



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

Regular Meeting August 16, 2021

Order of Business

1. Pledge of Allegiance – Moment of Silence

2. Fire and ADA Compliance Announcement

3. Mayor's Announcements

Attended a Chamber of commerce breakfast. Focus was on the problems we experience in New York State in bringing in and retaining businesses and residents! Found one big help is community events! We need people to gather and work together to help our economy and Village. Eileen and I went to talk to a staff member of Congresswoman Tenney's (in person). We told him some things we need in the Village like new garbage trucks and help with our aged water infrastructure. We have contacted her office many times, so we will see what develops now that we have. The Washington Avenue Revitalization project is progressing. We have the street scape ideas ready for the public, now we are working on the parking lot and ally way. Many people have expressed that security and safety are their main concern. Our police department is help us with our security camera selections. Congresswoman Lupardo has offered to help with the Avenue ones, and we will be seeking donations for the parking lot and ally way cameras. The Town of Chenango is now working with our swat team.

We still have brown water. Other municipalities have a special project fund fee they charge. If we raise rates, we will specify where the money will go. Our 15-million-dollar filter and the new well. Hunt engineering is researching grants for these projects to help with the costs.

We were finally able to take down the two dead trees at the library. This had been in the works since May. But as we were told, everything dies eventually. I want to thank the code department, street department, and both tree companies for helping us preserve safety. As well as the library for paying for this work to be done. Water had damaged the one tree so bad, that the whole middle of the trunk was rotted. I told the library to do whatever needed to be done to protect our Village residents from danger. I thought this would be done in May, but after getting a second tree company involved for additional information, they could not get a time for this work for a couple of months! In the meantime, a large branch fell during that bad windstorm and damaged the new library roof. This would have been a huge liability if the large branches fell on unsuspecting people who patronize the library. We were lucky it was only the roof that suffered. This brought to the attention of the library this must be done now. They were worried someone

could have been seriously hurt or killed. Safety of our citizens is our priority, and my responsibility as mayor.

Arbor Day event will now be at the library on October 9 from 1:00 to 3:00. Pm to plant a Norway spruce and an Oak tree to replace the dead trees taken down.

The homecoming parade is also on October 9 from 9:00 am to 12:00.

The light department announced there is a company who want to come to our Village. They believe it is a bit con facility. While they will use a lot of municipal electric, but we can charge them 3 times what our residents pay and can make money from this company.

Had a zoom meeting with Broome County executive Jason Garnar. His delta strain of COVID is more severe, easier to transmit, and spreads quickly. But as of now, there is no plan to mandate masks, demand vaccinations, or declare a state of emergency. Things may change if the situation changes.

Endicott Rotary is planning to clean up the weeds on the Avenue and maybe the parking lots if time permits. They hope this will inspire more people to get involved!

We desperately need school crossing guards. If interested, contact our human resources office.

I enjoy informing our residents of all the accomplishments being made in the Village, and I feel our residents have a right to know what is going on. I did start posting a 'State of the Village' report on the Village web site. Then I went to posting on my Facebook page daily because I had so much to share. With so many projects demanding the attention of my secretary and myself, I find it hard to report as I wanted to. So, I will be taking my mayor announcements, and anything else relevant, and sending it to my speech writer to go back once again to having the 'State of the Village' posted on the Village web site. Please go to the "Village of Endicott web site" for this information.

4. Trustees'

Dorner-Comments re: Noise at Huron campus, He also called Congresswoman Tenney's office to discuss the infrastructure and water problems and is expecting a call back from them. He posted a question to Mayor Jackson re: a notice being sent to the UESD re: the tobacco license and certain depts. And people being notified.

Konecny- The Endicott Rotary made a very nice donation to the Arch celebration. Apple Fest is coming along nicely. BAE has become a sponsor as well. Spoke with intern from Claudia Tenney's office re: infrastructure and broken water mains.

Warner-

A motion to approve the board meeting procedures was made by Trustee Warner and seconded by Trustee Burlingame

Roll Call

Mayor Jackson- Abstain	Konecny-No	Dorner-Yes
Warner-Yes	Burlingame-Yes	

Trustee Warner asked on an update with Friday Coffee with the Mayor. Mayor Jackson stated that she is having private meetings and coming to her office. He asked for an update on hearing that Starbucks is coming to the Avenue. Mayor Jackson stated that she heard this from someone and he questioned her spreading rumors that are unsubstantiated. He asked on who issued the order to remove the trees at the Library. She stated she did based on the recommendation from the Street dept and how they could have been a hazard to hurt someone. Mayor Jackson stated she sent the board an email in May informing them. Discussion went on re: the resolution that was passed in May. VOE Code and Street determined these were considered an emergency.

Trustee Dorner requested a report from the arborist certifying these trees were not healthy. He questioned the status of the Supervisor position. Attorney McKertich stated this should be discussed in Executive Session.

Burlingame- A reminder the GUSTO Festival and Fireworks is 8/27/21. He thanked the Little Italy coordinators for their efforts. The refuse committee is about ready to bring their proposal to the board. They are planning on keeping the 3 can limit as opposed to changing it to 4, at least for now due to unknown costs. A few things do need to still be worked out. He stated that he gets asked as to why the board debates so much during a public meeting, rather than behind closed doors. Trustee Burlingame stated that there is a NYS law called the Open Meetings Law which prohibits the board from holding these conversations from behind closed doors. Under the Law, the public has a right to attend meetings, listen to the debate and watch the decision making process. He made comments re: the tree removal at the Library. He strongly objects to the Mayor giving the authorization to remove the trees. He asked the Mayor if she intends to follow proper procedure in the future. Mayor Jackson stated that she intends as Mayor, to do whatever is needed to represent the people

A motion to add Jessica Haas, BC Landbank under item #7, Special Presentations was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

A motion to cancel the board meeting for 9/6/2021 was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

A motion to reschedule the Public Hearing until 9/20/2021 at 6:00pm was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

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

5. Village Attorney Report- He is waiting on input from Fire Marshal Brian Botsford re: the Sign Law

6. Village Manager Report- he attended the Washington Ave Committee meeting and should be presenting designs to the public along with their input. He met with the Department of State re: some projects that he is working on. Attended the Light Commission meeting. Met with the Fire negotiation team re: their contract. Spoke of the BAN Renewal and stated it is at the lowest rate since he's been here. He's been working on the Fire department roof replacement project. Sertoma Field improvements are complete. He had a discussion with the State Comptroller re: financial issues. Lastly, he extended a special thank you to Tristan Huff, volunteers and Scout Troop for building the dugouts at Davis Field.

7. Special Presentations

Jessica Haas, BC Landbank- Comments re: Property Disposition
(transcription available)

8. Public Hearings- rescheduled for 9/20/2021 by Trustee Burlingame in the above Trustee comments

9. 1st Hearing of Visitors

George Fiedler- Comments re: board principle, rules and regulations with dispersing news to the public and respecting their thoughts re: the tree removal at the Library

Christine Ellison, 511 Exchange Ave- Comments re: a passed ordinance means nothing as well as trust being broken.

Terri Farrell, 404 Hazel Ave- Comments re: tree removal, importance of trees and recommended an Arborist for some assistance

Carol Layton. 123 Wilson Ave- Comments re: tree removal and appreciated the explanation of the noise that has been heard from Huron

Heather Staley- asked the board to accept the grant money from the NYS Urban Forestry Council. They will send a \$500 check upfront for the Village to hold the Arbor Day Celebration.

She stated once we submit proof the event was held, they will send another \$500. She mentioned they are looking for an Arborist to join the Tree Committee as well as volunteers.

Bill Huston- comments re: the Imperium3 permit and not receiving the environmental impact statement (EIS). He asked about the replacement of 80 trees on the Avenue. He added personal

comments re: COVID. Trustee Warner stated this part of the meeting is for Village business only.

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

10. Approval of Minutes

a. VOE 7/19/2021

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

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

b. VOE 8/2/2021

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

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

11. Bids- None

12. Communications for Filing

a. Town of Union-Agenda, Meetings & Work & Special Meeting-7/14/21, 7/21/21,7/28/21 & 8/4/21

b. Notice from Tioga County re: training reimbursement for a EPD officer

c. Emails from Residents:

Rita Foran (2)-Tree Removal and Social Media posting

Karen Varma- Tree Removal

Debra Washburn- Social Media posting

Nancy Spacek- Tree Removal

d. Imperium3- NY Draft ASF Permit

e. Imperium3 Enhanced Public Participation Plan

A motion to approve all filing a-e was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

Mayor Jackson- Abstain Konecny-Yes Dorner-Yes

Warner-Yes Burlingame-Yes

13. Communications for Action

a. Haylor, Freyer & Coon Contract

A motion to accept the consulting agreement with Haylor, Freyer & Coon was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

Mayor Jackson- Abstain Konecny-Yes Dorner-Yes

Warner-Yes Burlingame-Yes

b. UEHS Homecoming Parade-10/9/21, 10:00am-12:00pm

A motion to approve pending the evaluation from the EPD was made by Trustee Burlingame and seconded by Trustee Warner

Roll Call

Mayor Jackson- Abstain Konecny-Yes Dorner-Yes

Warner-Yes Burlingame-Yes

c. Tree Committee Grant Acceptance

A motion to accept the Tree Committee Grant from the NYS Urban Council was made by Trustee Burlingame and seconded by Trustee Konecny

Roll Call

Mayor Jackson- Abstain Konecny-Yes Dorner-Yes

Warner-Yes Burlingame-Yes

14. Presentation and Approval of Accounts Payable \$638,691.67

GENERAL	\$252,651.42
LIGHT	\$23,371.70
WATER	\$169,449.37
WASTEWATER	\$98,602.65
CAPITAL	\$87,422.03
LIBRARY	\$4,212.69
PARKING	\$656.32
TRUST & AGENCY	\$2325.49
TOTAL	\$638,691.67

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

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

15. Resolutions/Local Laws (next LL# is 5)

a. LL# -2021- Planned Urban Development (PUD) Rezoning map # 157.05-5-12, 105 ½ Skye Island Dr- **Rescheduled for 9/20/2021**

16. Unfinished Business

a. NYSERDA, Clean Energy Grant- Intern request- Mayor Jackson

A motion to accept the intern request was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

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

17. New Business

a. Social Media Policy

A motion to request the social media and Facebook activity report on posts, messages and private messages from 12/1/20 to current was made by Trustee Warner and seconded by Trustee Burlingame

Roll Call

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

18. 2nd Hearing of Visitors

Alberta Fiori-Gazda-questions re: the social media policy and why the policy was necessary.
Personal comments re: Byrne Dairy- feels there are enough gas stations in the area/school and traffic. Asked about the status of the property located at 1405 E Main St- can we make it a little more presentable?

George Fiedler- comments re: the remaining trees, in which are dead, located at the Library
Terri Farrell- comments re: the proposed projects coming into the Village, Byrne Dairy & Imperium³ and suggests we request both a SEQR and an environmental impact statement
Carol Layton- agrees with Teri Farrell re: requesting a SEQR and an environmental impact statement

Christine Ellison- comments re: requesting a SEQR and an environmental impact statement for new businesses coming into the Village

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

19. Board Member Comments

Dorner- comments re: tree removal, Byrne Dairy in which he supports 100%.

Warner-questioned as to why (2) EPD officers have been present at the last two board meetings. Mayor Jackson stated they are salaried and had not been paid overtime. Comments re: Board Meeting Procedures and the (3) amendments to the procedures:

1. Visitors on zoom are allowed to speak during both hearing of visitors at Village board meetings; Mayor Jackson reminded him that she had made the motion approving this at the last board meeting.
2. An accommodation for seating at a table for anyone on the Board who hires an attorney for themselves
3. The official agenda letterhead can only state the Mayor, the Board of Trustees, the Village Manager and the Attorney to the Village

Burlingame- stated they are still exploring the possibility of a Village Noise Ordinance.

20. Mayor's Comments

Mayor Jackson announced they are making progress on the Washington Ave Revitalization. She stated that she would like to combine the Mayor's Advisory Committee and the Washington Ave. Revitalization Committee. Her next meeting is 8/24 at 10:00am.

Trustee Burlingame asked if she was making a resolution to combine the two. She stated no, she would like to organize a joint committee meeting on 8/24. Attorney McKertich stated she cannot combine the two without a resolution. Trustee Warner requested a list of members on her committee. Attorney McKertich mentioned that Board Advisory committees are not subject to the Open Rules Law. If they were to combine the two, it would be more like a public meeting. Mayor Jackson stated she will have a Mayor Advisory Committee meeting and anybody who would to attend, is welcome.

21. Executive Session

A motion to enter into executive session to discuss a potential appointment at 8:14pm was made by Trustee Konecny and seconded by Trustee Warner

Roll Call

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

A motion to exit executive session at 8:40pm was made by Trustee Burlingame and seconded by Trustee Warner

No motions were made in Executive Session

22. Adjournment

A motion to adjourn at 8:40pm was made by Trustee Burlingame and seconded by Trustee Konecny

Roll Call

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