

**REGULAR MEETING  
VILLAGE OF ENDICOTT  
BOARD OF TRUSTEES  
SEPTEMBER 11, 2018  
6:30pm**

**Mayor: John Bertoni**

**Attorney: Charles H. Collison**

**Clerk/Treasurer: Anthony Bates**

**Trustees: Dave Baker, Cheryl Chapman, Eileen Konecny, Larry Coppola**

**ORDER OF BUSINESS:**

**1. Pledge of Allegiance- Moment of Silence- Announcement of Fire and ADA Compliance**

**2. Mayor's Announcements**

Upcoming Events:

AppleFest 9/15 on Washington Ave.

Homecoming Parade-9/29

Restaurant Week-9/25-10/4 to benefit Marcy House

Primaries are this Thursday

Property located at 103 Hill Ave. will be taken down on 10/3 (next to Butchko's)

**3. Approval of Minutes**

VOE 6/12/18

VOE 7/10/18

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

Ayes -4

Nays -0

Absent -0

**4. Public Hearing(s) -None**

**5. Department/Committee Reports**

Trustee Konecny informed us that the AppleFest, 9/15/18, will have 100 vendors and 5 bands  
Trustee Chapman stated that she is working on updated the Employee Handbook and would like to discuss some things with the Mayor as well as using a computer at the Village.

**6. Hearing of Visitors**

1. David **Jacobis**, High Ave- Comments re: Ideal Senior Living Center and their agreement with the Village re: trucks on this road between 11am-6pm. Mayor Bertoni thinks the agreement may have been in 1986. He is looking to have a new ordinance drawn up and Attorney Collison suggested getting 75% of the homeowners on the block. Trustee Coppola suggested to 1<sup>st</sup> look for the prior agreement and then have the Mayor type up a letter to see if we can get some cooperation from the corporation.

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As no one else wished to speak, Mayor Bertoni closed the hearing of visitors

**7. Bid(s)-**

1. A request from WWTP Chief Operator, Philip Grayson to purchase a New Vehicle  
A motion to approve was made by Trustee Chapman and seconded by Trustee Baker

Ayes –4                      Nays –0                      Absent -0

2. A request from Water Chief Operator, Kevin Pero requesting to hire Hunt Engineering to survey VOE water- **HELD OVER**

Trustee Coppola suggested the wording to be amended to say to hire Hunt Engineering to survey the VOE water or to say hire an Engineering firm contracted through a grant to do a more extensive review. Chief Operator Kevin Pero stated that a letter is being sent to Senator Akshar asking for possible funding through a grant. There was much discussion by the Trustees asking if Hunt was going to charge the VOE to get this preliminary plan together. Trustee Coppola made the motion to table this item until they have more information, Trustee Konecny seconded.

**8. Communications**

**1. Filing**

a. TOU 7/18/18  
BCAOTV 6/21/18

- b. Notice from UEHS and its current board members 2018-19
- c. Notice from Charter Communications (3)
- d. Notice from NYSDEC re: Project Route 17C
- e. notice from NY Council 66 re: Janus vs AFSMCE Council 31
- f. Notice from NYS re: filing of LL#17-02
- g. Email from NYSDOT re: TOU Sign Regulations
- h. Notice from NY Dept of State re: DRI Initiative
- i. Notice from BC Soil & Water Conservation
- j. Notice from BC Board of Elections
- k. Notice from NYS County of Broome Offices re: Youth Bureau Director
- l. Notice from the Governor's Office re: Desk Audit and Onsite Monitoring Results
- m. Notice(s) from Homeland Security re: Explosive Detection Canine Team Grant & Tactical Team Grant
- n. TOU Review Submission Form Re; Amendment to Article 52 Sign Regulations

A motion to approve all communications was made by Trustee Chapman and seconded by Trustee Baker

Ayes –4                      Nays –0                      Absent -0

**2. Action**

- a. GFJ Library Construction Grant
- b. Block Party Request- Central UMC- 9/9/18

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- c. Tigers Youth Football/Cheer Request- Aug2018-Oct2018
- d. Halloween 13K Request- 10/27/18
- e. St. Joseph's Bazaar Request- 9/7-9/9/18
- f. AppleFest/Open Container waiver fee- 9/15/18
- g. Stop Loss Quote
- h. FAA Grant-Runway 321
- i. AFSCME Agreement
- j. Required 1095 reporting- BenefitScape
- k. NYSDOT information re: Safety Improvements- refer to VOE Engineer, Kent Rapp
- l. UEHS Homecoming Parade- 9/15/18
- m. Request from Chief Operator, WWTP, Phil Grayson for the Mayor to amend & sign the Engineering Planning Grant2018-03 Task Order
- n. Request to replace (2) case backhoes- Water dept.

A motion to approve all action items a-n was made by Trustee Konecny and seconded by Trustee Coppola

Ayes -4                      Nays -0                      Absent -0

**9. Presentation and Approval of Accounts Payable -07/24/18    \$624,253.40**

GENERAL	\$165,973.63
COMMUNITY DEVELOPMENT	\$0.00
LIGHT	\$115,111.67
WATER	\$175,279.39
WASTEWATER	\$78,272.98
CAPITAL	\$62,709.70
LIBRARY	\$25,779.11
PARKING	\$986.92
TRUST & AGENCY	\$140.00
<b>TOTAL</b>	<b>\$624,253.40</b>

**9a. Presentation and Approval of Accounts Payable -08/14/18    \$971,956.27**

GENERAL	\$447,514.14
COMMUNITY DEVELOPMENT	\$0.00
LIGHT	\$58,484.84
WATER	\$225,650.35
WASTEWATER	\$98,390.41
CAPITAL	\$65,599.10
LIBRARY	\$1,004.39
PARKING	\$1,819.36
TRUST & AGENCY	\$73,493.68
<b>TOTAL</b>	<b>\$971,956.27</b>

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**9c. Presentation and Approval of Accounts Payable –08/28/18    \$305,400.78**

GENERAL	\$150,375.30
COMMUNITY DEVELOPMENT	\$0.00
LIGHT	\$94,852.74
WATER	\$17,367.15
WASTEWATER	\$22,706.09
CAPITAL	\$40.01
LIBRARY	\$19,693.94
PARKING	\$365.55
TRUST & AGENCY	\$0.00
<b>TOTAL</b>	<b>\$305,400.78</b>

**9d. Presentation and Approval of Accounts Payable –9/11/18    \$979,112.94**

GENERAL	\$421,140.,13
COMMUNITY DEVELOPMENT	\$0.00
LIGHT	\$40,817.77
WATER	\$105,636.98
WASTEWATER	\$82,396.24
CAPITAL	\$290,552.17
LIBRARY	\$949.39
PARKING	\$1,061.34
TRUST & AGENCY	\$36,558.92
<b>TOTAL</b>	<b>\$979,112.94</b>

A motion to approve (4) accounts payables was made by Trustee Baker and seconded by Trustee Konecny

**10. Resolutions**

R#18-26- Village of Endicott Court Audit 2016/2017

A motion to approve R#18-26 was made by Trustee Konecny and seconded by Trustee Chapman

Roll Call            Ayes –4                      Nays –0                      Absent -0  
                          Baker –Aye    Konecny –Aye    Chapman-Aye            Coppola – Aye

R#18-27- JCAP Grant (up to \$30,000.00)

A motion to approve R#18-27 was made by Trustee Coppola and seconded by Trustee Konecny

                         Ayes –4                      Nays –0                      Absent -0

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Roll Call

Baker -Aye      Konecny -Aye      Chapman-Aye      Coppola – Aye

**11. Unfinished Business**

R#18-28-MOU- Police Benevolent Association

A motion to approve a resolution R#18-28 was made by Trustee Chapman and seconded by Trustee Baker

Ayes –4                      Nays –0                      Absent -0

**12. New Business**

New motions presented by Trustee Coppola:

1. The VOE Board requests that VOE Attorney contact and retain for consultation specialists for blighted properties specifically the Kmart Plaza
  - a. any and all liability issues to private or public developers, any backers or enablers of same; issuers of permits and the municipality
  - b. remedial work that would reduce or eliminate legal exposure or possible and practical uses in its present state
  - c. Identification of present existing infrastructure within the compromised area and ramifications of necessary repairs or upgrades of the same both in a legal and environmental arena
  - d. The Board understands and approves any participants needs for confidentiality in this participation and dissemination of information provided although openness with full disclosure is preferred.  
The Board requests bi-weekly updates with definitive dates for consultation to be established by Nov 1, 2018

Attorney Collison stated that he has been uncomfortable with the Village taking title to said property for various reasons. In his opinion, Broome County does not have an expert lawyer in remedial properties. There are specialists in Syracuse but we would have to know how much the fee would be and that it would be open to the public because this is a very serious issue. Attorney Collison asked for parameters that the Village would approve for them to come here and speak. He also suggested we may have to get others involved such as our Congressmen or even Federal assistance.

Trustee Coppola would like to amend the resolution that this will become into effect after establishing such study.

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A motion made by Trustee Coppola to request that the VOE Fire dept. immediately provide a listing of violations at 1802 E. Main St and that a copy of the report is to be provided to each Trustee by Oct 11, 2018 and any violations are to be brought to the attention immediately to the owner of the property.

The Board insists all legal and procedural filing and paperwork regarding this matter are pursued, filed and mailed immediately.

A motion to approve was made by Trustee Coppola and seconded by Trustee Chapman

Ayes –4

Nays –0

Absent -0

A motion made by Trustee Coppola requests that the Village Board would empanel a committee to be known as the Washington Ave. Beautification Committee. Washington Ave. is to be defined as the Avenue and 1 block both East and West of all bisecting streets. The Committee will be responsible for:

Research, placement and costs of pet stations, public garbage cans considering durability recycling pickup and presentation, reports and recommendations are required by 10/9/18.

The Board will provide \$3,000.00 and a workforce for initial implementation. The Committee will also research bus routes, stop shelters and alternatives: greenery, trees, bushes, firs, potted etc. A report of progress will be made on 10/23/18.

Note: these items are for research and informative. No recommendations are to be made.

Finally the committee will compile a database of Washington Ave. It will consist of owners of buildings, tax history, occupancy, potential and present level, and businesses and vacancies.

The committee is to be enpanelled by a board member, a representative of the Avenue and 3 other citizens and the committee is responsible for any forthcoming reports, recommendations etc. The committee may call on additional volunteers and sources to fulfill its mandate.

**Mayor Bertoni is tabling this motion.**

Trustee Coppola made a motion to amend the VOE meeting schedule for the remainder of 2018 and the year 2019. The motion requires planning scheduling and public notification of the VOE board meeting on:

9/25; 10/9; 10/25; 11/13; 11/27 and 12/11/18 and is requesting an informal public meeting with no agenda on 12/18 to honor public employees and offer holiday greetings to all. Included in this motion, that the VOE Swearing In Ceremony (time to be determined) be on 1/1/19 and on 1/8/19 to be an introductory meeting and 1/22/19 an Organizational meeting. Trustee Chapman stated that the Organizational should be on 1/1/2019.

**Mayor Bertoni tabled this motion.**

Trustee Coppola made a motion to call for an emergency board meeting on 9/25/18.

Trustee Chapman seconded the motion.

Ayes –4

Nays –0

Absent -0

Trustee Coppola inquired to Attorney Collison re: the (2) tabled motions and to whether they will be heard at the emergency board meeting or the next VOE board meeting. Collison replied that it will be on the 10/9/18 regular board meeting.

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**13. Second Hearing of Visitors**

1. Linda Jackson, 209 E Franklin St. Endicott- Comments re: to possibly returning to (2) board meetings a month
  
2. Ted Warner, Endicott- Suggested an environmental attorney re: Kmart Plaza; asked where the funding of the Library grant would come from. Trustee Chapman stated the State. He asked about the status of the cell tower at the Golf Course. Trustee Chapman stated that they were not able to get it together. Discussions with our Attorney will be in progress as to whether the cell tower will even be efficient. Mr. Warner asked if the AppleFest is a Village sponsored event. Trustee Konecny answered no, it is sponsored by the DEBA. He asked if the streets and sidewalks will be swept. Trustee Konecny stated that the streets will be but the sidewalks may not, depending on our manpower.
  
3. Cynthia Totolis, Lincoln Ave-Comments re: Washington Ave. cleanup. She asked if we could place more garbage cans on the Ave. She suggested that we get a professional to look up owners. Mayor Bertoni stated that our Code dept has this information. She recommended VOE employees start early to sweep Washington Ave.
  
4. John Visser, Prospect St. Endicott- Comments re: the approvals of the VOE accounts payables

As no one else wished to speak, Mayor Bertoni closed the hearing of visitors

**14. Executive Session**

A motion to enter into executive session at 7:58pm was made by Trustee Konecny and seconded by Trustee Coppola

A motion to exit executive session at 8:18pm was made by Trustee Chapman and seconded by Trustee Konecny

A motion was made Trustee Coppola to permit Asst/Chief Craig Williams to apply for a waiver for the NYS Retirement system and seconded by Trustee Chapman

**15. Adjournment**

A motion to adjourn at 8:20pm was made by Trustee Coppola and seconded by Trustee Konecny

Ayes –4

Nays –0

Absent -0

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**Janice Orlando  
Deputy Clerk/Treasurer**

Tape(s) are available for review in the Deputy Clerk/Treasurer's Office

cc.

PGarey@endicottpd.org  
John Coyle/Street/Central Garage/Parks Supervisor  
Joe Griswold/Fire Chief  
Kevin Pero/Water Supervisor  
Gerard Corprew/Gerarda@crosslink.net  
David George/ Light Superintendent  
en.seth@4cls.org  
Town of Union- Lenny Perfetti  
Village of Johnson City (Tom Johnson & Diane Salva)  
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