



# VILLAGE OF JOHNSON CITY

MUNICIPAL BUILDING  
243 MAIN STREET • JOHNSON CITY, NY 13790  
www.villageofjc.com

## Village Board

Gregory Deemie, Mayor  
Luke Slota, Deputy Mayor

Richard Balles, Trustee    Bruce King, Trustee    Deborah Fuller, Trustee

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### **Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, February 3, 2015 in the Municipal Building, 243 Main St., Johnson City**

Present:            Gregory Deemie, Mayor  
                       Luke Slota, Deputy Mayor  
                       Richard Balles, Trustee  
                       Bruce King, Trustee  
                       Deborah Fuller, Trustee

Absent:             None

Also Present:     Thomas Johnson, Village Clerk/Treasurer  
                       Jeffrey Jacobs, Attorney for the Village

#### **MAYOR'S ANNOUNCEMENTS**

- [1]    The next regular Village Board Meeting will be Tuesday, February 17, 2015 at 7:30pm with a work session at 5:30pm
- [2]    Village Offices will be closed on Monday, February 16th in observance of President's Day

#### **APPROVAL OF BOARD MINUTES**

A motion to approve the minutes of the January 20, 2015 regular meeting and work session was made by Trustee King and seconded by Trustee Slota. The motion carried with all those present voting in the affirmative.

**BIDS** - None

**PUBLIC HEARINGS** - None

**PETITIONS RECEIVED** - None

#### **PRIVILEGE OF THE FLOOR – VISITORS**

Mayor Deemie opened the first privilege of the floor.

*Don Patch, Grand Ave.* – Mr. Patch asked if the property in Resolution #34 will become non taxable. Mayor Deemie explained that the property is already owned by the hospital. Mr. Patch also asked for more specific information about the number of properties in the Village that are tax exempt.

Mayor Deemie closed the first privilege of the floor.



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**COMMUNICATIONS**

A motion to accept and file the following Communications was made by Trustee King and seconded by Trustee Slota. The motion carried with all those present voting in the affirmative.

- [1] Letter from residents of Tamara Lane thanking the DPW for fixing a drainage issue on the street
- [2] Time Warner Programming Notice dated January 21, 2015

**COMMITTEE/BOARD REPORTS**

A motion to accept and file the following Committee/Board Reports was made by Trustee Balles and seconded by Trustee Fuller. The motion carried with all those present voting in the affirmative.

- [1] Minutes of the January 21, 2015 regular meeting of the Town of Union Board
- [2] Minutes of the November 25, 2014 regular meeting of the Village of Endicott Board
- [3] Minutes of the December 31, 2014 re-organizational meeting of the Village of Endicott Board
- [4] Minutes of the January 13, 2015 regular meeting of the Village of Endicott Board

**DEPARTMENT REPORTS**

A motion to accept and file the following Department Reports was made by Trustee Slota and seconded by Trustee King. The motion carried with all those present voting in the affirmative.

- [1] Public Works Monthly Report – January 2015

**PAYROLL AND BILLS PRESENTED**

A motion to approve Abstract #14 of the 2014 - 2015 fiscal bills having been audited by the Board and approved was made by Trustee Balles and seconded by Trustee King.

Motion Carried - Vote:

**Ayes – 5** (*Fuller, Slota, King, Balles, Deemie*)      **Nays – 0**      **Absent – 0**

GENERAL FUND	\$524,590.27
WATER FUND	\$120,842.81
SEWER FUND	\$4,103.07
REFUSE FUND	\$33,776.38
LIBRARY FUND	\$20,531.23
JSTP	103,100.81
VARPUR	103,100.81

**UNFINISHED BUSINESS**

**Resolution #24**

A motion to approve a change in salary for Cheryl Kvassy, full time Clerk to the Justice, for a total yearly salary of \$27,606.25 effective January 1, 2015 was made by Trustee Slota and seconded by Trustee King.

Motion Carried - Vote:

**Ayes – 5** (*Fuller, Slota, King, Balles, Deemie*)      **Nays – 0**      **Absent – 0**





## VILLAGE OF JOHNSON CITY

### **Resolution #25**

A motion to appoint Leah Coole to the position of full time Clerk to the Justice with a salary of \$24,375.00 effective February 5, 2015 with a performance evaluation after 6 months and contingent upon the completion of a successful background check was made by Trustee King and seconded by Trustee Slota.

Motion Carried - Vote:

**Ayes** – 5 (*Fuller, Slota, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 0

### **NEW BUSINESS**

#### **FINANCE & RULES (All Board Members)**

### **Resolution #32**

A motion to authorize the granting of a parade permit to The Johnson City Police Benevolent Association (JCPBA) and the DW Committee to hold the Officer David “DW” Smith, Jr. Remembrance 5K Run/Walk starting at 10:00am on Sunday, April 12, 2015 to be followed by a Community Fun Day at CFJ Park, contingent upon receiving the necessary approvals from the NYS DOT, coordination with the JC Police and JCDPW for road closures and the completion of a parks request form was made by Trustee King and seconded by Trustee Slota.

Motion Carried - Vote:

**Ayes** – 5 (*Fuller, Slota, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 0

### **Resolution #33**

A motion to authorize a refund of \$71,950.91 to BAE for a water bill overpayment from Q4 2011 in full settlement of the issue contingent upon receipt of a settlement and release agreement in a form acceptable to counsel for the Village was made by Trustee King and seconded by Trustee Slota.

Motion Carried - Vote:

**Ayes** – 5 (*Fuller, Slota, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 0

### **Resolution #34**

A motion acknowledging and accepting UHS, Inc. and Kradro Realty Corp.’s Application/Petition to Rezone 156 Corliss Avenue (TM #143.64—4-33), 166 Corliss Avenue (TM # 143.64-4-30), 168 Corliss Avenue (TM # 143.64-4-29), 117 St. Charles Street (TM # 143.64-4-28), and 130 Baldwin Street (TM # 143.64-437) located in the Village from Urban Multi-Family (UMF) to Neighborhood Commercial (NC) pursuant to Section 300 Article 52 of the Village Code; Making a preliminary determination under the New York State Environmental Quality Review Act that the action is an Unlisted Action; Declaring and establishing a Public Hearing for the rezone of the above referenced parcels from Urban Multi-Family (UMF) to Neighborhood Commercial (NC) on February 17, 2015 at 7:35 pm and directing the Clerk to provide proper notice of the same in accordance with Village Code and State Law; and directing the Village Planning Board to provide an advisory opinion in accordance with Section 300-62.4 of the Village Code was made by Trustee Slota and seconded by Trustee King.

Motion Carried - Vote:

**Ayes** – 5 (*Fuller, Slota, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 0





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### **Resolution #35**

A motion granting authorization to advertise for proposals for the purchase and redevelopment of 78 Crocker Avenue was made by Trustee Balles and seconded by Trustee King.

Motion Carried - Vote:

**Ayes** – 5 (*Fuller, Slota, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 0

**LIBRARY (Trustee Fuller)** – No new business

### **PUBLIC SAFETY**

**FIRE (Trustees Slota & Balles)** – No new business

**POLICE (Trustees Slota & Balles)** – No new business

### **PUBLIC WORKS (Trustees Slota & Fuller)**

#### **Resolution #36**

A motion to authorize the advertisement of bids for the reconstruction of Corliss Avenue from Arch Street to Baldwin Street was made by Trustee Balles and seconded by Trustee Slota.

Motion Carried - Vote:

**Ayes** – 5 (*Fuller, Slota, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 0

#### **Resolution #37**

A motion to approve a travel request for Bill Linsky, Ted Connolly and Amanda Legenhausen to attend the Winter Workshop from 7:30am – 3:30pm on February 27, 2015 in Cortland, NY at a cost of \$135.00 from budget line F8310.4.930 was made by Trustee Slota and seconded by Trustee King.

Motion Carried - Vote:

**Ayes** – 5 (*Fuller, Slota, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 0

#### **Resolution #38**

A motion to approve a travel request for Andrew Acla, Dennis Anderson and Cody Smith to attend the Grade D Certification Course from 7:30am – 3:30pm on March 16, 2015 in Cortland, NY at a cost of \$1,650.00 from budget line F8310.4.930 was made by Trustee Slota and seconded by Trustee Balles.

Motion Carried - Vote:

**Ayes** – 5 (*Fuller, Slota, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 0

**RECREATION (Trustees Slota & Fuller)** – No new business

**PLANNING, ZONING & CODE ENFORCEMENT (Trustees King & Balles)** – No new business

### **JOINT SEWAGE TREATMENT BOARD (Trustees King & Balles)**

#### **Resolution #39**

A motion to approve an ordinance authorizing transfers to increase the budget for the gas/heat line in the Sewage Treatment Plant 2014 Budget was made by Trustee King and seconded by Trustee Slota.

Motion Carried - Vote:

**Ayes** – 5 (*Fuller, Slota, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 0





VILLAGE OF JOHNSON CITY

*WHEREAS, the Board of Trustees of the Village of Johnson City and the Council of the City of Binghamton jointly approve the annual budget of the Binghamton-Johnson City Joint Sewage Board ("JSB"); and*

*WHEREAS, Inter-Municipal Agreement No. X sets forth the procedure for the JSB to request approval of budget transfers and modifications during the year or within 30 days thereafter so long as any transfers do not increase the JSB's budgeted expenses for the year; and*

*WHEREAS, the JSB has complied with the IMA-X procedure, and it is appropriate to modify the JSB's budgets by making the budget transfers, which transfers will not affect the overall amount of the JSB's 2014 Operating budget.*

*NOW, THEREFORE, the Board of Trustees of the Village of Johnson City, duly convened in regular session, does hereby resolve as follows:*

*Reduce budget appropriations in the amount of \$6,000 from budget line J8130.54150 Chemicals.*

*Increase budget appropriations in the amount of \$6,000 for budget line J8130.54201 Gas/Heat. And the Board of Trustees further directs the Binghamton Comptroller/Board CFO to make the necessary transfers within the Joint Sewage 2014 Operating Budget.*

**Resolution #40**

A motion to approve an ordinance authorizing transfers to remove old balances on transfer in capital lines to current capital project was made by Trustee King and seconded by Trustee Balles.

Motion Carried - Vote:

**Ayes** – 5 (Fuller, Slota, King, Balles, Deemie)      **Nays** – 0      **Absent** – 0

*WHEREAS, the Board of Trustees of the Village of Johnson City and the Council of the City of Binghamton jointly approve the annual budget of the Binghamton-Johnson City Joint Sewage Board ("JSB"); and*

*WHEREAS, Inter-Municipal Agreement No. X sets forth the procedure for the JSB to request approval of budget transfers and modifications during the year or within 30 days thereafter so long as any transfers do not increase the JSB's budgeted expenses for the year; and*

*WHEREAS, the JSB has complied with the IMA-X procedure, and it is appropriate to modify the JSB's budgets by making the budget transfers, which transfers will not affect the overall amount of the JSB's 2015 Capital budget and fund balance,*

*NOW, THEREFORE, the Board of Trustees of the Village of Johnson City, duly convened in regular session, does hereby resolve as follows:*

*Reduce capital projects accumulated from prior years in the amount of \$55,000 from budget line JH8130.554001.*

*Reduce capital projects accumulated from prior years in the amount of \$7.64 from budget line JH8130.554003.*

*Increase the balance in line JH8130.554010 in the amount of \$55,007.64 and change the name from "Head House Roof" to "Roof Repairs and Replacements."*

*Directs the Binghamton Comptroller/Board CFO to make the necessary transfers within the Joint Sewage 2015 Capital Budget.*



## VILLAGE OF JOHNSON CITY

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### OTHER BUSINESS

#### **Resolution #41**

A motion to provisionally appoint Dave Gottschall to the position of Parking Enforcement Officer Part Time, filling a vacant position due to a recent resignation, effective February 5, 2015 at a rate of \$11.50 per hour, not to exceed 19.5 hours per week, contingent upon the successful completion of a background investigation was made by Trustee Slota and seconded by Trustee Balles.

Motion Carried - Vote:

**Ayes** – 5 (*Fuller, Slota, King, Balles, Deemie*)

**Nays** – 0

**Absent** – 0

### PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the second privilege of the floor.

*Shirley Krna, Mill Place* – Spoke about a resident who parks his commercial truck on the street and it is an issue during the snow. Mayor Deemie stated he would look into it.

*Carol Laskoski, Edward St.* – Asked what department the employees in Resolution #37 & #38 work in. Mayor Deemie stated they are in the Water Dept.

*Don Patch, Grand Ave.* – Mr. Patch asked about the employees that take care of the pools and their testing. Mayor Deemie explained that they are trained and are still employees.

*Shirley Krna, Mill Place* – Complained about vehicles parked on Virginia Ave. that have been plowed in since the last storm and asked why are they not ticketed and towed.

Mayor Deemie closed the second privilege of the floor.

### ADJOURNMENT

Mayor Deemie adjourned the meeting at 7:55pm

  
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Thomas Johnson  
Village Clerk/Treasurer

TJ/ds