



VILLAGE OF JOHNSON CITY

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

Village Board

Gregory Deemie, Mayor
Richard Balles, Trustee Deborah Fuller, Trustee Martin Meaney, Trustee

Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, April 5, 2016 in the Municipal Building, 243 Main St., Johnson City

Present: Gregory Deemie, Mayor
 Richard Balles, Trustee
 Deborah Fuller, Trustee
 Martin Meaney, Trustee

Absent: None

Also Present: Cindy Kennerup, Village Clerk/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, April 19, 2016 at 7:30pm with a work session at 5:30pm
- [2] There will be a free electronics drop off event from 7am – 11am on Sat., April 23rd at the DPW garage at 124 Brown St. Proof of residency is required.
- [3] Weekly yardwaste collection resumed on Monday, March 28th
- [4] Budget Meeting #5 will be held on Thursday, April 7, 2016 at 6:00pm in the 1st floor training room at Village Hall, 243 Main St.
- [5] A public hearing on the Village of Johnson City Tentative Budget for the 2016-17 Fiscal Year will be held at 7:00pm on Tuesday, April 12, 2016 in the 1st floor training room at Village Hall, 243 Main St.
- [6] New Village website – www.villageofjc.com
- [7] Mayor Deemie announced the resignation of Trustee Luke Slota, effective March 18, 2016 and explained procedure for filling the vacant seat.

APPROVAL OF BOARD MINUTES

A motion to approve the minutes of the March 15, 2016 regular meeting and work session and the March 17, 2016, March 22, 2016 & March 24, 2016 budget meetings was made by Trustee Meaney and seconded by Trustee Fuller. The motion carried with all those present voting in the affirmative.

BIDS

Bids were opened and read at 10:00am on Wednesday, March 30, 2016 at Village Hall for the Johnson City Water Treatment Plant New Office & Operations Building – General Construction as follows:

<u>Contractor</u>	<u>Bid Amount</u>
William H. Lane, Inc.	\$777,000.00
Streeter Associates	\$989,000.00



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Bids were opened and read at 10:00am on Wednesday, March 30, 2016 at Village Hall for the Johnson City Water Treatment Plant New Office & Operations Building – Plumbing Construction as follows:

<u>Contractor</u>	<u>Bid Amount</u>
Petcosky & Sons	\$123,000.00
Evans Mechanical	\$123,300.00

Bids were opened and read at 10:00am on Wednesday, March 30, 2016 at Village Hall for the Johnson City Water Treatment Plant New Office & Operations Building – HVAC Construction as follows:

<u>Contractor</u>	<u>Bid Amount</u>
Evans Mechanical	\$163,000.00
J & K Plumbing & Heating	\$169,000.00

Bids were opened and read at 10:00am on Wednesday, March 30, 2016 at Village Hall for the Johnson City Water Treatment Plant New Office & Operations Building – Electrical Construction as follows:

<u>Contractor</u>	<u>Bid Amount</u>
Blanding Electric	\$154,300.00
Diekow Electric, Inc.	\$159,200.00
Matco Electric	\$139,300.00
Nelcorp Electrical Contracting Corp.	\$139,900.00
Schuller-Haas Electrical Corp.	\$146,400.00
Spectrum Electrical Services, Inc.	\$174,500.00

Proposals were opened and read at 10:00am on Wednesday, March 30, 2016 at Village Hall for the Full Service Water Storage Tank Asset Management and Maintenance Program as follows:

<u>Contractor</u>	<u>Proposal Amount</u>
Utility Service Group	Wren Street East Tank Pricing (years 1 - 3) - \$481,884.00
	Annual Cost (Year 4) - \$60,914.00
	(costs will increase 3.5% each year annually for up to 30 years)
	Total 4 Year Cost - \$1,506,566.00
	Wren Street West Tank Pricing (years 1 - 3) - \$481,884.00
	Annual Cost (Year 4) - \$60,914.00
	(costs will increase 3.5% each year annually for up to 30 years)
	Total 4 Year Cost - \$1,506,566.00

PUBLIC HEARINGS

- [1] Local Law #2-2016 entitled “A Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-C – Fiscal Year 2016/2017”.

Mayor Deemie opened the public hearing.

Bruce King, First Street – Asked if the Board will be able to get under the tax cap – how far away are we? Mayor Deemie stated that we are approximately \$350,000.00 away. The budget is at 3.48% at the moment. Mr. King asked if there is a copy of the working budget available.



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Mayor Deemie stated that there will be some at the meeting on Thursday and they will also be available in the Clerk's office. Trustee Balles pointed out that the tax cap limit for this year is 0.12%. Mayor Deemie explained that the department heads came in with 0% increases in their budget submittals.

Mayor Deemie closed the public hearing.

PETITIONS RECEIVED - None

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the first privilege of the floor.

Dan Jackson, Moravia, NY (with the Painter's Union – District Council 4) – Questions about the RFP's for the water tanks. They feel that the language in the proposal was very stringent under section C and that may be why there was only 1 submittal. Attorney Jacobs explained that wording - regarding companies with less than 10 years of experience. Mr. Jackson explained that he represents companies who do work on water tanks and did not submit proposals based on that language. Attorney Jacobs asked if any of these members call the Village before the proposal was due regarding their concerns. Mr. Jackson stated no, they did not. They were unaware of it until after the deadline.

Travis Nevins, with the Painter's Union – District Council 4 – Explained that they were unaware of the project until this past Friday. He feels that the language in section C definitely kept some people from submitting proposals on the project. Stated that the Village will receive more proposals if the project is re-advertised without that language.

Dan Jackson, Moravia, NY (with the Painter's Union – District Council 4) – Asked didn't the Village find it unusual that there was only one proposal. Mayor Deemie stated that this is not the first time we have only received one proposal for a project. Mr. Jackson asked if Utility Service Group was going to subcontract work out. Mayor Deemie stated that in their meetings with them they indicated that they may subcontract. They talked about using local labor.

Travis Nevins, with the Painter's Union – District Council 4 – Asked the Village to reconsider putting the project back out. Attorney Jacobs stated that it is unfortunate that if people are that interested in submitting a proposal that they didn't reach out to the Village.

John Walker, Lincoln Avenue (Planning Board member) – A resident reached out to him about asked about 79 St. Charles St. There are several code violations at that property and the resident stated that he did contact Code Enforcement on several occasions and has gotten little to no response from them. Stated that projects that come before the Planning Board now are required to be handicapped accessible. The deli that opened at the corner of Harry L. Drive and Lester Avenue did not come before the Planning or Zoning Boards prior to its opening and that business is not handicapped accessible. Asked how he could find out what the Village charges the Town of Union for renting court space in our building compared to what the Town charges New York State for having their facilities in their building. Attorney Jacobs stated that Mr. Walker could FOIL for the lease agreements.

Mayor Deemie closed the first privilege of the floor.



COMMUNICATIONS

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

- [1] Notice of new liquor license for The Grapevine Café, LLC, 220 Main Street

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 February 23, 2016 regular meeting of the JC Planning Board
- [2] Minutes of the March 16, 2016 regular meeting of the Town of Union Board

DEPARTMENT REPORTS - None

PAYROLL AND BILLS PRESENTED

A motion to approve abstract #18 of the 2015 - 2016 fiscal bills, having been audited by the Board and approved, was made by Trustee Meaney and seconded by Trustee Balles.

Motion Carried - Vote:

Ayes – 4 (*Meaney, Fuller, Balles, Deemie*) **Nays** – 0 **Absent** – 0

GENERAL FUND	\$447,348.71
WATER FUND	\$89,295.17
SEWER FUND	\$111,932.50
REFUSE FUND	\$42,952.72
JSTP	\$351,830.26
VARPUR	\$351,830.26

UNFINISHED BUSINESS - None

NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2016 - 63

A motion to adopt Local Law #2-2016 entitled “A Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-C – Fiscal Year 2016/2017” was made by Trustee Meaney and seconded by Trustee Balles.

Motion Carried - Vote:

Ayes – 4 (*Meaney, Fuller, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 64

A motion to authorize the Mayor to sign the three year Cooperation Agreement between the Town of Union and the Village of Johnson City for Federal Fiscal Years 2017, 2018 & 2019 for the purpose of undertaking a Town Community Development Program pursuant to the Housing & Community Development Act of 1974 was made by Trustee Balles and seconded by Trustee Meaney.

Motion Carried - Vote:

Ayes – 4 (*Meaney, Fuller, Balles, Deemie*) **Nays** – 0 **Absent** – 0



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Resolution #2016 - 65

A motion to introduce Local Law #3-2016, amending sections of Chapter 264 of the Village Code entitled "Vehicles and Traffic" as follows: §264-52 (Overnight parking in metered zones prohibited) to add "on-street"; §264-87 (Schedule XII Parking Prohibited at All Times) to add a portion of Baldwin Street-243 feet south of Main Street to parking meter BS-37, and a portion of Arch Street-from Corliss Avenue to Faatz Alley; §264-89 (Schedule XIV: No Standing) to add 9-11 on the West side of Avenue C, to delete Arch Street-86.3 feet to Corliss Avenue, and to delete Baldwin Street-North Entrance of emergency patient parking garage; §264-92 (Schedule XVII No Parking or Standing Certain Hours) to add Laurel Street from Lester Avenue to the property line at 24 Laurel Street 7:00 a.m. to 4:00 p.m. School Days Only, and Corliss Avenue between 214 feet East of Arch Street and 42.5 feet West of Willow Street 12:00 a.m. to 6:00 p.m. Monday through Friday; §264-93 (Schedule XVIII (Time Limit Parking) to add All municipal parking lots (except Willow Street lot) from 9:00 p.m. to 6:00 a.m./All-permit parking only, and Willow Street Lot from 2:00 a.m. to 6:00 a.m./All; §264-97 (Schedule XXII Bus Stops) to add Corliss Avenue, South side 157 feet East of Arch Street, and Corliss Avenue, South side 214 feet East of Arch Street; and to schedule a public hearing on said local law on April 19, 2016 at 7:35 p.m. and to authorize publication of notice of said public hearing was made by Trustee Balles and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 4 (*Meaney, Fuller, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 66

A motion to grant permission for the JC Partners to utilize the Municipal Parking Lot behind Village Hall and the parking lot of the George Korutz Justice Building on the 4th Thursday of May, June, July, August and September between the hours of 5:00pm and 8:00pm for a "Classic Car Cruze In" and with a location for musicians/bands to perform and resolved further, that the JC Partners shall be responsible for providing insurance naming the Village as an additional insured and the Mayor is authorized to sign an agreement between the Village and JC Partners in a form acceptable to Counsel for the Village was made by Trustee Meaney and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 4 (*Meaney, Fuller, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 67

A motion to schedule a public hearing on the 2016-2017 Village Budget on Tuesday, April 12, 2016 at 7:00 pm at Village Hall, 243 Main Street and authorize publication of notice of said public hearing was made by Trustee Balles and seconded by Trustee Meaney.

Motion Carried - Vote:

Ayes – 4 (*Meaney, Fuller, Balles, Deemie*) **Nays** – 0 **Absent** – 0

PUBLIC SAFETY

FIRE (Trustees Slota & Balles) – No new business



POLICE (Trustees Slota & Balles)

Resolution #2016 – 68

A motion to declare 3 Sprint Blackberry Curve phones with charging cords, 1 Sprint flip phone with 2 belt holders and a charging cord, 6 Cyber Acoustic computer speakers which are no longer needed, 2 Digital scales, 1 Sprint Renegade Flip phone (Brand new in the box) and 5 used Sprint Renegade flip phones with various charging cords, cradles and batteries as surplus equipment and authorize the Police Department to dispose of the same via AuctionsInternational.com at no cost to the Village and further authorize the Police Department to dispose of these items in a safe and proper manner if they do not sell in the auction was made by Trustee Meaney and seconded by Trustee Balles.

Motion Carried - Vote:

Ayes – 4 (*Meaney, Fuller, Balles, Deemie*) **Nays – 0** **Absent – 0**

PUBLIC WORKS (Trustees Slota & Balles)

Resolution #2016 - 69

A motion to award the bid for the Johnson City Water Treatment Plant New Office & Operations Building – General Construction in the amount of \$777,000.00 to William H. Lane, Inc. as the lowest responsive bid, contingent upon the Governor’s Office of Storm Recovery (GOSR) review and authorization to execute the contract was made by Trustee Balles and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 4 (*Meaney, Fuller, Balles, Deemie*) **Nays – 0** **Absent – 0**

Resolution #2016 - 70

A motion to award the bid for the Johnson City Water Treatment Plant New Office & Operations Building – Plumbing Construction in the amount of \$123,000.00 to Petcosky & Sons as the lowest responsive bid, contingent upon the Governor’s Office of Storm Recovery (GOSR) review and authorization to execute the contract was made by Trustee Meaney and seconded by Trustee Balles.

Motion Carried - Vote:

Ayes – 4 (*Meaney, Fuller, Balles, Deemie*) **Nays – 0** **Absent – 0**

Resolution #2016 - 71

A motion to award the bid for the Johnson City Water Treatment Plant New Office & Operations Building – HVAC Construction in the amount of \$163,000.00 to Evans Mechanical as the lowest responsive bid, contingent upon the Governor’s Office of Storm Recovery (GOSR) review and authorization to execute the contract was made by Trustee Balles and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 4 (*Meaney, Fuller, Balles, Deemie*) **Nays – 0** **Absent – 0**

Resolution #2016 - 72

A motion to award the bid for the Johnson City Water Treatment Plant New Office & Operations Building – Electrical Construction in the amount of \$139,300.00 to Matco Electric as the lowest responsive bid, contingent upon the Governor’s Office of Storm Recovery



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(GOSR) review and authorization to execute the contract was made by Trustee Meaney and seconded by Trustee Balles.

Motion Carried - Vote:

Ayes – 4 (*Meaney, Fuller, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 – 73

This resolution was held over by Trustee Balles.

Whereas, the Village issued a Request for Proposals on March 11, 2016 entitled “Full Service Water Storage Tank Asset Management and Maintenance Program” for the professional services to provide the long term full service maintenance and management for the Wren Street Potable Water Storage Tanks, including the complete painting and repair of said tanks (the “Program”), and

Whereas, said Program proposals were received March 30, 2016 at 10:00 am; and

Whereas, the Village received one proposal from Utility Service Co., Inc. for full service asset management and maintenance of the water storage facilities on Wren Street, and

Now, therefore be it,

Resolved, that the proposal for a Full Service Water Storage Tank Asset Management and Maintenance Program as submitted by Utility Service Group be accepted with delivery of the Program services and the payment schedule contingent upon execution of a final agreement between the Village Utility Services Co., Inc. in a form and containing terms and conditions acceptable to counsel for the Village; and be it further,

Resolved, that the total four year cost for said Program shall not exceed the following amounts:

Wren Street East Tank Pricing (years 1 – 3) - \$481,884.00
Annual Cost (Year 4) - \$60,914.00
(costs will increase 3.5% each year annually for up to 30 years)
Total 4 Year Cost - \$1,506,566.00

Wren Street West Tank Pricing (years 1 – 3) - \$481,884.00
Annual Cost (Year 4) - \$60,914.00
(costs will increase 3.5% each year annually for up to 30 years)
Total 4 Year Cost - \$1,506,566.00

RECREATION (Trustees Slota & Balles) – No new business

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

JOINT SEWAGE TREATMENT BOARD (Trustees Fuller & Meaney) – No new business



PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the second privilege of the floor.

Corinna Johnson, Cook Street – Stated that beginning on April 25th the JC Partners are starting a once a week, one hours a week corridor clean-up in downtown. Contact them through www.jcpartners.org to volunteer.

Don Slota, Eldredge Avenue – Stated that he has mentioned this before, but during the day, at the circular area off of Boland Drive behind the former Blessed Sacrament Church, different vehicles such as medi-vans, NYSEG trucks, etc. park there to kill time and are constantly throwing trash like coffee cups out of their windows. There were 2 no dumping signs there but one of them has disappeared. He thinks we need a no littering sign stating that you will be fined. Someone disposed of a dead dog there last week. It looks atrocious. Mayor Deemie stated that he will talk to DPW.

John Walker, Lincoln Avenue – Asked if the Village has a plan to improve the infrastructure in and around the area where the new BU schools are going to be and if so, where is the financing coming from. Mayor Deemie stated that we are working with BU and they will be doing some of the sidewalks and curbs, we will be doing some of the streets. In terms of the underground infrastructure - Bob Bennett has said that the underground infrastructure is in good enough shape that we will be able to work with what is there. We are working with BU on some water lines that need to be put in. We are also working with the hospital regarding some water line issues in the area. It will be out of our typical funds. Mr. Walker asked these were projects that were not budgeted for but need to be done now because of the schools. Mayor Deemie explained that no, these are projects that need to be done anyways. BU will be helping to fund some of it. Mr. Walker asked if the Village can handle the services that will be needed by the influx from the new schools and businesses, such as Police, Fire, and Public Works. Mayor Deemie stated that we do not know what is needed yet because this is still a couple of years out. As it comes to Police, Fire & DPW, the Mayor stated that he is not sure there will be a big change. BU has its own security services. Mr. Walker asked if the Village has any plans to enforce code violations in the area and clean up the neighborhoods. Mayor Deemie stated that is something that is always being worked on, not just in that area. Mr. Walker stated that the Town of Vestal Fire Department makes several calls a day to the BU campus and the state does not reimburse the Town of the Fire Department for any of the fire services they get plus due to the size of the campus the Fire Department needs other apparatus for that area. If the Village is going to provide fire service for the 2 new schools what is that going to cost us in terms of buying new equipment and up keeping the equipment we already have. Also, will we get any support from the state for these services? Mayor Deemie stated that at this point no. There is legislation the state is looking at where there would be a stipend amount paid by each student for the municipality providing the services. Mayor Deemie also explained that you can't compare the Vestal campus to what will be in the Village. We will not have all of the dorms and other facilities. The impact to the Village should be minor at most and regarding the equipment, he would defer to the Chief but feels that we have the equipment we would need. It is an unknown at this point. Mr. Walker stated that shouldn't we figuring out the unknown over the next two years so our taxes don't go up because of the schools. Mayor Deemie stated that the Board has been discussing that. Mr. Walker asked about traffic congestion around the schools and have any traffic studies been done. Mayor Deemie stated he was unsure but he will find out. He believes a traffic study was done.



Don Patch, Grand Avenue – Asked for clarification on Res. #65 (traffic changes), specifically “add Laurel Street from Lester Avenue to the property line at 24 Laurel Street 7:00 a.m. to 4:00 p.m. School Days Only”. Mayor Deemie explained that it is on Laurel Street to facilitate for the St. James School buses. Mr. Patch stated that he used to own 20 Laurel Street and all the buses do is park there and block the driveways. Mr. Patch expressed his displeasure that the Village never did anything before regarding the bus situation when the residents asked in the past but we will do it for the church. Mr. Patch also complained about the parking situation in front of the church where someone was hit by a car. Mayor Deemie explained that the parishioners are not using the crosswalk to cross the street and are just walking out between cars. Mr. Patch asked if the pipes are going to be separated from Helen Street to Grand Avenue. Mayor Deemie stated that is the Interceptor B project and yes it will be done this year. Mr. Patch asked if the house at the end of Grand Avenue is being demolished. Mayor Deemie stated he was unsure and will check on it. Attorney Jacobs stated that the change on Laurel Street is to reduce the bus area.

Corinna Johnson, Cook Street – There is an issue with garbage on by the guardrail near the dry bridge on Main Street as you enter the Village from Binghamton. That is one area they will be targeting in the cleanups. Trustee Meaney thanked the group they will be doing the clean up and asked if the Village can contact the Sheriff’s Department to get the weekender program to clean up these areas. Mayor Deemie stated he will send a note to the Sheriff. Ms. Johnson spoke about the community service people that are assigned by the court.

Julie Deemie, Zoa Avenue – Stated that she is the lead on the JC Partners community clean up and wanted to clarify that volunteers are need for 1 hour every five weeks. The clean-up area is from Arch Street to Avenue B, picking up litter, pulling up weeds.

Bruce King, First Street – Stated that he was recently approached by a developer who heard that there will be incubators set up as part of the BU Schools for new development and developers are concerned about more tax exempt space being used by the University when there are developers who are willing to make investments in the area. Mayor Deemie explained that he knows they mentioned a bio-medical research facility. We are also now considered part of the Startup NY Program which involves 10 years of being tax exempt for new businesses related to the BU Schools in the Village.

Julie Deemie, Zoa Avenue – Explained that the Startup NY is for anyone. Mayor Deemie stated that it is for a 1 mile radius from the new schools which is essentially the whole Village.

John Walker, Lincoln Avenue - Mr. Walker asked for clarification on the Startup Program for developers who may want to put a startup business in their existing building. Mayor Deemie stated that he is unsure of some of the specifics of the program.

Don Patch, Grand Avenue – Stated that as this project grows it will be harder to get under the budget. Mayor Deemie explained how the tax cap works. Mr. Patch stated that it will get worse for the Village with all of these tax exempt properties. Mayor Deemie stated that we had basically flat budgets this year but like everyone else, we have costs that rise such as gas and electric, parts for vehicles, fuel. Trustee Meaney explained that once the budget is done, the Board will be looking at different ways to increase revenue and find new revenue streams. Mr.



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Patch spoke about how high is taxes are in the Village compared to his property in NJ by the Boardwalk.

Mayor Deemie closed the second privilege of the floor.

ADJOURNMENT

Mayor Deemie adjourned the meeting at 8:24pm.

Cindy Kennerup
Clerk/Treasurer

CK/db