98,314.18
WASTEWATER	\$62,628.65
CAPITAL	\$0.00
LIBRARY	\$401.30
PARKING	\$0.00
TRUST & AGENCY	\$0.00
TOTAL	\$335,154.67

A motion to approve was made by Trustee Dorner and seconded by Trustee Warner

Roll Call

Mayor Jackson- Abstain

Burlingame-Yes

Warner-Yes

Dorner-Yes

Wright-Yes

16. Unfinished Business

a. Rate increase for travel/meals per NYS 2022 revised rate- Held Over due to creating a Village Policy for all departments.

b. Decision as to whether to request bids for a Structural Engineer re: Municipal basement Attorney McKertich suggested receiving quotes through the RFP process rather than an engineer. Trustee Dorner offered to look into this.

17. New Business- None

18. 2nd Hearing of Visitors

Chief Patrick Garey-gave an update on building 28-a Phoenix representative stopped by with an engineer and demolishing appears to be more cost effective and they are working on logistics now

George Fiedler-comments re: NYSEG presentation

As no one else wished to speak, Mayor Jackson closed the 2nd hearing of visitors

19. Board Comments

Wright- mentioned the light pole is still on McKinley and the overpass is a safety hazard. Phoenix should be notified to take precautions. Attorney McKertich will speak with Fire Marshal Botsford, he feels a notice should come from the VOE Code Enforcement office.

Burlingame- stated he would like proper documentation on all items that they are voting on in their meeting folders so the board is able to review these items

Warner-Comments on the light pole on McKinley. Asked that Code look into the battered banners in the Village. There is a timeframe to hang these and the 2 in question are in bad condition or the place/restaurant has closed. Asked the Attorney to draw up a law re: zoom meetings in which the public will be allowed to be on zoom for all board meetings.

20. Executive Session- None

21. Adjournment

A motion to adjourn at 9:00pm was made by Trustee Dorner and seconded by Trustee Wright
Roll Call

Mayor Jackson- Abstain

Burlingame-Yes

Warner-Yes

Dorner-Yes

Wright-Yes

VILLAGE OF ENDICOTT

A RESOLUTION R#08-2022 APPROVING LOCAL LAW 06-2022

At a meeting of the Board of Trustees of the Village of Endicott, held at the Municipal Building, 1009 E Main Street, Endicott, NY on the 18th day of April, 2022, the following resolution was offered and seconded:

WHEREAS, notice was given that the Village Board scheduled a public hearing for April 18, 2022 at 6:00 p.m. for Local Law No. ___ of the Year 2022 entitled "A LOCAL LAW ADDING ARTICLE IX TO CHAPTER 222 ENTITLED 'TAX EXEMPTION FOR COLD WAR VETERANS'"; and

WHEREAS, a notice of said public hearing was duly advertised in the official newspaper of the Village and posted on the Village Clerk's signboard; and

WHEREAS, said public hearing was duly held on the 18th day of April, 2022 at 6:00 p.m. and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, pursuant to the State Environmental Quality Review Act, it has been determined by the Village Board that adoption of the proposed Local Law constitutes a Type II Action as defined under 6 NYCRR 617.5(c)(26) and (33).

NOW, THEREFORE BE IT RESOLVED that the Village Board of the Village of Endicott hereby adopts said Local Law as Law No. ___ of the Year 2022 entitled "A LOCAL LAW ADDING ARTICLE IX TO CHAPTER 222 ENTITLED 'TAX EXEMPTION FOR COLD WAR VETERANS'"; and it is further

RESOLVED that the Village Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and give due notice of the adoption of said Local Law to the Secretary of State; and it is further

RESOLVED that this resolution will take effect immediately upon filing with the Department of State.

CERTIFICATION

I, Anthony J. Bates, do hereby certify that I am the Village Manager of the Village of Endicott and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Village Board at a meeting thereof held on the 18th day of April, 2022. Said resolution was adopted by the following roll call vote:

Mayor Linda Jackson	Abstain
Tim Wright, Jr.	Yes
Trustee R. Ted Warner	Yes
Trustee Patrick Dorner	Yes
Trustee Nicholas Burlingame	Yes

Dated: April 18, 2022

Village Seal

Anthony J. Bates, Village Manager

**VILLAGE OF ENDICOTT
LOCAL LAW NO. 06 FOR THE YEAR 2022**

**A LOCAL LAW ADDING ARTICLE IX TO CHAPTER 222 ENTITLED
“TAX EXEMPTION FOR COLD WAR VETERANS”**

Be it enacted by the Village Board of the Village of Endicott as follows:

Section 1. A new Article IX of Chapter 222 of the Village Code entitled “Tax Exemption for Cold War Veterans” shall hereby be added as follows:

ARTICLE IX. TAX EXEMPTION FOR COLD WAR VETERANS

§ 222-42. Legislative intent.

The Real Property Tax Law of the State of New York was amended by adding a new § 458-b authorizing a real property tax exemption for Cold War veterans. It is the intention of the Village Board of the Village of Endicott by passage of this Local Law to provide the exemptions under § 458-b of the Real Property Tax Law to eligible persons for purposes of taxes levied by the Village of Endicott.

§ 222-43. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ACTIVE DUTY

Full-time duty in the United States Armed Forces, other than active duty for training.

ARMED FORCES

The United States Army, Navy, Marine Corps, Air Force, and Coast Guard.

COLD WAR VETERAN

This term shall be defined as set forth in § 458-b of the Real Property Tax Law.

LATEST CLASS RATIO

The latest final class ratio established by the state board pursuant to Title 1 of Article 12 of the Real Property Tax Law of the State of New York for use in a special assessing unit as defined in § 1801 thereof.

LATEST STATE EQUALIZATION RATE

The latest final equalization rate or special equalization rate established by the state board pursuant to Article 12 of the Real Property Tax Law. The state board shall establish a special equalization if it finds there has been a material change in the level of assessment since the establishment of the latest state equalization rate, but in no event shall such special equalization rate exceed 100. In the event the state equalization rate exceeds 100, then the state equalization rate shall be one hundred for the purpose of this chapter. When a special equalization rate is established for purposes of this chapter, the assessor is directed and authorized to recomputed the Cold War veterans exemption on the

assessment roll by applying the special equalization rate instead of the latest state equalization rate applied to the previous year and to make the appropriate corrections on the assessment roll, notwithstanding the fact that such assessor may receive the special equalization rate after the completion, verification and filing of such final assessment roll. In the event that the assessor does not have custody of the roll when such recomputation is accomplished, the assessor shall certify such recomputation to the local officers having custody and control of such roll, and such local officers are hereby directed and authorized to enter the recommended Cold War veterans exemption certified by the assessor on such roll.

QUALIFIED OWNER

A Cold War veteran, the spouse of a Cold War veteran, or the unremarried surviving spouse of a deceased Cold War veteran. Where property is owned by more than one qualified owner, the exemption to which each is entitled may be combined. Where a veteran is also the unremarried surviving spouse of a veteran, such person may also receive any exemption to which the deceased spouse was entitled.

QUALIFIED RESIDENTIAL REAL PROPERTY

Property owned by a qualified owner which is used exclusively for residential purposes; provided, however, that in the event that any portion of such property is not used exclusively for residential purposes, but is used for other purposes, such portion shall be subject to taxation, and only the remaining portion used exclusively for residential purposes shall be subject to the exemption provided by this section. Such property shall be the primary residence of the Cold War veteran or the unremarried surviving spouse of a Cold War veteran, unless the Cold War veteran or unremarried surviving spouse is absent from the property due to medical reasons or institutionalization for up to five years.

SERVICE-CONNECTED

With respect to disability or death, that such disability was incurred or aggravated, or that the death resulted from a disability incurred or aggravated, in the line of duty on active military, naval or air service.

§ 222-44. Exemptions.

- A. The Village Board of the Village of Endicott adopts this article to provide that qualifying residential real property shall be exempt from taxation to the extent of 10% of the assessed value of such property; provided, however, that such exemption shall not exceed \$4,000 or the product of \$4,000 multiplied by the latest state equalization rate of the Village of Endicott, whichever is less.
- B. In addition to the exemption provided by Subsection A of this subsection, where the Cold War veteran received a compensation rating from the United States Department of Veterans' Affairs or from the United States Department of Defense because of a service-connected disability, qualifying residential real property shall be exempt from taxation to the extent of the product of the assessed value of such property, multiplied by 50% of the Cold War veteran disability rating; provided, however, that such exemption shall not exceed forty thousand dollars, or the product of \$40,000 multiplied by the latest state

equalization rate for the Village of Endicott.

§ 222-45. Limitations.

- A. The exemption from taxation provided by this subdivision shall be applicable to Village real property taxes but shall not be applicable to taxes levied for school purposes or for county purposes unless and until the county adopts a similar local law.
- B. If a Cold War veteran receives the exemption under § 458 or § 458-a of the Real Property Tax Law, the Cold War veteran shall not be eligible to receive the exemption under this section.
- C. Application for this exemption shall be made by the owner, or all of the owners, of the property on a form prescribed by the state board. The owner or owners shall file the completed form in the assessor's office on or before the first appropriate taxable status date. The exemption shall continue in full force and effect for all appropriate subsequent tax years and the owner or owners of the property shall not be required to refile each year. Any applicant convicted of willfully making any false statement in the application for such exemption shall be subject to the penalties prescribed in the penal law.
- D. The exemptions authorized by this article shall apply to qualifying owners of qualifying real property for as long as they remain qualifying owners, without regard to such ten year limitation period set forth in Real Property Tax Law §458-b 2(c)(iii).
- E. This article may be repealed by the Village Board of the Village of Endicott. Such repeal shall occur at least 90 days prior to the Village's taxable status date.

Section 2. Remainder

Except as hereinabove amended, the remainder of the Village Code of the Village of Endicott shall remain in full force and effect.

Section 3. Separability

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 4. Effective Date

This Local Law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

CERTIFICATION

I, Anthony J. Bates, do hereby certify that I am the Village Manager of the Village of Endicott and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Village Board at a meeting thereof held via Zoom Video Conference on the 7th day of February, 2022. Said resolution was adopted by the following roll call vote:

A motion to approve LL#06-2022 was made by Trustee Dorner and seconded by Trustee Warner

Said resolution was adopted by the following roll call vote:

Trustee Warner- Yes

Trustee Dorner- Yes

Trustee Burlingame-Yes

Trustee Wright- Yes

This notice is given pursuant to a resolution of the Board Duly Adopted at a regular meeting thereof held on the 18th day of April, 2022

Anthony J. Bates, Village Manager
Village of Endicott

From: LINDA JACKSON
Sent: Tuesday, April 19, 2022 11:54 AM
To: JANICE ORLANDO
Subject: long vesion

MAYOR'S ANNOUNCEMENTS, APRIL 18TH

Our Street Department did a great job on the Easter event on the North side. Unfortunately, they ran out of eggs, so our Street Department Secretary will order 2,000 more next year. It was suggested to have the younger kids go hunt for eggs before allowing the older children to hunt for them.

We do face challenges in our budget this year. The remark was made, at the last meeting, that there are only two ways to face this issue.

But raising taxes or cutting services is NOT an acceptable way to balance the budget. Neither is rejecting financing necessary equipment or vehicles. This is the cost of doing business! As elected officials we have an obligation to research ways to generate income resources, and curb expenses. I have been doing just that.

Anthony and I met with Johnson City Mayor Meaney regarding finding money 'outside the box'. From redistribution of the CDBG and ARPA funds to fees for service from nonprofits. We will have additional meetings to work on this.

We need new garbage trucks. After talking to Dr. Whittingham, and Lauren from Empire State Development, we may be able to get electric garbage trucks at little or no cost to us taxpayers. The chargers may also be covered by a grant, and our light department can install them. If we use as many grants as we can to replace things now, we will be ready for 2030. After that, when electric vehicles and appliances are demanded, there may be no incentive for grants from the government. The Agency and Chamber of Commerce also volunteered to help.

A motion to raise the water bills by an additional 1 1/2 % to help pay for a new well, filters, and needed upgrades to our infrastructure was denied. Some thought this was to save the taxpayers money. But, if we have water main breaks, etc.,

anything the water department budget cannot cover is left to the general fund. So, this is not helping the taxpayers, and not getting needed upgrades and repairs done. The water board committee is working on this problem.

We are negotiating with the Town of Maine for a first call contract. Hopefully we can carry this to other municipalities. This was brought to us from our fire chief. My secretary and I attended a 'Center for International Business Advancement' conference at Binghamton University. The main speaker was Dr. Stan Whittingham, who is a well-known Noble Prize-winning laureate for his research in lithium-ion batteries. Dr. Whittingham has been extremely involved with the problems of climate change. That is why he has focused on clean energy battery solutions. We must keep all of our intellectual property in America. We cannot afford to send our work overseas and must use only American suppliers, which includes Canada. Do not depend on other countries. Make 'Made in America' mean something. I have supported him, and Huron, from the beginning.

I have made it a priority to learn about this new technology, from real experts in this field. COVID did take up a lot of my time in the beginning of my term, but now I can work with these companies to help educate the public. Many people have volunteered to help us with educating the Village residents about batteries and clean energy. Broome County, and upstate New York, are concerned regarding the lack of factual understanding the Village residents have been exposed to. This has deterred some good companies from coming to Broome County and Endicott. With Binghamton and Cornell Universities helping us along with Empire State Development, the Agency, and Chamber of Commerce, we have the chance to reverse this problem, and make Endicott world known for clean energy! With town hall meetings with knowledgeable experts, and tours of these facilities.

Our Municipal Light Department has all the new electric meters installed. This will help a great deal with meter reading, accuracy, etc.

Paula's cafe had their one-year anniversary. They have plans to expand to another building next door to them. The café at the crossings has great ideas for changing the front of their store. They will be discussing this with the DRI committee. The deadline for applications for this grant is April 18th. The public is invited to come to the Village rotunda on April 27th to see some of the new DRI plans.

There is an “Invest in your planet” campaign to take place on Earth Day – April 22nd. This was the brainchild of IBM. Our Street Department Secretary, Lynn, is organizing this. Anyone interested, please contact Lynn at 757-2461. Join our volunteer coordinator Shannon, IBM, BAE, Ubiquity, Imperium, Phoenix, many volunteer groups, and a large variety of churches and houses of worship.

Had our third DRI committee meeting. There are a lot of interesting projects proposed for our Village. These will be brought to the public on April 27th at the Village rotunda between 6 and 8 pm for the community to see and comment on.

Anthony and I had a meeting with Robert Johnston from Ubiquity. They have their DEC air permit. Financing is looking good. Solar is in great demand. With the war in the Ukraine, Germany is tripling down on getting solar. A South Korean solar plant in Alabama is moving out of the US. They are having too much trouble getting supplies. Ubiquity will only use suppliers in America – US and Canada. Ubiquity is purchasing the equipment from this South Korean plant at a fantastic price. This will put them ahead of schedule and help with finances, with installation scheduled for fall. Down the road, they have big plans. They are discussing a day care center, perhaps with all of the campus involved. With childhood education at the day care, and perhaps clean energy education for adults as well. I did mention my ongoing research for airport needs, and they were very interested. But this is still a long way off.

Went to a press conference with Senator Schumer today. He is working to help us secure the 100-million-dollar grant that Dr. Whittingham is going for. 500 applicants applied for this. We are not in the final 60. 20 of us will receive this 100 million from the Federal government. Dr. Whittingham plans on putting this research facility here in Endicott.

At Endicott proud Brian Steel mentioned that the Endicott Rotary will be accepting old flags for an eagle scout project to burn these. Anyone who needs a new flag, the Rotary will accommodate you. Please bring any old flags to the Rotary meeting at Celebrations on the Avenue Thursday at noon.

Mayor Linda Jackson
Village of Endicott