



# Village of Endicott

A Quality Community

Linda Jackson, Mayor  
Eileen Konecny, Deputy Mayor  
R. Ted Warner, Trustee  
Patrick Dorner, Trustee  
Nicholas Burlingame, Trustee  
Anthony Bates, Village Manager  
Robert McKertich, Attorney to the Village  
Thomas J. Cerio, Attorney to the Mayor

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## Board Meeting Agenda July 19, 2021

### Order of Business

#### 1. Pledge of Allegiance – Moment of Silence

#### 2. Fire and ADA Compliance Announcement

#### 3. Mayor's Announcements

Had a discussion with Justin Marchuska regarding his landscaping of 1405 E. Main Street. He has been approached by Hoffman carwash.

Parking authority is ordering a study for two four way stops on N. Duane at Jennings and W. Franklin streets.

My grandson and I enjoyed riding the West Endicott carousel with the Wurlitzer.

Continuing with my 'coffee with the mayor' on Fridays.

Thanks to yes leads, tiger ventures, and Endicott Proud for their cleanup efforts before the Dicks open.

Tree committee will have an Arbor Day event at Mersereau Park on October 9, 2021, from 1:00 to 3:00 pm.

My new intern started. Her name is Isabella. Right now, she is going over code violations and attempting to streamline this process.

Anthony and I have discussed ordering a phase 2 for the Kmart property. If we get the dump cleaned up it will have a lot more potential. Phase 2 is being done at the Endicott forging site.

The restaurant pamphlets are now on display at the DMV.

I am starting a code advisory committee.

Gubernatorial candidate Andrew Giuliani came for a visit to learn about Endicott.

The landbank is now ready to sell the 108 Roosevelt property. If they do not find a buyer, they want to deed it to the Village, and we can market it.

My Washington Avenue committee met with our Crime prevention committee for input from the police, fire, code, and Village departments. It was very productive.

With our meetings getting off track at times, I have retained an attorney to help me with restoring decorum and find ways to curb sending like special meetings, etc. No one wants to listen to us

argue. We must find a way to work together for the Village. Problems from last year have been gone over a year. It is time to move on. We have so much going on in the Village now.

A motion to amend the agenda to add a ceremony in front of Trustee comments was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

Presentation to (3) Northside Pool lifeguards.

#### 4. Trustees' Reports

**Konecny**-updated all on the upcoming Village events: 101st Arch Celebration 9/9/21, Apple Fest, 9/18/21, in which applications are now sold out and Arbor Day, 10/9/21. The Visitor Center concerts have been well attended. She attended the PBA meeting.

**Dorner**-Comments re: disagrees with prior statements made by the Mayor

**Warner**-Comments and questions re: several issues such as 10 Washington Ave, coffee with the Mayor and the Washington Ave committees. He attended the CPTED meeting.

A motion to amend the agenda to vote on the new Board Meeting Procedures was made by Trustee Warner and seconded by Trustee Dorner

This motion was Held Over to the 8/2/21 VOE board meeting by Mayor Jackson..

**Burlingame**-congratulated the 2021 Class of UEHS graduates. He met with members of Little Italy re: the GUSTO Festival. Donations can be made to The Heritage Center due to damage sustained during the recent wind storm. Concerts in the Park are being well attended. He thanked all the linemen that restored electricity during the storm. He spoke with the Girl Scout group #30392 re: local government, election process and duties as a Trustee He had a call with the auditor from the State Comptroller' Office and is in agreement to hire an accountant or position of an office auditor. He has had members of the Auxilliary Police ask him to be a liason for the Village board. He suggested looking into a part time secretary for the Village Manager. He met with several people re: a joint venture with the Southern Tier Community Center re: consideration of helping the Center with their stimulus funds. Commented on a noise ordinance. He would like to look into repainting the fish on the Pine St water tank. Commented on the beautiful mural that has been painted of Lisa Iannone. Commented on the additional attorney's name that has been placed on the Village Agenda letterhead.

A motion to remove the Attorney to the Mayor, Thomas J. Cerio from the Village Agenda letterhead was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

#### 5. Village Attorney Report

Comments re: Byrne Dairy, the zoning board has approved the variance and is now in the Planning Board's hands and working on a traffic study with Broome County. Spoke of the process of recouping training expenses when an officer leaves the Village.

## 6. Village Manager Report

The fencing in the Northside Park has been completed at St. Anthony's School. The upper playground equipment, near the Carousel, comes in the end of August, early September. He spoke of a couple grants in progress, the CFA Grant- Planning Grant for the Union District which is the foundation of all the revitalization projects.

He is also working on what is called a Brownfield Opportunity Area Designation for part of Endicott. This is a grant opportunity through the NYS Dept. of State. The description for this grant is neighborhoods or areas within a community that are negatively affected by real or perceived environmental conditions and often underutilized. There are currently 122 study areas in New York State. We are still developing the application and these applications are due by the end of July. We are looking at a 429 acre site, from Vestal Ave to Jackson Ave., Watson Blvd to Main St. and Oak Hill to Odell Ave. Although these areas are not definite yet, these are the ones we are looking at.

## 7. Special Presentations- transcript available

Fire Marshal Brian Botsford- EPAC Marquee & Sign Law

## 8. Public Hearings

Public Comment re: LL# -2021- Planned Urban Development (PUD) Rezoning map # 157.05-5-12, 105 ½ Skye Island Dr.

Sara Campbell, Attorney from Hinman, Howard & Kattell who represents the applicant from the Altura Development along with Anthony Panicchia- she is here tonight to hear and take careful notes on the public comments that are being offered with request to this project. They are working on establishing the cost of various municipal infrastructure.

Anthony Panicchia commented that he will resend the 239 review to the County. Spoke of the tax revenue that the Village would receive if this project goes through and cost sharing between the developer and the Village.

Diane (last name inaudible)- Comments re: Altura Project, water rate increases and questioned the status of a contract between the Village and Mr. Di Francesco.

Michael S. Colella, 121 W. Franklin St,- Comments re: agenda letterhead. Mayor Jackson stated this portion of the meeting is for the Altura Project and these comments will have to wait until the hearing of visitors.

George Fiedler-Comments re: misinformation coming from the Village board and from the media re: this project

A motion to continue the public hearing to the VOE 8/16/21 board meeting at 6:00pm was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

Mayor Jackson- Abstain

Konecny-Absent

Dorner-Yes

Warner-Yes

Burlingame-Yes

## 9. 1<sup>st</sup> Hearing of Visitors

Michael Colella, 524 W Main St-Comments re: the Mayor's Attorney and why his name is on Village letterhead

Rick Mancini & Sue Sines- Comments re: creating a noise ordinance for the Village

Paul Connitt, 104 Walnut St, Binghamton- comments acknowledging the board re: the battle with SunGeel and gave an update to the No Burn Broome group, whom are now called Inspire Broome. They are currently working on (2) projects. One is concerning waste management and the other is centered on Endicott.

Heather Ullmann, 227 Oak Hill Ave-Comments re: noise ordinance and asked again to have either a flashing light, 4-way stop or a stop sign to be placed at the corners of Oak Hill and Jennings St. She suggested removing the on-street parking due to visibility.

Joseph Gallo, 1704 E Main St- Comments re: a corrupt board and work order fines during the snow storm

Alberta Fiori-Gazda, 527 W Main St-Comments re: the location of the proposed Byrne Dairy Fueling Station

Craig Williams, EPD Asst/Chief- Comments re: State laws that the EPD must follow re: noise ordinances & bail reform.

Joe Becker, Jackson Ave-Thoughts re: a large divide between our community. Feels social media between our leaders should not be used as a battle ground and makes us as a Village look very bad. Suggested placing speed bumps on Village roads, spoke of neighborhood watches and absentee landlords who are out of control. Stated the leadership in the Village needs to get on the same page.

Carol Layton, 123 Wilson Ave. Endwell -Opinions re: Byrne Dairy and their proposed location  
Grace Odom- Comments re: Snow fines/work orders during the storm (audio went out during the rest of her comments)

Tom Cerio, Attorney to the Mayor- Comments re: disfunction of Village board meetings and his purpose of being here. Suggested all to stay off social media.

Bill Huston- Comments re: Byrne Dairy and its location. Questioned the status of the Village Charter.

Jessica Bronson-thanked all emergency personnel during the recent outages. Comments re: dried concrete on her property, did not state the address nor the company responsible.

As no one else wished to speak, Mayor Jackson closed the 1<sup>st</sup> hearing of visitors

Trustee Konecny had to leave the meeting at 8:42pm

A 5-minute break was taken by the Board.

## 10. Approval of Minutes

a. VOE 6/7/2021

b. VOE 6/21/2021

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

Roll Call

Mayor Jackson- Abstain

Konecny-Absent

Dorner-Yes

Warner-Yes

Burlingame-Yes

## 11. Bids

a. A motion to rescind the motion made at the May 17, 2021 Board meeting awarding the Snow Removal Equipment Bid to Five Star.

A motion to rescind the motion was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

b. A motion to reject all bids for the Snow Removal Equipment and to rebid the project in 2022.

A motion to reject all bids was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

## 12. Communications for Filing

a. Notice from the EPD Fire Dept re: Northside Pool lifeguards

b. Town of Union Agenda 7/14/2021, Board Meeting 7/16.2021 & Executive Session 7/21/2021

c. Notice from Charter Communications- 7/7/2021

d. Letter from Joshua Nytch re: Storm Cleanup

(Trustee Burlingame commented that this was a very nice letter to the dept)

e. Notice from the NYS Division of Budget re: the ARPA Coronavirus Local Fiscal Recovery Fund

f. Email request from CHOW- 7/21/21, 10-2pm- event to be held in the Blue Lot

A motion to approve all filing was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

## 13. Communications for Action

a. Citizens Campaign- Canvassing Request- EPD approved- **TABLED** (Burlingame)

A motion to acknowledge the letter received was made by Trustee Burlingame

A motion was then made to TABLE this item until the next board meeting on 8/2/21(Burlingame)

b. S. Loder Ave. Block Party Request

A motion to approve contingent on pending cleared results from the EPD was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

Mayor Jackson- Abstain	Konecny-Absent	Dorner-Yes
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Warner-Yes

Burlingame-Yes

c. Airport Improvement Program Grant Offer

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

Roll Call

Mayor Jackson- Abstain

Konecny-Absent

Dorner-Yes

Warner-Yes

Burlingame-Yes

d. Shakespeare Festival- 8/22/2021

A motion to accept the festival application was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

Mayor Jackson- Abstain

Konecny-Absent

Dorner-Yes

Warner-Yes

Burlingame-Yes

e. PBA Tentative Agreement

A motion to accept the tentative agreement between the PBA and the Village of Endicott was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

Mayor Jackson- Abstain

Konecny-Absent

Dorner-Yes

Warner-Yes

Burlingame-Yes

Trustee Warner commented on their 10-point plan that was created this past year. He says they are being proactive and addressing issues prior to them happening as opposed to waiting for them to have already happened. Spoke of the delay between the hiring and training process of an EPD officer and is authorizing the immediate hiring of 2 officers, 1 was approved by the board already and the 2<sup>nd</sup> we are to hire and will now offer a 15k signing bonus for transfers so that the cycle of EPD officers on the street will remain intact.

Attorney McKertich informed Trustee Warner that this particular action item is set further down on the agenda, what they just approved was the PBA Contract, not the Signing Bonus.

f. PeopleReady Agreement

A motion to approve the agreement was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

Mayor Jackson- Abstain

Konecny-Absent

Dorner-Yes

Warner-Yes

Burlingame-Yes

g. SEPP Option Agreement

A motion to accept a negative declaration re: the SEPP Agreement was made by Trustee Warner and seconded by Trustee Burlingame

Roll Call

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

R#38-2021- SEPP Option Agreement

A motion to accept the resolution authorizing the Mayor to enter into an option agreement with SEPP, Inc re: 121 through 125 Washington Ave was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

h. American Rescue Plan Act 2021 (CARES Act)

A motion to accept the 32k Grant was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

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

i. MOU- EPD School Resource Officer Program

A motion to accept the MOU between the EPD and the Union Endicott School was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

j. NYS Public Library Construction Grant

A motion to allow the GFJ Library to apply for the grant was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

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

k. Change Order for the Solids Handling Project

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

Roll Call

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

l. GUSTO Festival Fireworks- 8/27/21

A motion to accept the fireworks application was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

m. MOA Police Recruitment Bonus Payment

A motion to accept the MOU for the Police Recruitment Bonus Payment was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

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

**14. Presentation and Approval of Accounts Payable 7/5/2021      \$1,254,708.63**

<b>GENERAL</b>	<b>\$163,308.77</b>
<b>LIGHT</b>	<b>\$35,666.32</b>
<b>WATER</b>	<b>\$317,237.98</b>
<b>WASTEWATER</b>	<b>\$68326.91</b>
<b>CAPITAL</b>	<b>\$666,633.95</b>
<b>LIBRARY</b>	<b>\$0.00</b>
<b>PARKING</b>	<b>\$713.13</b>
<b>TRUST &amp; AGENCY</b>	<b>\$2,821.57</b>
<b>TOTAL</b>	<b>\$1,254,708.63</b>

A motion to approve was made by Mayor Jackson and seconded by Trustee Dorner

Roll Call

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



**14a. Presentation and Approval of Accounts Payable 7/19/2021 \$1,187,702.84**

<b>GENERAL</b>	<b>\$536,879.84</b>
<b>LIGHT</b>	<b>\$56,931.46</b>
<b>WATER</b>	<b>\$123,034.72</b>
<b>WASTEWATER</b>	<b>\$87,296.69</b>
<b>CAPITAL</b>	<b>\$316,018.93</b>
<b>LIBRARY</b>	<b>\$38,611.69</b>
<b>PARKING</b>	<b>\$1,762.94</b>
<b>TRUST &amp; AGENCY</b>	<b>\$27,166.57</b>
<b>TOTAL</b>	<b>\$1,187,702.84</b>

A motion to approve was made by Trustee Warner and seconded by Mayor Jackson  
Roll Call

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

**15. Resolutions/Local Laws**

a. R#36 -2021- Brownfield Opportunity Area Program

A motion to accept the resolution authorizing the submission of a NYS consolidated funding application and to accept a NYS Dept. of State Brownfield Opportunity Area Program Grant if awarded in the amount of \$300,000 with a 10% local match for a Brownfield Opportunity Area nomination study was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

b. R#37-2021- VOE Amended Credit Card policy

A motion to accept the resolution adopting the amended Credit Card Policy was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

**16. Unfinished Business- None**

**17. New Business**

a. Discussion re: property located at 1405 E. Main St  
Justin Marchuska (owner) has been approached by Hoffman Carwash. Mayor Jackson asked the Board consider how we would allow a car wash at that location because the zoning would have to be changed.

b. Appointment of (2) alternates- (1) Zoning Board & (1) Planning Board  
A motion to appoint Lynda Broadfoot as an alternate to the Planning board was made by Mayor Jackson and seconded by Trustee Burlingame  
Roll Call

Mayor Jackson- Yes	Konecny-Absent	Dorner-Yes
Warner-Yes	Burlingame-Yes	

A motion to appoint David Baker as an alternate to the Zoning board was made by Mayor Jackson and seconded by Trustee Warner  
Roll Call

Mayor Jackson- Yes	Konecny-Absent	Dorner-Yes
Warner-Yes	Burlingame-Yes	

c. Street Supervisor Position-Moved to Executive Session

d. Meeting Procedures- Held Over until the 8/2 board meeting

e. Restaurant Brochure- Mayor Jackson stated they are placed at the DMV, Customer Service and will be placed at the Golf Course. There is concern from the Board that there are a few locations that were missed. Mayor Jackson stated that at the next printing, those missed will be added. She asked that all review and let her know which are missing.

A 5-minute break is being taken by the Board.

**18. 2nd Hearing of Visitors**

George Fiedler-Comments re: BOA Application and feels this is a great idea and that he was in favor of the BOA Application.  
As no one else wished to speak, Mayor Jackson closed the 1<sup>st</sup> hearing of visitors

**19. Board Member Comments-** None

**20. Mayors Comments-** None

**21. Executive Session-** Personnel

A motion to enter into executive session to discuss a potential appointment at 10:02pm was made by Trustee Warner and seconded by Trustee Burlingame

A motion to exit executive session at 11:28pm was made by Trustee Burlingame and seconded by Trustee Warner  
No motions were made in Executive Session

**22. Adjournment**

A motion to adjourn at 11:29pm was made by Trustee Warner and seconded by Trustee Burlingame

Roll Call

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