



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 for the Village

Board Meeting October 4, 2021

Order of Business

1. Pledge of Allegiance – Moment of Silence

2. Fire and ADA Compliance Announcement

3. Mayor 1st Comments

Larry Parham, Diversity Professor at Binghamton University has passed away. I want to express my gratitude for the benefit of Larry's teachings. We are fortunate to have a new owner for the Huron Industrial Campus. Phoenix Investors from Milwaukee. We want to welcome Ubiquity Solar works to Endicott. The owners of this company are mindful of our past contamination history. Both Ubiquity and Imperium 3 have expressed the position that they will not be accepting supplies, etc. from overseas companies. Byrne Dairy should be starting construction soon. Endicott Square, the housing Visions affordable housing complex, has started to rent the apartments. SEPP is forging ahead on their preliminary plans for their apartment and mixed-use project on the Avenue. More developers have made confidential inquires for space on the Avenue. Our Village Manager has given an informed report on our DRI progress so far. This would mean an additional ten-million-dollar grant.

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5. Village Manager Report

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6. Attorney for the Village Report

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7. Special Presentations- None

8. Public Hearings- None

9. Resolutions/Local Laws

a. SEQR Review for the Planned Unit Development (PUD) Rezoning of tax map # 157.05-5-12, 105 ½ Skye Island Dr. and the Preliminary Development Plan.

A motion to approve a negative declaration under SEQR parts 1-3 for the Rezoning of tax map # 157.05-5-12, and the Preliminary Development Plan was made by Trustee Burlingame and

seconded by Trustee Dorner

Roll Call

Mayor Jackson- Abstain

Konecny-Yes

Dorner-Yes

Warner-Yes

Burlingame-Yes

b. R#44-2021- Approval of LL#5 -2021- Planned Unit Development (PUD) Rezoning of tax map # 157.05-5-12, 105 ½ Skye Island Dr., and approval of the Preliminary Development Plan.
A motion to approve the resolution for Local Law #5-2021 was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

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

c. Motion to approve the Road Use Agreement between the Village of Endicott and the American Horizons Group, LLC.

A motion to approve pending the Planning Board approval was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

Mayor Jackson- Abstain	Konecny-Yes	Dorner-Yes
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d. R#45-2021- Lead Agency-Endicott Emerging Contaminants

A motion to accept the lead agency for Endicott Emerging Contaminants was made by Trustee Konecny and seconded by Trustee Burlingame

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Mayor Jackson- Abstain	Konecny-Yes	Dorner-Yes
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10. 1st Hearing of Visitors

Jesse Daglio, 123 N Arthur Ave- Questions re: Winter Parking

Bill Huston-personal comments re: Washington Ave Project, new owners of Huron and Ubiquity Solar

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11. Approval of Minutes

VOE 9/20/2021- Held Over (Burlingame)

12. Communications for Filing

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13. Communications for Action

- a. Community Development Block Grant (CDBG) Program Grant Agreement (HVAC & Generator)
- A motion to allow the Mayor to sign the grant application for the CDBG Program Grant Agreement was made by Trustee Burlingame and seconded by Trustee Konecny
- Roll Call

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- A motion to approve was made by Trustee Konecny and seconded by Trustee Burlingame
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Mayor Jackson- Abstain Konecny-Yes Dorner-Yes
Warner-Yes Burlingame-Yes

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14. Bid(s)

- a. A request by VOE Water & WWTP Chief Operators, to receive bids for the Chemicals that serve the needs of the Village of Endicott’s Water, WWTP and Parks Department for the year 2021-2022
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A motion to accept the proposal from Raftelis for the WW Rate Study was made by Trustee Burlingame and seconded by Trustee Konecny

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15. Accounts Payable for Action \$445,928.58

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16. Unfinished Business- None

17. New Business- None

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George Fiedler- statements re: new businesses coming into the Village

Carol Layton- asked if there will be public meetings held for the new businesses coming in as well as Imperium3

Bill Huston- emphasized about the plans for the Avenue Project that he feels they aren't really in view for the public. Suggested trees 1st as opposed to cameras. More comments re: Umbiquity

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19. Mayor 2nd Comments- None

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21. Executive Session- None

22. Adjournment

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VILLAGE OF ENDICOTT

A RESOLUTION R#44-2021 APPROVING LOCAL LAW #05-2021

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 4th day of October, 2021, the following resolution was offered and seconded:

WHEREAS, notice was given that the Village Board scheduled a public hearing for July 19, 2021 at 6:00 p.m. Notice was also given that the public hearing was continued on August 16, 2021 at 6:00 p.m. and September 20, 2021 at 6:00 p.m., for Local Law No. 05 of the Year 2021 entitled "A LOCAL LAW REZONING TAX MAP NUMBER 157.05-5-12 FROM THE SUBURBAN SINGLE FAMILY ZONING DISTRICT TO THE PLANNED UNIT DEVELOPMENT ZONING DISTRICT AND APPROVING THE PRELIMINARY DEVELOPMENT PLAN"; and

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

WHEREAS, the Local Law was referred to the Village Planning Board and the Planning Board has issued a report thereon; and

WHEREAS, the Broome County Planning Department reviewed the Local Law pursuant to GML § 239-m and has issued a report thereon; and

WHEREAS, said public hearing was duly held on the 19th day of July, 2021 at 6:00 p.m., continued on August 16, 2021 at 6:00 p.m. and concluded on September 20, 2021 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 Part 617 of the implementing regulations of the State Environmental Quality Review Act, it is determined by the Village Board of the Village of Endicott that adoption of the proposed Local Law constitutes an Unlisted Action, as defined under said regulations. The Village Board has declared itself Lead Agency and notice was sent to all Involved Agencies. The Village Board has considered the possible environmental impacts of the Local Law. The adoption of said Local Law will not have a significant adverse impact on the environment and the Village Board adopts a negative declaration with respect to the Local Law; and

WHEREAS, the Village Board has considered the review criteria set forth in Section 300-61.7 of the Zoning Code and finds that each of the review criteria are satisfied since additional housing opportunities and economic development will meet the challenge of changing demographic and economic conditions, the law is in conformance with the Comprehensive Plan, and it is in the best interests of the Village as a whole.

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 2021 entitled “A LOCAL LAW REZONING TAX MAP NUMBER 157.05-5-12 FROM THE SUBURBAN SINGLE FAMILY ZONING DISTRICT TO THE PLANNED UNIT DEVELOPMENT ZONING DISTRICT AND APPROVING THE PRELIMINARY DEVELOPMENT PLAN”; 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 at 1009 E Main Street, Endicott, NY on the 4th day of October, 2021. Said resolution was adopted by the following roll call vote:

A motion to approve R#44-2021 approving LL#05-2021 was made by Trustee Burlingame and seconded by Trustee Dorner

Roll Call

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

Dated: October 4, 2021

Village Seal

Anthony J. Bates, Village Manager

VILLAGE OF ENDICOTT

LOCAL LAW NO. 05 OF THE YEAR 2021

A LOCAL LAW REZONING TAX MAP NUMBER 157.05-5-12 FROM THE SUBURBAN SINGLE FAMILY ZONING DISTRICT TO THE PLANNED UNIT DEVELOPMENT ZONING DISTRICT AND APPROVING THE PRELIMINARY DEVELOPMENT PLAN

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

Section 1. Rezoning of Tax Map No. 157.05-5-12

The parcel located at 105½ Skye Island Drive, Tax Map No. 157.05-5-12, in the Village of Endicott shall hereby be removed from the Suburban Single Family Zoning District and shall be added to the Planned Unit Development Zoning District. The area in the approved plan shall be designated as “The Altura at Skye View Heights Planned Unit Development”. The Village of Endicott Zoning Map shall be amended accordingly.

Section 2. Approval of the Preliminary Development Plan

The Village Board of Trustees hereby approves the preliminary development plan, as modified, on the following conditions:

1. That the applicant enter into a Road Use Agreement to protect Village roads during construction of the project.
2. That the installation of a new 8” water main along Jenkins Street, connecting existing water mains between Cornell Avenue and Jamaica Boulevard, for purposes of upgrading the municipal water distribution system for the project shall be performed at the sole cost and expense of the applicant and under the supervision of the Village of Endicott Water Department and Village Engineer.

Section 3. Remainder

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

Section 4. 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 5. 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.

Dated: October 4, 2021

Anthony J. Bates, Village Manager

Village Seal

**RESOLUTION WITH REFERENCE TO THE PROPOSED
VILLAGE OF ENDICOTT, BROOME COUNTY, NY
ENDICOTT EMERGING CONTAMINANTS WATER SYSTEM
IMPROVEMENTS
STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA)
LEAD AGENCY ESTABLISHMENT
R#45 -2021**

WHEREAS, the Village of Endicott (hereinafter the “Village”) proposes to undertake improvements to the Village drinking water treatment facilities, groundwater well sources, develop a new groundwater source and associated distribution system; and

WHEREAS, a Preliminary Engineering Report prepared by HUNT Engineers, Architects, Land Surveyors, & Landscape Architects, DPC recommends improvements to the water treatment system to remove/reduce known contaminate levels within the existing groundwater well sources. The recommended improvements include, but not limited to, the development of a new drinking water source to reduce/eliminate the 1-4 dioxane levels from the water, upgrades to existing water treatment system, and required distribution system improvements to provide improved water quality to the water system customers; and

WHEREAS, the proposed improvements consist of non-agricultural use in one or more Agricultural Districts formed under provisions of NYS Agriculture and Markets law; and

WHEREAS, various regulatory, funding and public approvals will be needed in the planning and development of the proposed improvement projects:

NOW, THEREFORE, LET IT BE RESOLVED THAT:

1. The Village Board of the Village of Endicott determines pursuant to Article 8 of the Environmental Conservation Law and the regulations contained in 6 NYCRR Part 617, hereafter called SEQRA, that the proposed project is a Type I action under SEQRA, and therefore a Full Environment Assessment Form (FEAF) must be prepared.
2. The Village Board declares its intent to establish itself as lead agency in the coordinated review of this action;
3. The Village Manager or agent of the Village shall notify all Involved Agencies of the Village’s intention to designate itself lead agency.
4. A coordinated review will be performed.
5. This resolution shall take effect immediately.

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 at 1009 E Main Street, Endicott, NY on the 4th day of October, 2021. Said resolution was adopted by the following roll call vote:

A motion to approve R#45-2021 was made by Trustee Konecny and seconded by Trustee Burlingame

Roll Call

Mayor Jackson- Absent

Konecny-Yes

Dorner-Yes

Warner-Yes

Burlingame-Yes

Dated: October 4, 2021

Village Seal

Anthony J. Bates, Village Manager

JANICE ORLANDO

From: LINDA JACKSON
Sent: Tuesday, October 05, 2021 1:45 PM
To: JANICE ORLANDO
Subject: Long version of announcements

MAYOR'S ANNOUNCEMENTS OCTOBER 4TH

Larry Parham, diversity professor at Binghamton University, passed away. He was a very perceptive man who taught us 'you do not know what you do not know'. Prejudice is not new to our Village. Years ago, businesses advertised job openings, yet declared 'Italians need not apply'. I want to express my gratitude for the benefit of Larry's teachings.

We are fortunate to have a new owner for the Huron Industrial campus. Phoenix Investors from Milwaukee. This company seems invested in promoting and advancing the campus with clean energy technology companies. I believe this company is just what our area needs.

We want to welcome Ubiquity Solar works to Endicott. The owners of this company have expressed interest in our community and are mindful of our past contamination history. They will do everything they can to remain a clean and green technology company. Along with Imperium 3 and BAE, we can expect to see these companies' suppliers, sub contactors and customers occupy space at the Huron campus. With the diversity of many different companies, we are not relying on just one big company like we did with IBM for our economy.

Both Ubiquity and Imperium 3 have expressed the position that they will not be accepting supplies, etc. from overseas companies. Everything will be done here! Byrne Dairy should be starting construction soon.

Endicott Square, the housing Visions affordable housing complex, has started to rent the apartments.

SEPP is forging ahead on their preliminary plans for their apartment and mixed-use project on the Avenue.

More developers have made confidential inquires for space on the Avenue.

Our Village Manager has given an informed report on our DRI progress so far. This would mean an additional ten-million-dollar grant!

Washington Avenue revitalization project is progressing. Anthony and Chris came up with a fantastic new street scape. Anthony Paniccia assisted me with my

drawing of the parking lots and alley ways. We need as many people as possible to stop in the rotunda to see some of the ideas being presented. People have waited a long time and want to know we are working on this. I want to thank my committee member, Matt White, for stepping in for me with the TV reporter when she wanted to see the display in the Rotunda. He has been a big help with researching many aspects of this project.

A group from the Arts council came to talk about the art park associated with the Binghamton fund grant. This may go in the parking lot behind the new SEPP apartment building. We will have more on this soon.

Security and safety are our priority for the Washington Avenue project. We are researching cameras for the Avenue as well as the parking lots and alley ways. Other cameras for around the Village have been discussed. New and brighter lighting in all these areas will hopefully add an additional - more secure- feeling. Also on our priority list is our school students. Jennie F. Snapp school is having a problem with so many parents driving their students to and from school. With COVID concerns, the number of cars at the school has increased. Several remedies are being considered. But one that we can implement now is a designated crosswalk in front of the school at the front main doors. While striping paint is on back order, we will start this as soon as we can. Flashing lights, signs, and a push button for students crossing the street are being ordered.

Our Village attorney and police chief have been working on adjusting our noise ordinance. Our Village attorney can explain changes more accurately. However, if the complainants are not willing to sign a complaint, our police still cannot issue a violation unless they happen to hear the noise.

I want to thank Huron President, Chris Pelto, for coming to the last board meeting and speaking about the steam noise at Huron.

At our last board meeting, I provided proof and answers to many accusations made over the past year and a half. While I do want to get out the facts, I now realize many of our constituents do not consider this arguing a pleasant spectator sport. Arguments should be handled outside the boardroom as I was reminded in my classes I recently took at the mayor's conference. So, from now on I will concentrate on business at our board meetings, and not answer any accusations. I am in my office from 8:30 am to at least 2:00 pm weekdays and my email is on the web site if anyone wants to talk.

We have many new and exciting projects coming to Endicott. Endicott is looking at a bright future.

Linda

