

**REGULAR MEETING FEBRUARY 1, 2021**

Mayor: Linda Jackson	Present-X	Absent
Trustees: Eileen Konecny, R. Ted Warner, Patrick Dorner & Nick Burlingame		
Trustees Absent: None		
Village Manager: Anthony Bates	Present	Absent -X
Attorney for the Village: Robert McKertich	Present- X	Absent

**ORDER OF BUSINESS:**

- 1. Pledge of Allegiance- Moment of Silence**
- 2. Fire and ADA Compliance**
- 3. Mayor's- Comments**

I need to tie up two loose ends..Cheryl and I did accomplish a great deal last year. We did it for the betterment of the Village residents, not to embarrass anyone. Refusing to approve Cheryl to the Clerk Position to finish the projects she was working on was counterproductive. The fact that she received over 1900 votes proves the election had little to do with denying her that position. The glass recycling facility was a legitimate project. Upon hearing the results of the local election with the anti-recycling agenda, the company withdrew from Endicott discussions. The battery recycling company has not bothered to apply for their new air permit in the last six months. Even though the health department told me that it is a simple process to manage the PFAS and receive a new permit and commence their business legally. The harassment they received makes Endicott appear unappealing. The bigger problem is that many other companies witnessed this hostility. Endicott has a reputation for being unfriendly to company businesses. We must work to change that perception, not reinforce it! Deleting all recycling in manufacturing is sending a noticeably clear message that Endicott is not interested in manufacturing businesses. Nothing has happened in the last 15 years until the clean energy took an interest in us. And that is obviously not an interest to some. For people to move to a neighborhood, and then demand that the neighborhood change to meet their new standards is unfair, to say the least. Disagreements are important for checks and balances. Degrading, bullying, and especially this petty nonsense is not. Spending all your time working on obstructing me from doing anything progressive for the Village is not productive. This makes the Village look extremely business unfriendly. We have high school students observing our meetings as part of their participation in government classes. I have strived to make our meetings more professional. I must now insist on rules of decorum. There will be no name calling, no personal attacks, no politics, no upstaging, and no petty remarks! Our Village Board meetings have turned into Town Hall meetings. While other Municipalities focus on business and committee reports, we have changed to only comments and opinions rather than progress. We all need to change this. Board members need to come to the meetings prepared. If you do not understand something, do not wait for a board meeting to find out the answers you need. Problems, ideas, and concerns can be ironed out outside the board room business meetings. This is not a time to show off for the audience that you are questioning everything.

I am happy to report that volunteers from Endicott Proud have offered to help me with my advisory committees. I have ben with Endicott Proud for many years and am glad to be back with them

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in this capacity. Talked to Cornell extension. They know of grants I can apply for to get trees and bushes for Washington Avenue and start placing trees around all of Endicott. Binghamton has been doing this each year. They will help find trees that will not harm our infrastructure.

We are working on unfinished projects. The first one is reimbursement for our EMT and fire calls outside the Village. NYCOM is helping us with this! With over 4,000 med calls alone, this can mean as much as \$300,000! This will be paid by insurance, and not interrupt any other Municipality. Then we can concentrate on applying for more on the clean energy cost savings grants. That can be up to \$250,000. A lot of work to be done!

Talked to Jason Garnar today. He asked if there was anything he could do for us with the impending snowstorm. I told him I would check with our police chief /coordinator and get back to him. It is great to have such a fantastic working relationship with him and the County. Also, ice hockey is back!

In conclusion, while I wanted to work with you when I included you in on these unfinished projects, you have made it abundantly clear that you are interested in. So, I wish you luck on your Trustee commissions. We now need to concentrate on heading in the same direction for the Village. That way everyone can benefit!

Thank you, Linda

#### **4. Trustee Comments**

**Trustee Konecny-** West Endicott Forge Fest will be in May. The Heroes Parade was a huge success.

**Trustee Burlingame-**he has been structuring the temporary refuse commission. Mentioned there is a GoFund Me page online for the family on Odell Ave that lost their home due to a fire. He thanked the Planning board committee for their January meeting report. He commented on each of their bullets with some thoughts. He read a list of documents that he requested to be entered into legislative record for LL#01-2021. These can be found under communications for filing.

**Trustee Dorner-**Rebuttal comments re: the Mayor's opening comments

**Trustee Warner-** Rebuttal comments re: the Mayor's opening comments. Comments re: the board meetings running more smoothly due to the new board meeting procedures, gave some information related to boards, committees and commissions in Endicott.

#### **5. Village Manager –Report- None**

- 6. Village Attorney** –Stated he would also like approval to perform a training session for the Zoning board. He is currently working on the Lockdown Law and should have more information for the next meeting.

#### **7. Public Hearing(s)- (3) Minute Limit**

**(Please excuse any misspellings with first or last names or addresses)**

- a. Public Comment re: LL#01-2021- Prohibiting Recycling Facilities in Industrial Zones

Craig Stevens, 1527 Silver Creek Rd, PA- comments re: the Recycling Law & the Mayor's opening statement

Terri Farrell, 404 Hazel Ave, Endicott- comments in favor of rescinding the Recycling Law

Howard Warner, Deerfield Pl, Vestal- comments in favor of rescinding the Recycling Law

Ellen Connitt, comments in favor of rescinding the Recycling Law

Carol Layton, Wilson Ave, Endwell- comments in favor of rescinding the Recycling Law

Janice T., comments in favor of rescinding the Recycling Law

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Ellen Tiberi, Ipswich, MA- comments in favor of rescinding the Recycling Law  
Christine Ellison, 511 Exchange Ave., Endicott-Comments Re; misinformation with the media re: the pursuance of residents caring about their community's health  
MaryAnn, comments in favor of rescinding the Recycling Law and named numerous efforts showing residents dismay such as protests, petitions, lawn signs and public speaking at board meetings  
MaryAnn Kerno, 1013 Forest Rd, Endwell- comments in favor of rescinding the Recycling Law  
Richard Sprout, 3671 Watson Blvd, Endwell- comments in favor of rescinding the Recycling Law  
Heather Staley, comments in favor of rescinding the Recycling Law  
Peter Burnett, Cornell Ave, Endicott- comments in favor of rescinding the Recycling Law  
Rob Tiberi, Cornell Ave- comments in favor of rescinding the Recycling Law  
Grace Pezzuti, 916 Anne Ln, Endicott- comments in favor of rescinding the Recycling Law  
Heather Ulman, 227 Oak Hill Ave.- comments in favor of rescinding the Recycling Law  
Tina's iphone- comments in favor of rescinding the Recycling Law  
Tamara Lindow, 510 Grant St., West Corners- comments in favor of rescinding the Recycling Law  
Rocky DiFrancesco, Friendsville, PA- comments in favor of rescinding the Recycling Law  
Diane Hunter, comments in favor of rescinding the Recycling Law  
Tammy Beach, comments in favor of rescinding the Recycling Law  
Mackenzie, comments in favor of rescinding the Recycling Law  
George Fiedler, comments in favor of rescinding the Recycling Law  
Jennifer Broder, 11 Gouverneurs Ln, Endicott- comments in favor of rescinding the Recycling Law  
Jason Shaw, Endwell- comments in favor of rescinding the Recycling Law  
Maria Pezzuti, 320 Cornell Ave, Endwell- comments in favor of rescinding the Recycling Law  
Carol Ulman, Murphy Ave, Endicott- comments in favor of rescinding the Recycling Law  
Matt Pasquale, Irving Ave, Endicott- comments in favor of rescinding the Recycling Law  
John Zuccatini, 121 Odell Ave, Endicott- comments in favor of rescinding the Recycling Law  
Amanda, comments in favor of rescinding the Recycling Law  
Jessica Bronson, Irving Ave, Endicott- comments in favor of rescinding the Recycling Law  
Claudia Braymer, Attorney for the residents opposing this law- comments in favor of rescinding the Recycling Law. She would like to know the petition protests submitted last Spring by landowners.  
Lisa Lee, comments in favor of rescinding the Recycling Law  
Dr. Paul Connitt, commended all the speakers tonight for their intelligence, research and fight for what they believe in  
J Nato, comments re: SunGeel, knowing the Village residents do not want them to come here, why is it they still want to continue to place their business here?  
Julie Brooks, comments in favor of rescinding the Recycling Law  
Donna Mooney, comments in favor of rescinding the Recycling Law  
Michael Colella, 524 W Main St. Endicott- comments in favor of rescinding the Recycling Law and statements re: the hearing of visitors  
Bill Huston- comments re: the Recycling Law vs Incinerator and comments in favor of rescinding the Recycling Law  
Ann Harrison, VA- comments in favor of rescinding the Recycling Law

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Rick (last name inaudible), Park Manor- comments in favor of rescinding the Recycling Law

Trustee Ted Warner- comments re: (3) criteria that are related to the Planning board meeting and the repealed Local Law

Trustee Dorner- comments re: a letter read earlier written by Larry Coppola

Roll Call

A motion to close the public hearing was made by Trustee Konecny and seconded by Trustee Dorner

Konecny-Yes                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

**8. Approval of Minutes**

- a. VOE Board Meetings 1/1/21
- b. VOE Board Meeting 1/18/21
- c. VOE Special Meeting 1/20/21

A motion to approve the VOE meeting minutes all but the 1/4/2021 meeting minutes was made by Trustee Konecny and seconded by Trustee Warner

Roll Call

Konecny-Yes                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

**9. Communications for Filing**

- a. Table of Contents: Trustee Burlingame (Trustees were given copies separately)
  - 1. Letter to the Editor-part 1
  - 2. Letter to the Editor-part 2
  - 3. Union Endicott School Board Letter to the Mayor
- b. Town of Union Agenda 1/20/21
- c. Letter received from Village resident Carol Brugger re: removal of trees on South St
- d. Federal Fiscal year 2019 Annual Performance & Evaluation Report- Town of Union
- e. Notice from the Health Department re: Endicott Municipal Water System- Supply Sanitary Survey 2020
- f. Shared notice from David Loewen
- g. Newspaper article from Haridas Varma
- h. Article re: Professor M. Stanley Whittingham
- i. Article written by Mayor Linda Jackson and Cheryl Chapman
- j. Union Endicott School Board Letter dated 5/13/19
- k. Letter from Huron Real Estate Associates dated 5/29/19
- l. Email from the Town of Union re: Rescinding of LL#20-18
- m. Notice of petitions from Nikki Wales
- n. Letter from Larry Coppola
- o. Town of Union Notice- Area Variance for 701 Oak Hill Ave

A motion to approve the communications for filing was made by Trustee Burlingame and seconded by Trustee Konecny

Roll Call

Konecny-Yes                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

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**10. Communications for Action**

a. Request of approval of 2/hr training for the Planning board members- Attorney McKertich

A motion to approve the training was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

Konecny-Yes                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

b. Approval of Richard Greco as an advisor to the Planning Board

A motion to approve Mr. Richard Greco to the Planning Board as an advisor was made by Trustee Burlingame and seconded by Trustee Konecny

Roll Call

Konecny-Yes                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

c. Authorization for the VOE Police Chief to hire one (1) officer

A motion to approve was made by Trustee Burlingame and seconded by Trustee Konecny

Roll Call

Konecny-Yes                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

d. Request from the Tioga Artistic Dance Academy

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

Roll Call

Konecny-Yes                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

e. Request from the Endicott Teener League to use Sertoma Field- 4/1/21-8/31/21

A motion to approve Endicott Teener League request was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

Konecny-Yes                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

**11. Bids**

a. A recommendation from VOE Water Chief Operator, Kevin Pero to award the low bid for the inside painting of the water tank located at Robble Ave/Pine St to Amstar in the amount of \$249,000.00

The following bids were received :

Worldwide	\$460,500.00
Utility Service	\$355,700.00
<b>Amstar</b>	<b>\$249,000.00</b>
Atlas Painting	\$681,000.00
Erie painting & Maintenance	\$476,000.00
Scholar painting	\$354,320.00
Brave Industry Paint, LLC	\$647,570.00

A motion to award the bid to Amstar was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

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Konecny-Yes

Dorner-Yes

Warner-Yes

Burlingame-Yes

**12. Accounts Payable for Action**

**\$582,271.81**

GENERAL	\$71,482.28
LIGHT	\$157,297.08
WATER	\$24,751.19
WASTEWATER	\$53,293.07
CAPITAL	\$251,823.50
LIBRARY	\$22,700.04
PARKING	\$924.6
TRUST & AGENCY	\$0.00
<b>TOTAL</b>	<b>\$582,271.81</b>

A motion to approve the accounts payables for 2/1/2021 was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

Konecny-Yes

Dorner-Yes

Warner-Yes

Burlingame-Yes

**13. 1<sup>st</sup> Hearing of Visitors- (3) Minute Limit**

Diane Hunter, questioned decorum at the open meeting law

Christine-spoke also of decorum. She commented on the minutes not being up to date on the website. (On a side note, the last meeting minutes on the website are 12/16/20. This is due in part because we had (4) meetings held over from the prior meeting, 1/1/21, 1/4/21, 1/18/21 and 1/20/21. Minutes are not posted until they are approved).

Tammy- questioned the process of impeachment of the Mayor

Rocky Di Francesco-questioned the amount of money that was spent on litigation re: SunGeel

Maria P- questioned whether the water tank that needs repainting is 1 of the tanks located at Pine and Cornell Ave, interior painting only

Karen Varma, Milan Ave., Endicott- comments in favor of rescinding the Recycling Law

Donna Mooney- Comments re: her being on the Planning Board

Terri Farrell- Comments re: looking forward to opening up the sports season at Sertoma and stated we may have overlooked an item under filing.

**14. Resolutions/ Local Law(s)- (Mayor Jackson did not cast a vote on the following SEQR items).**

a. R#04 -2021 -FAA Grant- Short Environmental Assessment for Runway 3-21

A motion to approve R#04-2021 was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

Konecny-Yes

Dorner-Yes

Warner-Yes

Burlingame-Yes

b. SEQR short form parts 1-3 for the McKinley Ave/Monroe St Intersection

A motion for a negative declaration under SEQR was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

Konecny-Yes

Dorner-Yes

Warner-Yes

Burlingame-Yes

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c. R#06-2021-SEQR short form part 2 for the Washington Ave Project (Streetscape)

A motion to approve was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

Konecny-Yes                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

d. R#07-2021 -Resolution for Downtown Revitalization Projects related to the Greater Binghamton Fund award

A motion to approve R#07-2021 was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

Konecny-Yes                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

e. R#03-2021- Appointment of Members to the Refuse Advisory Commission

A motion to approve R#03-2021 and appoint the members was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

Konecny-Yes                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

f. SEQR part 1 regarding LL #01-2021 Prohibiting Recycling Facilities in Industrial Zones

A motion to approve the SEQR part 1, as amended, to include the c2b Susquehanna Area Management Plan was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

Konecny-Abstain                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

g. SEQR part 2 regarding LL #01-2021 Prohibiting Recycling Facilities in Industrial Zones

A motion to approve the SEQR part 2, was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

Konecny-Abstain                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

h. SEQR part 3 regarding LL #01-2021 Prohibiting Recycling Facilities in Industrial Zones

A motion to make a negative declaration under SEQR part 3, regarding LL #01-2021 Prohibiting Recycling Facilities in Industrial Zones

A motion to approve SEQR part 3 was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

Konecny-Abstain                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

i. A motion to approve SEQR part 3 and the addendum to part 3 regarding LL #01-2021 Prohibiting Recycling Facilities in Industrial Zones was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

Konecny-Abstain                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

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j.. R#05-2021-Approval of LL#01-2021- Prohibiting Recycling Facilities in Industrial Zones

A motion to approve R#05-2021-Approval of LL#01-2021- Prohibiting Recycling Facilities in Industrial Zones was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

Konecny-Abstain                      Dorner-Yes                      Warner-Yes                      Burlingame-Yes

**14. Unfinished Business**

a. Health Insurance

A motion to approve the Health Insurance was made by Trustee Burlingame and seconded by Trustee Konecny

Roll Call

Konecny-Yes              Dorner-Yes                      Warner-Yes                      Burlingame-Yes

**15. New Business- None**

**16. 2<sup>nd</sup> Hearing of Visitors- (3) Minute Limit**

Peter Burnett- Comments Re: the approval of #LL#01-2021- Prohibiting Recycling Facilities in Industrial Zones

Tamara- Comments Re: the approval of #LL#01-2021- Prohibiting Recycling Facilities in Industrial Zones

Rocky- Comments Re: the approval of #LL#01-2021- Prohibiting Recycling Facilities in Industrial Zones

Betty-Commended the Attorney for the Village for handling the meeting very well and comments Re: the approval of #LL#01-2021- Prohibiting Recycling Facilities in Industrial Zones

MaryAnn- Comments Re: the approval of #LL#01-2021- Prohibiting Recycling Facilities in Industrial Zones. She also gave a shout out to Bill Huston whom she feels pursued this process.

Craig Stevens-Comments on the outcome of communities working together.

Bill Huston- Comments re: the approval of #LL#01-2021- Prohibiting Recycling Facilities in Industrial Zones and questioned the repeal but feels that incinerators should have been the one repealed, not recycling. Asked when the trees are going to be replaced. Spoke of a recent FOIL he received back and admin privileges to the website. Asked to be allowed to speak on the Village Facebook page.

Donna Mooney- Commended the board on their recent actions

Rocky- Comments re: the decorum being abused at the board meeting

**17. A motion for Trustee Burlingame to preside over the remainder of the meeting was made by Trustee Warner and seconded by Trustee Dorner**

(Mayor Jackson and Trustee Konecny were not present for the remainder of the meeting).

Roll Call

Dorner-Yes                      Warner-Yes                      Burlingame-Yes



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**18. Board Member –Comments**

Trustee Dorner- Comments re: the Trustee’s jobs and to fight for the will of the residents and to make things happen. He thanked his wife, MaryAnn as well as others, for all their efforts in repealing the Recycling Local Law. He commented on the future of the Village and new businesses. Trustee Warner- Trustee Warner canceled the Special Meeting for 2/3 due to being unnecessary as nothing was held over this evening. He commended all members who helped with the repealing of the Recycling Law as well as the public making changes in the election. He gave some information re: a future housing project being planned for the area located above Skye View Apartments. This developer will have a presentation at the next board meeting, 2/15/21. Trustee Burlingame- Comments re: respect and appreciativeness towards all that assisted in the repealing of the Local Law

**19. Executive Session-None**

**20. Adjournment**

A motion to adjourn at 11:00pm was made by Trustee Warner and seconded by Trustee Dorner  
Dorner-Yes                      Warner-Yes                      Burlingame-Yes