

**REGULAR MEETING  
VILLAGE OF ENDICOTT  
BOARD OF TRUSTEES  
MARCH 26, 2019  
6:30pm**

**Mayor: John Bertoni**  
**Attorney: Charles H. Collison**  
**Village Manager: Anthony J. Bates**  
**Trustees: Cheryl Chapman, Eileen Konecny, Larry Coppola, Linda Jackson**

**ORDER OF BUSINESS:**

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

**2. Mayor's Announcements**

Winter Parking Rules will end on 4/1/19

Village Yard Waste Pickup will resume on 4/5/19- Weather permitting

Endicott Visitor Center will be hosting a Spring Sip n Shop on 4/11/19

Village Offices will be closed 4/19/19 in Observance of Good Friday. There will be regular garbage pickup all week but no yard waste pickup on 4/19/19

The Mayor attended a Q & A regarding Safety and Stop signs at CFJ

Next Village Board Meeting is 4/9/19

**3. Approval of Minutes**

VOE 3/12/19

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

Ayes -4

Nays -0

Absent -0

**4. Public Hearing(s)**

Public Comment re: Amendments to Village Code(s)

As no one wished to speak, Mayor Bertoni closed the public comment

Call for a Public Hearing on April 9, 2019 re: LL #19-11 Property Tax Cap Override

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

Ayes -4

Nays -0

Absent -0

Call for a Public Hearing on April 9, 2019 re: VOE Tentative budget 2019-20

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

Ayes -4

Nays -0

Absent -0

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**5. Department/Committee Reports**

Trustee Coppola requested more information re: PILOT Program. He asked Attorney Collison if we were able to place any riders on a PILOT and Attorney Collison answered by saying absolutely not. Trustee Konecny attended a Chugnut Trail meeting. Ideas are being thrown around for the Apple Fest. Trustee Jackson attended the water board meeting. Flowers and baskets have been ordered for the Avenue. She commented on the fact there are no PVC's in the Village, which she felt residents would like to hear.

Trustee Chapman attended a Code meeting and mentioned they are trying to update several codes in the Village. She mentioned that the reconstruction of the airport runway is underway.

**6. Hearing of Visitors**

Mark Heefner, Deputy Commissioner from the Greater Binghamton Airport with some comments from Broome County Executive regarding the State of the County.

Highlights:

Elimination of lighted properties for development projects and new housing initiative

Broome County of Veterans Services Agency Project

Broome Tioga Workforce is expanding its opportunity impact program

Launching of the Operation Clean Sweep Program

Public Safety System Upgrade

John Visser, address not given- Comments regarding items for pickup on garbage day. He questioned an item under filing, Notice from the State Comptroller- Fiscal Stress Score. Village Manager Anthony Bates, answered by stating that the Village is under no designation from the State re: the Fiscal Stress Score. We also have a environmental stress score which is also part of the score and we just hit the threshold which there is a formula for which puts us at moderate environmental stress. The formula consists of the following: population, poverty rates, age, tax base, income, unemployment and state and federal aid.

Ted Warner, 18 Nanticoke Ave- Comments re: garbage receptacle amendments

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

**7. Bid(s)**

At the request of Hunt Engineering, that the award for the Police Range Project be awarded to the low bidder from Marchuska Brothers in the amount of \$253,300.00

Present at the bid opening were representatives from Marchuska Brothers, Bionco Builders, Also present were Aaron Vergason from Hunt Engineers and Janice Orlando, Deputy Clerk Treasurer- Village of Endicott

Bids were publicly opened on 03/07/2019 at 2:00pm, the following bids were received:

Marchuska Brothers-                 \$253,300.00

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Bionco Builders- \$268,570.00

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

Ayes –4                      Nays –0                      Absent -0

At the request of VOE Engineering Dept, the Concrete/Sidewalk bid is awarded to the low bidder from R. B. Magliocca in the amount of \$28,750.00

Present at the bid opening was a representative from Joseph Hovancik, R. B. Magliocca. Also present were VOE Engineering Dept, Cameron Williams and Janice Orlando, Deputy Clerk Treasurer-Village of Endicott

Bids were publicly opened on 03/21/2019 at 2:00pm, the following bids were received:

R. B. Magliocca- \$28,750.00

Albert Torto Constr. \$30,840.00

G. DeVincintis & Son \$37,950.00

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

Ayes –4                      Nays –0                      Absent -0

**8. Communications**

**1. Filing**

a. Minutes from the following:

TOU Agenda 3/20/19

b. Sertoma Insurance Certificate effective 7/1/18-7/1/19 (updated due to expiration)

c. Notice from the State Comptroller- Fiscal Stress Score

d. VOE Preliminary budget 2019-20

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

Ayes –4                      Nays –0                      Absent -0

**2. Action**

a. CDBG 2020 Funding Allocation Request-Exchange Ave. Reconstruction Project

(A personal comment from the Mayor –he stated that we are spending over 100k on the Carousel and that he would like to see a new playground area somewhere in the future. Parks, fencing and safety reasons are part of the CDBG funding allowments)

A motion to authorize the Mayor to sign the request was made by Trustee Konecny and seconded by Trustee Chapman

Ayes –4                      Nays –0                      Absent -0

b. 4<sup>th</sup> Amendment CDBG-DR Water Interconnection to Vestal

A motion to authorize the Mayor to sign was made by Trustee Chapman and seconded by Trustee Konecny

Ayes –4                      Nays –0                      Absent -0

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c. WWTP- Engineering Planning Grant

A motion to approve and authorize the Mayor to sign was made by Trustee Chapman and seconded by Trustee Jackson

Ayes –4                      Nays –0                      Absent -0

d. VOE Drug & Alcohol Testing Policy

(Trustee Coppola asked if at some point this policy will be amendable due to marijuana becoming testable. Attorney Collison said yes it would be)

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

Ayes –4                      Nays –0                      Absent -0

A 2<sup>nd</sup> motion to include “all VOE employees will be subject to this policy” was made by Trustee Chapman and seconded by Trustee Coppola

Ayes –4                      Nays –0                      Absent -0

e. GOSR Community Reconstruction- Change Order-Part 1-Central Drainage

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

Ayes –4                      Nays –0                      Absent -0

f. All-Mode Service Contract

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

Ayes –4                      Nays –0                      Absent -0

g. Health Insurance Agreement

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

Ayes –4                      Nays –0                      Absent -0

h. Budget Adjustments

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

Ayes –4                      Nays –0                      Absent -0

**9. Presentation and Approval of Accounts Payable –\$658,584.85**

GENERAL	\$278,037.93
COMMUNITY DEVELOPMENT	\$0.00
LIGHT	\$155,279.94
WATER	\$64,341.20
WASTEWATER	\$47,559.55
CAPITAL	\$31,148.98
LIBRARY	\$16,296.62
PARKING	\$175.82
TRUST & AGENCY	\$65,694.81
<b>TOTAL</b>	<b>\$658,584.85</b>

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

**10. Resolutions**

**Amendments to Village Code**

A motion to approve all amendments except for chapter 211-3 which was tabled was made by Trustee Konecny and seconded by Trustee Coppola

Ayes –5                      Nays –0                      Absent -0

**Chapter 39- Customer Service Office Hours**

**Remove:** 8:30am-5:00pm

**Add:** 7:30am-4:00pm

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

Ayes –4                      Nays –0                      Absent -0

**Chapter 211-3 Standard for Garbage Receptacles**

**Change from-** 20 gallons up to 35 gallons

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

Ayes –4                      Nays –1(Bertoni)                      Absent -0

**Chapter 211-9C Standard for Garbage Receptacles- **TABLED****

**Add: 1 household item** at any one time for collection

**Add: 1 household item** per dwelling unit maybe placed in front of a 2 family or a multiple dwelling at any one time for collection

**Chapter 211-3-** Garbage receptacles must be water tight and shall be provided with a tight fitted cover having a handle. **TABLED**

**Add:** Any receptacle with an attached hinged lid over 35 gallons is prohibited

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

Ayes –4                      Nays –0                      Absent -0

**Chapter 211-7- Preparation of garbage -**TABLED****

**Remove:** All garbage should be thoroughly drained of its moisture and wrapped in paper.

**Replace with:** All garbage packed in a plastic bag tied securely and shall be placed in a garbage receptacle.

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

Ayes –4                      Nays –0                      Absent -0

**Chapter 211-12- Penalties for Offenses- **TABLED****

**Remove:** the wording of upon conviction

**Remove:** \$250.00

**Replace with:** Replace with a minimum fee of \$105.00 and shall not exceed \$500.00 which will be based on the amount of garbage put out for collection.

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**Remove:** Specifically the owner of the property violating §211-9B shall be levied a fine of \$10.00 per occurrence by Code Enforcement Officers after receiving one (1) warning by mail for a previous offense during the calendar year.

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

Ayes -4                      Nays -0                      Absent -0

**Chapter 211-13- Enforcement- TABLED**

**Remove:** 48 hours.

**Replace with:** 24 hours

Said written notice shall direct the removal or correction of such violation within 24 hours after service of such notice.

*(The Village board will set up a work session to discuss the prior resolutions)*

R#19-08- Restore NY SEQR forms-Vestal Ave

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

Ayes -4                      Nays -0                      Absent -0

Roll Call

Konecny- Aye              Chapman - Aye              Coppola - Aye              Jackson- Aye

R#19-09- Restore NY SEQR forms- Endicott Inn

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

Ayes -4                      Nays -0                      Absent -0

Roll Call

Konecny- Aye              Chapman - Aye              Coppola - Aye              Jackson- Aye

**11. Unfinished Business**

Trustee Coppola brought up the following motions that had been previously tabled:

Pay increases to the following to become effective January 1, 2020:

Trustee	\$1,000.00/yrly
Mayor	\$2,000.00/yrly
Council Lawyer	\$2,000.00/yrly
Justice	\$3,000.00/yrly
Associated Justice	\$500.00/yrly

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

Ayes -4                      Nays -0                      Absent -0

Roll Call

Mayor Bertoni- Nay              Konecny- Aye              Chapman - Aye  
Coppola - Aye              Jackson- Aye

**12. New Business- None**

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**13. Second Hearing of Visitors**

Brett Manchester, 12 N. Loder Ave- Questioned the status of his parking petition for N. Loder Ave (requesting parking allowed 1-6am on the East side)  
Name & address not stated- Comments re: Drug & Alcohol testing and what are the penalties. Mayor Bertoni stated that options to attend rehab would be available. He questioned testing of the elected officials and removal of their position if they had a positive drug test. Comments re; increased salaries

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 8:02pm was made by Trustee Coppola and seconded by Trustee Chapman

A motion to exit executive session at 9:08pm was made by Trustee Coppola and seconded by Trustee Konecny

A motion to approve a pay rate of \$16.50 for Account Clerk Jen Slater was made by Trustee Konecny and seconded by Trustee Coppola

Ayes -4                      Nays -0                      Absent -0

A motion to approve a pay rate of \$17.00 for Senior Account Clerk Suzie Squier was made by Trustee Konecny and seconded by Trustee Coppola

Ayes -4                      Nays -0                      Absent -0

**15. Adjournment**

A motion to adjourn at 9:10pm was made by Trustee Coppola and seconded by Trustee Jackson

Ayes -4                      Nays -0                      Absent -0

**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/Chief Water Operator  
Gerard Corprew/Gerarda@crosslink.net  
David George/ Light Superintendent  
[en.seth@4cls.org](mailto:en.seth@4cls.org)  
Town of Union- Lenny Perfetti

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Village of Johnson City (Tom Johnson & Diane Salva)

[Voepr@endicottny.com](mailto:Voepr@endicottny.com)/Kirk Rapp

[Scada2@endicottny.com](mailto:Scada2@endicottny.com)/Pete Brennan

[pat.regan@ioausa.com](mailto:pat.regan@ioausa.com)

[engineer@endicottny.com](mailto:engineer@endicottny.com)

[graysonpb@hotmail.com](mailto:graysonpb@hotmail.com)

[AOrtega@nycourts.gov](mailto:AOrtega@nycourts.gov)

[TTotolis@nycourts.gov](mailto:TTotolis@nycourts.gov)