



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

Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, August 18, 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: Thomas Johnson, Village Clerk/Treasurer

Also Present: Cindy Kennerup, Deputy Village Treasurer
 Jeff Jacobs, Attorney for the Village

Mayor Deemie called the meeting to order at 7:30pm, led the Pledge of Allegiance and noted the fire exits.

MAYOR'S ANNOUNCEMENTS

- [1] The next regular Village Board Meeting will be Tuesday, September 1, 2015 at 7:30pm with a work session at 5:30pm
- [2] JC Partners Cruze Inz will be held on Thursday, August 20, 2015 from 5 – 8pm in the Village Hall parking lot

APPROVAL OF BOARD MINUTES

A motion to approve the minutes of August 4, 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. – Stated that nothing has been done with the tennis courts at Boland Park in 3 years. The gray house on Grand Avenue that he has been complaining about hasn't had anything done in 5 years. It smells horrible.

Carol Laskoski, Edward St. – Asked about rules regarding using crosswalks at intersections where there is a traffic light. Deputy Mayor Slota explained that the Police bicycle patrol is now in use and is issuing tickets for things like riding bicycles on the sidewalks, etc.



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Don Patch, Grand Ave. – Complained that the people that live in the building next to Village Hall won't move out of the road when cars are driving down the street.

Mayor Deemie spoke about the building at 233 Main Street that Code Enforcement declared an unsafe building. Attorney Jacobs stated that Code has not yet received acceptable plans for repairs.

Mayor Deemie closed the first privilege of the floor.

COMMUNICATIONS - None

COMMITTEE/BOARD REPORTS

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

- [1] Minutes of the August 5, 2015 regular meeting of the Town of Union Board
- [2] Minutes of the August 12, 2015 work session of the Town of Union Board

DEPARTMENT REPORTS - None

PAYROLL AND BILLS PRESENTED

A motion to approve abstract #4 of the 2015 - 2016 fiscal bills having been audited by the Board and approved was made by Trustee King and seconded by Trustee Slota.

Motion Carried - Vote:

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

GENERAL FUND	\$501,457.03
WATER FUND	\$165,650.03
SEWER FUND	\$176,331.05
REFUSE FUND	\$25,751.39
JSTP	\$1,287,249.53
VARPUR	\$1,367,249.53

UNFINISHED BUSINESS – None

NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #167

A motion to authorize the Village Clerk to dispose of unwanted and surplus Village property at the Broome – Tioga County Auction on September 26, 2015 at no cost to the Village was made by Trustee Slota and seconded by Trustee Balles.

Motion Carried - Vote:

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

Resolution #168

A motion to authorize various purposes in and for the Village of Johnson City, Broome County, New York, at a total maximum estimated cost of \$3,987,354, and authorizing the issuance of



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\$3,987,354 bonds of said Village to pay the costs thereof was made by Trustee Slota and seconded by Trustee Balles.

Motion Carried - Vote:

Ayes – 4 (*Fuller, Slota, King, Balles*) **Nays** – 1 (*Deemie*) **Absent** – 0

BE IT RESOLVED by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Johnson City, Broome County, New York, as follows:

Section 1. *The following are hereby authorized in and for the Village of Johnson City, Broome County, New York:*

- a) *Reconstruction/resurfacing of roads, including sidewalks, curbs, gutters, drainage, landscaping and other incidental improvements, at a maximum estimated cost of \$771,000, being a class of objects or purposes having a period of probable usefulness of fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law;*
- b) *Construction of improvements to Arch Street Bridge, at a maximum estimated cost of \$2,650,000, being a specific object or purpose having a period of probable usefulness of twenty years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law;*
- c) *Acquisition and installation of various computer equipment, including software, at a maximum estimated cost of \$91,354, being a class of objects or purposes having a period of probable usefulness of five years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law;*
- d) *Replacement of a police vehicle, at a maximum estimated cost of \$23,500, being a specific object or purpose having a period of probable usefulness of three years, pursuant to subdivision 77 of paragraph a of Section 11.00 of the Local Finance Law;*
- e) *Purchase of various heavy equipment, at a maximum estimated cost of \$231,500, being a class of objects or purposes having a period of probable usefulness of at least five years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law;*
- f) *Replacement of sidewalks/curbs, at a maximum estimated cost of \$120,000, being a class of objects or purposes having a period of probable usefulness of ten years, pursuant to subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law; and*
- g) *Repair of a sink hole and sewer line, at a maximum estimated cost of \$100,000, being a specific object or purpose having a period of probable usefulness of five years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.*

Section 2. *The total maximum estimated cost of the aforesaid objects or purposes is \$3,987,354 and the plan for the financing thereof is by the issuance of \$3,987,354 bonds of said Village hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law, to be allocated in accordance with the maximum estimated costs set forth in Section 1 hereof.*



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Section 3. *It is hereby further determined that the maximum maturity of the bonds herein authorized will not exceed five years.*

Section 4. *Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.*

Section 5. *The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Village Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of said Village, provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Village Treasurer shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.*

Section 6. *All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.*

Section 7. *The faith and credit of said Village of Johnson City, Broome County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.*

Section 8. *The validity of such bonds and bond anticipation notes may be contested only if:*

- 1) *Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or*
- 2) *The provisions of law which should be complied with as the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or*



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- 3) *Such obligations are authorized in violation of the provisions of the Constitution.*

Section 9. *This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.*

Section 10. *This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of said Village hereby designated for such purpose, together with a notice of the Village Clerk in substantially the form set forth in paragraph a of Section 81.00 of the Local Finance Law.*

Attorney Jacobs explained that SEQR has been addressed and for items like paving it has been determined that it is a type 2 action.

PUBLIC SAFETY

FIRE (Trustees Slota & Balles)

Resolution #169

A motion to approve a travel request for Lt. Mark Smith to attend a Fire/Arson Investigation Course from September 14 - 25, 2015 at the Fire Academy in Montour Falls, NY at a cost of \$492.00 from budget line A3410.4.930 was made by Trustee King and seconded by Trustee Slota.

Motion Carried - Vote:

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

POLICE (Trustees Slota & Balles)

Resolution #170

A motion to authorize the Mayor to sign a Memorandum of Agreement with the Johnson City Police Association regarding the terms and conditions of the K9 unit in a form acceptable to counsel for the Village was made by Trustee Slota and seconded by Trustee King.

Motion Carried - Vote:

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

PUBLIC WORKS (Trustees Slota & Fuller)

Resolution #171

A motion to authorize the River Church of the Southern Tier, NY to hold a religious event from 3pm – 7pm on Sunday, August 23, 2015 at CFJ Park contingent upon the church providing the required certificate of insurance naming the Village as an additional insured and safety/security plans along with a health permit authorization from Sarah Jane Johnson Church was made by Trustee Slota and seconded by Trustee Fuller.

Motion Carried - Vote:

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



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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 #172

A motion to approve a budget transfer to cover BAF Legal retainer/expenses and Lead Agency Engineering and Process experts for ongoing litigation 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.

Don Patch, Grand Ave. – Asked about the costs to the Village associated with Res. #167. Trustee King and Trustee Fuller explained that the costs are paid by the buyer of the items not the seller.

Mayor Deemie closed the second privilege of the floor.

ADJOURNMENT

Mayor Deemie adjourned the meeting at 7:50pm.

Thomas Johnson
Village Clerk/Treasurer