

**REGULAR MEETING
VILLAGE OF ENDICOTT
BOARD OF TRUSTEES
SEPTEMBER 21, 2020
7:00pm**

Mayor: Linda Jackson

Attorney: Robert McKertich

Village Manager: Anthony J. Bates

Trustees: Cheryl Chapman, Eileen Konecny, R. Ted Warner & Patrick Dorner

ORDER OF BUSINESS:

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

2. Mayor's Announcements

Mayor Jackson mentioned that there have been many questions re: VOE Garbage Law. She stated this is a State Law as well as a Village Law and we can be fined if we do not start enforcing this law. She has attended several new business openings. They are starting a community outreach program for the children. She is making arrangements for the 100th Celebration for the Arch. The dead ash trees at Huron are being removed. Consultants are being chosen for the Main St Grant. Mayor Jackson commented that the Hearing of Visitors section will be placed after the payment of bills on the agenda.

Meeting Procedures were discussed and Trustee Warner asked if the new additions have been added. Mayor Jackson stated yes. Trustee Warner asked if his recommendations had been considered and Mayor Jackson stated they could discuss changes one by one.

He asked how will the public be made aware of the changes. Mayor Jackson stated we could place on our website or they can look into the NYCOM site. He stated that NYCOM is not a governmental agency, they provide suggestions only. He asked re: Special Meetings that they could be called by the Mayor or any Trustee upon notice but the law states that it is the Mayor or any 2 Trustees. Mayor Jackson stated out attorney recommended we change the procedures.

A motion to hold this item over was made by Trustee Warner and this will be placed on the next agenda under Old Business. Trustee Warner stated he will contact the Mayor and set up a time to meet with her to discuss Meeting Procedures.

3. Committee Reports

Konecny- Trustee Konecny has been attending the entertainment at the Visitor Center

Dorner- Trustee Dorner has met with the Village Manger re: the protest petitions

Chapman- Trustee Chapman has been working on the bottle bill (aka the container act). She has also been working on the Bottle bill & Glass Recycling facility. Trustee Chapman announced that the Village has signed up for the Clean Energy Communities Program and the application is being reviewed. Trustee Chapman has been researching Solar Energy benefits through a webinar and other webinars involving Brownfield Grants. Trustee Chapman has attended a few ribbon cuttings for new businesses. She has been meeting with our Code Enforcement re: absentee landlords and other violations. She is trying to set a Code Day with our Village Court.

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Warner- Trustee Warner stated that the petition reports are finally at the point that our Attorney is satisfied with them. He spoke of the Main St Grant and the Gateways involved. The applications are being reviewed to choose a consulting firm.

4. Public Hearing(s)- None

5. Approval of Minutes

VOE 9/9/20

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

Ayes -4

Nays -0

Absent -0

6. Bid(s)

A request by VOE Water & WWTP Chief Operators, to receive bids for the Chemicals that serve the needs of the Water, WWTP and Parks Dept. of the Village of Endicott for the year 2020-2021

A motion to receive bids for the VOE Chemicals was made by Trustee Chapman and seconded by Trustee Konecny

Ayes -4

Nays -0

Absent -0

7. Communications for filing

a. TOU Meeting 9/2/20 & Agenda 9/4/20 & 9/16/20

b. VOE Parking Authority Minutes 8/26/20

c. TOU- Public Hearing Notice 2020-2024 Consolidated Plan and FFY 2020 Annual Action Plan (packet available in Village Manager's Office for review)

d. Letter of Resignation from the Zoning Board- R. Mallozzi

e. 239 Review- Chelo's Delaware Market

A motion to place this under filing was made by Trustee Chapman and seconded by Trustee Dorner

Ayes -4

Nays -0

Absent -0

8. Communication for Action

a. Thoma Consulting -RFP Award-Main St Grant

A motion to approve subject to receiving a more formal agreement from Thoma was made by Trustee Konecny and seconded by Trustee Chapman

Ayes -4

Nays -0

Absent -0

b. Logan Concession Stand Repairs- No action due to not having all the information , this will be placed on the next board meeting agenda

c. 239 Review- Chelo's Delaware Market

A motion to place this under filing was made by Trustee Chapman and seconded by Trustee Dorner

Ayes -4

Nays -0

Absent -0

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c. VOE Street- Permission to sell a 2009 Chevrolet 3500 HD with plow to auction
A motion to approve was made by Trustee Chapman and seconded by Trustee Dorner
Ayes –3 Nays –0 Absent -0
(3 votes only due to Trustee Konecny having to leave the room)

d. Airport Ground Lease Agreement
A motion to approve the agreement with Cost of Air Service, LLC was made by Trustee Chapman and seconded by Trustee Konecny
Ayes –4 Nays –0 Absent -0

e. Request from VOE Fire Chief Griswold re: an Internship
A motion to approve was made by Trustee Chapman and seconded by Trustee Konecny
Ayes –4 Nays –0 Absent -0

9. Presentation and Approval of Accounts Payable –\$1,099,248.33

GENERAL	\$545,902.34
COMMUNITY DEVELOPMENT	\$0.00
LIGHT	\$175,170.03
WATER	\$129,357.69
WASTEWATER	\$135,449.60
CAPITAL	\$90,576.70
LIBRARY	\$20,007.16
PARKING	\$694.72
TRUST & AGENCY	\$2,090.09
TOTAL	\$1,099,248.33

A motion to approve was made by Trustee Konecny and seconded by Trustee Chapman
Ayes –4 Nays –0 Absent -0

10. Hearing of Visitors

Amanda Smith- Comments re: protest petition signatures-feels these do not include “tons” of people that cannot sign them. Would like to actually hear from the supporters of SunGeel. Mentioned in-person meetings, feels the board is trying to distance themselves from the public in a personal way.
Nick Burlingame, 117 Cornell Ave-concerned the protest petitions were rushed because of the board’s ultimatum at the last board meeting. He worries it could leave the Village open to liability. He encouraged the board to rescind the recycling Local law. He feels the new meeting procedures are designed to hinder public participation.
Dr. Connitt- Clarification of the SunGeel process of being an incinerator. The process being used is what the public disapproves of.
Peter Burnett- asked the question on how much the Village has spent on legal services vs the budgeted amount.

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(Inaudible/muffled on 2nd comments)- he would like to see the law rescinded and feels the public should be allowed to speak.

Teresa Farrell, 404 Hazel Ave-Comments re: SunGeel and a letter written by Frank Evangelisti ,County Planning Commissioner requesting recommendations that were made to the Village board. Asked the Board to rescind the law

Ellen Tiberi- Comments re: clarification of team members of the No Burn Broome Team- they do wish for new business and new industries in the Village. They just do not want businesses that burn their useless parts in Broome County. Suggested discussing ideas with Empire State Development. They oppose any business that burns or incinerates.

11. Resolutions/Local Laws- None

12. Unfinished Business

a. Protest Petitions

A motion to accept the resolution re: the petitions was made by Trustee Chapman and seconded by Trustee Warner

Ayes –4 Nays –0 Absent -0

b. LL#20-20 -Repealing of LL#20-18- Motion failed

A motion to repeal this local law and go through the SEQR review was made by Trustee Dorner and seconded by Trustee Warner

Ayes –2 Nays –3 Absent -0

Roll Call

Mayor Jackson-No Chapman – No Dorner -Yes
Warner- Yes Konecny-No

Trustee Dorner stated he is really disgusted with the trickery on the repealing of LL#20-18. He feels our Attorney is going to have a busy few months due to a lawsuit coming from the No Burn Group, he states it is going to happen and that he is happy to assist the group in any possible way. He feels the protest group will do an article 78.

Trustee Dorner stated that this vote tonight was clearly against the recommendation of the Village Attorney through an email. Our Attorney stated Trustee Dorner’s comment is against attorney-client privilege and held confidential.

Trustee Warner stated this issue has been going on since February 2020, when this becomes effective, he feels there can be an unlimited number of battery recycling facilities that can move into our industrial district. He has not spoken to 1 person in favor of this battery incinerator. He feels business owners cannot speak out due to retaliation against their business.

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13. New Business

14. Executive Session-None

15. Board Member Comments- Made under item 12-b

16. Adjournment

A motion to at 9:15pm was made by Trustee Konecny and seconded by Trustee Chapman
Ayes –3 Nays –1(Warner) Absent -0

**Janice Orlando
Deputy Clerk/Treasurer**

Transcript is available for review in the Deputy Clerk/Treasurer's Office

cc.

PGarey@endicottpd.org
Brett Manchester/Street/Central Garage/Parks Supervisor
Joe Griswold/Fire Chief
Kevin Pero/Chief Water Operator
Gerard Corprew/Gerarda@icloud.com
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