



VILLAGE OF JOHNSON CITY

MUNICIPAL BUILDING
243 MAIN STREET • JOHNSON CITY, NY 13790
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Village Board

Gregory Deemie, Mayor

Richard Balles, Trustee

Deborah Fuller, Trustee

Martin Meaney, Trustee

John Walker, Trustee

Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, June 21, 2016 in the Municipal Building, 243 Main St., Johnson City

Present: Gregory Deemie, Mayor
Richard Balles, Trustee
John Walker, 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 Deemie welcomed John Walker as a Trustee.

MAYOR'S ANNOUNCEMENTS

- [1] The next regular Village Board Meeting will be Tuesday, July 19, 2016 at 7:30pm with a work session at 5:30pm
- [2] The Thompson Agency, Inc., 298 Main St., is celebrating their 100th Anniversary on July 6, 2016. The company was founded on July 1, 1916.
- [3] JC Partners Cruze-Inz will be from 5-8pm on Thurs., June 23rd in the Village Hall Parking lot
- [4] First Ward Action Council, Inc. HOME LPA award – rehabilitation grants

APPROVAL OF BOARD MINUTES

A motion to approve the minutes of the May 17, 2016 regular meeting and work session and the May 24, 2016 special meeting was made by Trustee Balles and seconded by Trustee Meaney. The motion carried with all those present voting in the affirmative.

BIDS

Bids were opened and read at 10:00am on Thursday, June 16, 2016 at Village Hall for the Reynolds Road/Anna Maria Drive Drainage Improvements Project, a Community Development Block Grant Disaster Recovery Project, funded through the Governor's Office of Storm Recovery as follows:

<u>Contractor</u>	<u>Bid Amount</u>
ZMK Construction	\$866,250.00
Chicago Construction	\$878,000.00
Bothar Construction	\$884,931.00
Pro Con Construction	\$956,000.00
Vacri Construction Corp.	\$976,000.00
G. DeVincentis & Son	\$1,289,000.00



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Bids were opened and read at 10:00am on Friday, June 17, 2016 at Village Hall for the purchase of hydrants and gate valves as follows:

GATE VALVES

<u>Bidder</u>	<u>Quantity</u>	<u>Unit Bid Price</u>	<u>Bid Amount</u>
HD Supply Waterworks Ltd.	10	\$528.00	\$5,280.00
Ferguson	10	\$535.00	\$5,350.00
Vellano Bros. Inc.	10	\$614.77	\$6,147.70

HYDRANTS

<u>Bidder</u>	<u>Quantity</u>	<u>Unit Bid Price</u>	<u>Bid Amount</u>
HD Supply Waterworks Ltd.	10	\$2,160.00	\$21,600.00
Ferguson	10	\$2,235.00	\$22,350.00
Vellano Bros. Inc.	10	\$2,541.94	\$25,419.40

* Vellano Bros. Inc. erroneously placed the gate valve price into the hydrant price and the hydrant price into the gate valve price. See attached correspondence.

PUBLIC HEARINGS

- [1] Rezone 144 Grand Avenue (TM #143.73-4-41) located in the Village from Urban Multi-Family (UMF) to General Commercial (GC) pursuant to Section 300 Article 52 of the Village Code.

Mayor Deemie opened the public hearing.

Julie Deemie, Zoa Avenue – Mrs. Deemie asked Trustee Walker, since he was a Planning Board member, what his opinion of the project is. Trustee Walker explained that he was absent from the last Planning Board meeting when this was discussed. Mrs. Deemie asked if this was in the best interest of the neighborhood. Mayor Deemie explained that the Board has discussed this and there is general commercial zoning across the street which was rezoned recently from Industrial because of the Pharmacy School. This area is more in a residential area. Mrs. Deemie asked what uses are permitted in a GC district. Attorney Jacobs listed the uses. Mrs. Deemie asked if the applicant is planning to use the existing building. The property owner stated that he plans on using the existing building. (The property owner's comments cannot be clearly heard on the recording from the meeting). Mrs. Deemie asked if he would be adding on to the building. The property owner stated no.

Mayor Deemie asked if the property owner was planning on adding a second story to the building. The property owner stated yes he would be in part of it. Mayor Deemie stated he was confused because the owner just told Mrs. Deemie that he would not be adding onto the building. The property owner stated that she asked if he would be tearing down the building and he would not be.

Bruce King, First Street – Stated that the area from this location and behind it is all residential. He does not feel the Village Board should allow the rezone.

Mayor Deemie closed the public hearing.



PETITIONS RECEIVED - None

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the first privilege of the floor.

Thomas Nedlik, Commander of American Legion Post 758 – Submitted the expenses from the Memorial Day parade for reimbursement. Asked about how the budget for the parade is determined and expressed concerns about the amount the Village Board budgeted for this year. Stated that the American and POW flags at Northside Park are in bad shape and asked who is responsible to replace those flags. Mayor Deemie stated that the Village is responsible and we will take care of it. Mr. Nedlik asked about the moving of the WW2 monument at the former American Legion on Main Street. Mayor Deemie explained that now that Justin Marchuska owns the property it is his responsibility and Mr. Marchuska had stated in the past that he was willing to move it. Mayor Deemie also stated that we need to find a place to move it to in Veterans Park and that it will need a concrete base to sit on. He would like to have it moved by Veterans Day. Trustee Balles explained that Bob Bennett looked at the moving of the monument about a year ago and suggested that the Mayor contact Mr. Bennett. Mr. Nedlik spoke about the Memorial Day Parade and their desire to expand the parade in the future. Mayor Deemie explained that the parade has always been a Legion function so it is up to them to plan the parade and the route. Trustee Meaney suggested reaching out to the labor groups in the Village for donations towards expenses and to participate in the parade. Mr. Nedlik suggested that next year the Mayor and Trustees give speeches at just the gazebo and not the cemetery. Trustee Walker offered to help the Veterans organize the parade in the future.

Corinna Johnson, Cook St. – Suggested reaching out to the JC Rotary for participation in the parade.

Dave Kellam, Nassau St. – Stated that the chair he is sitting in is broken and the faucet in the men's room does not want to shut off. The water fountain on the first floor doesn't work well and is disgusting looking. Stated that people are putting out garbage at all different times for pick up and leaving it out. Commented on the refuse men throwing garbage cans and lids on the sidewalks causing a trip hazard for handicapped people. Stated that he has spoken to the Sherba brothers in DPW who state that they have weekly meetings and tell the guys not to do that but nothing changes. Feels that employees need to take more pride in their work. The parking lot near the diner on Floral Avenue has bamboo and garbage that needs to be taken care of as well as weeds around the Floral Avenue Fire Station that need to be removed. Dump trucks at the street project on New York Avenue have a hard time maneuvering the streets coming and going to the job site because the streets are so narrow with parking on both sides. The Village should limit parking to one side. Asked when the light pole at 41 Nassau Street will be replaced. Mayor Deemie asked if one is missing. Mr. Kellam stated it was hit in an accident. Stated that the description of his letter under communications (#9.5) is not accurate. Stated that he is no longer going to work on his property without a body camera or order of protection because he is taunted by his neighbors. Stated that 9 months ago he asked for clarification about the parking rules on Nassau Street. Stated that former Mayor Lewis wasn't going to have the Police called if someone was just stopping briefly to unload their car. Trustee Balles remembers that they did address the parking issues at that time. Former Trustee Bruce King explained a brief history of why the parking restrictions were put in place on Nassau Street. He stated that it was not put into the Code that a person could not stop in front of a house for a few minutes to



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unload groceries, etc. Mr. Kellam told Chief Dodge that his officers are there all the time and told the neighbor to stop acting like an idiot. Mayor Deemie stated that he is aware that there have been ongoing issues with him and his neighbor and there is not much that the Village can do because most of the issues are civil issues. Mr. Kellam challenged the Board and Chief Dodge to “stop the nonsense” going on in this neighborhood by bringing the neighbors in together and threatening to put them in jail if they keep calling the Police. Trustee Meaney stated that they can’t do that. Mr. Kellam stated that he wants it known that his letter to Code was a rebuttal letter and not against a Code Employee.

Charles Fenson, Massachusetts Avenue – He received a notice of long grass at his property. He mowed it and pulled the weeds two days later. Two days after that he went back and the grass was cut really short and his flowers and ground cover were scalped. His wild grapevines were also cut down. He received a bill for \$54.00 for his lawn being cut and yet his plants were destroyed. He stated that explained to the Code Office last summer that the ground cover needs time to grow and propagate but now it isn’t going to grow like it should. He stated that the Code Officer doesn’t know the difference between a weed and a flower. Feels that the bill should be removed before he sues. Thinks that the Village should examine Code Enforcement closer. He stated that he complained to Code about an electrical wire that goes from the street to his neighbor’s house that he states is not to Code and the Code Officer said that he has seen worse. Nothing has been done in 3 years with this issue. The Code Officers and the Board are personally liable if something happens. The neighbor also has a new pool, shed and tires on the property that are not to code. There is commercial mechanical work going on in the driveway. There is a lot to do in the Village with Code Enforcement. It is too selective. Many issues, including the building with graffiti on Helen Drive. That building has been unfinished for 20 years. Mr. Fenson explained that the issue with the boats on his property, code changes and his court appearances.

Don Patch, Grand Avenue – Asked about the resolutions for the Goodwill Theatre. Are they just rubber stamped? He has never seen any work being done there. Mayor Deemie explained that work is being and has been done at the properties. This resolutions are for support of the grants they are applying for.

Jason Gardner, Binghamton Brewery – Asked if his request was on the agenda. Mayor Deemie explained that he received it late today. It was too late to get it on the agenda but he forwarded it on to Code Enforcement and the DPW. Mayor Deemie explained that the Brewery is planning a parade on August 20th in honor of their building’s 100th Anniversary and the 100th Anniversary of the Village being named Johnson City (Celebrating 100 years of History).

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 Fuller. The motion carried with all those present voting in the affirmative.

- [1] Notice of the June 23, 2016 regular meeting of the Association of Towns & Villages
- [2] Notice of the June 14, 2016 meeting of the Binghamton - JC Joint Sewage Board
- [3] Announcement from the First Ward Action regarding rehabilitation grants
- [4] Letter from Mr. Dennis Mitchell regarding an incident at his property on Laurel Street with Code Enforcement and Village employees



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- [5] Copy of a letter from Mr. David Kellam to Code Enforcement regarding an issue with Code Enforcement employees
- [6] Letter from the NYS Office for People with Development Disabilities regarding the closing of the Broome Developmental Center and where to access mental health services
- [7] Letter from Attorney Paul Pool regarding a dangerous condition in the alley behind his building on Main Street
- [8] Letter from the Village of Port Dickinson requesting assistance from the Village with a drainage issue
- [9] Copy of a letter from Mr. Alex Matich to the landlord of the property next to him regarding an issue with the tenants

COMMITTEE/BOARD REPORTS

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

- [1] Minutes of the June 1, 2016 regular meeting of the Town of Union Board
- [2] Minutes of the May 18, 2016 regular meeting of the Town of Union Board
- [3] Minutes of the April 26, 2016 regular meeting of the Village of Endicott Board
- [4] Minutes of the May 19, 2016 meeting of the Broome Co. Assoc. of Municipal Clerks
- [5] Minutes of the March 22, 2016 regular meeting of the JC Planning Board
- [6] Minutes of the May 9, 2016 regular meeting of the JC Zoning Board of Appeals
- [7] Minutes of the March 29, 2016 special meeting of the Binghamton-JC JSB

DEPARTMENT REPORTS

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

- [1] Code Enforcement Monthly Report - May 2016
- [2] Code Enforcement Monthly Report - April 2016
- [3] Police Department - 2015 Yearly Report
- [4] Police Department Monthly Report - March 2016
- [5] Police Department Monthly Report - February 2016

PAYROLL AND BILLS PRESENTED

A motion to approve abstract #1 of the 2016 - 2017 fiscal bills, having been audited by the Board and approved, was made by Trustee Meaney and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

GENERAL FUND	\$1,068,879.92
WATER FUND	\$87,570.92
SEWER FUND	\$125,110.74
REFUSE FUND	\$89,636.75
JSTP	\$785,231.36
VARPUR	\$785,231.36



UNFINISHED BUSINESS

Resolution #2016 – 99

Amend the Binghamton – Johnson City Joint Sewage Treatment Plant Facilities Intermunicipal Agreement X (Master IMA) to share expenses for project management service, project analyst, and project assistant services.

WHEREAS, the City of Binghamton (the "City") is a joint owner of the Binghamton- Johnson City Joint Sewage Treatment Facilities (the "JSTF") with the Village of Johnson City (the "Village"); and

WHEREAS, the City and the Village adopted a "Master IMA" (Intermunicipal Agreement X) organizing the original agreement and all amendments into a single document and exhibits; and

WHEREAS, by Permanent Ordinance 15-34, the City and Village amended the Master IMA, Exhibit IMA No. VIII, paragraph 6 as to include the costs of a Project Manager to be included in the Phase III Remediation Project; and

WHEREAS, the City and Village wish to further amend Master IMA, Exhibit IMA No. VIII, paragraph 6 to include the costs of Project Management Services, Project Analyst, and Project Assistant Services to be included in the Phase III Remediation Project costs.

NOW, THEREFORE, the Board of Trustees of the Village of Johnson City, duly convened does hereby ordain as follows:

Section 1. Pursuant to the Master IMA, Section 31. Modifications, the Council of the City of Binghamton hereby agrees to amend the Master IMA, Exhibit IMA No. VIII, paragraph 6, as follows: ADD: Notwithstanding the forgoing, the City may retain services for Project Management Services, Project Analyst, and Project Assistant Services, as employees of the City of Binghamton for the Phase III Remediation Project. The cost of such employee services may be paid by the City in the first instance, but will be included in the project budget for the Phase III Remediation Project, budget lines HX8150.500100.J11FF (Flood) and HX8150.500100.J11NN (Non-Flood) or charged back to the Joint Sewage Treatment Facility at the year-end reconciliation billing. The Owners agree to amend the authorizing Bond Ordinances for this purpose, if necessary.

Section 2. That this Ordinance shall become effective after approval by a three-fourths vote of the voting strength of the Common Council of the City of Binghamton and the Board of Trustees of the Village of Johnson City.

A motion to table Resolution #2016-99 was made by Trustee Meaney and seconded by Trustee Balles. The motion carried with all those present voting in the affirmative.



NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2016 - 100

A motion to declare the action an unlisted action and authorize the Mayor to issue a negative declaration under SEQR for the short EAF and further to approve the rezoning of 144 Grand Avenue (TM #143.73-4-41) located in the Village from Urban Multi-Family (UMF) to General Commercial (GC) pursuant to Section 300 Article 52 of the Village Code was made by Trustee Meaney and seconded Trustee Balles.

Motion Failed - Vote:

Ayes – 0 **Nays** – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Absent** – 0

Resolution #2016 - 101

Authorize the forgiveness of a \$60.00 fine for excess refuse collected at 325 Riverside Drive.

This resolution was held over by Trustee Fuller.

Resolution #2016 - 102

Authorize the forgiveness of a \$45.00 fine for excessive brush collected at 203 Harrison Street which was out too early and blocking the sidewalk causing a safety issue.

This resolution was held over by Trustee Walker.

Resolution #2016 - 103

A motion to approve the following resolution was made by Trustee Meaney and seconded by Trustee Walker.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

WHEREAS, Resolution by the Board of Trustees of the Village of Johnson City approving and endorsing Goodwill Theatre Inc. in its application to NYS Homes and Community Renewal for funding under the New York Main Street Program.

WHEREAS, the applicant proposes funding for building renovations to the 1920 Goodwill Theatre Building at 36 Willow Street as a cultural anchor.

WHEREAS, the purpose of funding will contribute to ongoing community revitalization efforts; and

WHEREAS, the grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project is located.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Johnson City approves and endorses the 2016 New York Main Street application for assistance prepared and to be submitted by Goodwill Theatre, Inc.

Resolution #2016 - 104

A motion to endorse the Goodwill Theatre Inc., 2016 Consolidated Funding Application (CFA) Round 6 for funds from the New York State Office Environmental Protection Fund, under the Preservation or Heritage area programs, in an amount not to exceed \$500,000 of grant funding and enter into and execute a project agreement with the State for such financial assistance to



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this Goodwill Theatre, Inc. for Economic Growth Investment entitled Cultural Anchor Hub for JC Health & Cultural District for rehabilitation and adaptive re-use of the 1920 Goodwill Theatre building located at 67 Broad Street and, if appropriate, a conservation easement/preservation/public access covenant to the deed of the assisted property was made by Trustee Meaney and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 105

A motion to endorse the Goodwill Theatre Inc., application for funds from the 2016 Consolidated Funding Application (CFA) Round 6 for a grant in an amount not to exceed \$50,000 in grant funds under the New York State Council of the Arts (NYSCA) to support a 2017 staff person in the area of marketing, social media, educational & community outreach and enter into and execute a project agreement with the State for such financial assistance to this Goodwill Theatre, Inc. with this project helping to expand the cultural offerings of the Goodwill Theatre Inc. organization which will be a catalyst for development in the surrounding area was made by Trustee Fuller and seconded by Trustee Meaney.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 106

A motion to endorse the Goodwill Theatre Inc., application for funds from the Empire State Development and STREDC for CFA Round 6 as a request for Priority Project funding in and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to this Goodwill Theatre Inc. for support toward completion of the Goodwill Theatre Complex as the development of this cultural anchor will help support the revitalization of the area surrounding Binghamton University Pharmacy School and be a catalyst for development in the surrounding area was made by Trustee Meaney and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 107

A motion to approve a request from St. John Ukrainian Orthodox Church to close St. John's Parkway at Virginia Avenue on July 16 & 17, 2016 for their annual Ukrainian Day Festival contingent upon the church obtaining an amusement license, the Village receiving proof of the required liability insurance and acceptable security/safety plans was made by Trustee Balles and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

PUBLIC SAFETY

FIRE (Trustee Balles) – No new business



POLICE (Trustee Balles)

Resolution #2016 - 108

A motion to appoint Heather Magargle to the position of General Clerk Part Time, effective June 23, 2016, at a rate of \$11.00 per hour, not to exceed 19.5 hours per week, contingent upon the successful completion of a background investigation was made by Trustee Fuller and seconded by Trustee Meaney.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 109

A motion to declare a 1999 Ford Crown Victoria VIN# 2FAFP17W4XX207798 (JCPD Parking Enforcement Car #744) which is beyond reasonable repair due to frame rot and will no longer be able to be used, three (3) prisoner partitions from older police vehicles that cannot be used in newer police vehicles and a Cannondale Police Bicycle S/N MH01907 which is outdated and difficult to service due to parts being discontinued and has been replaced by a new bicycle, as surplus equipment and authorize the Police Department to dispose of the same via AuctionsInternational.com at no cost to the Village was made by Trustee Meaney and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 110

A motion to authorize the Chief of Police to terminate the department's agreement with Appriss and sign a new agreement with Car Fax that will allow Car Fax to provide motor vehicle reports online to individuals/non-corporate entities at no cost and to corporate entities for a convenience fee to the requestor but at no cost to the Village was made by Trustee Walker and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

PUBLIC WORKS (Trustee Balles)

Resolution #2016 - 111

A motion to accept the resignation of Thomas Steed from the Department of Public Works effective June 14, 2016 was made by Trustee Balles and seconded by Trustee Walker.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 112

A motion to appoint Todd Cutting to the position of Probationary Laborer - Refuse effective June 30, 2016, at a starting hourly rate of \$16.07 as set by the Collective Bargaining Agreement, contingent upon the successful completion of the required pre-employment drug testing and the successful completion of a background check was made by Trustee Meaney and seconded by Trustee Walker.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0



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Resolution #2016 - 113

A motion to award the bid for the Reynolds Road/Anna Maria Drive Drainage Improvements Project, a Community Development Block Grant Disaster Recovery Project, funded through the Governor's Office of Storm Recovery in the amount of \$866,250.00 to ZMK Construction 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 Walker and seconded By Trustee Balles.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 114

A motion to award the bid for the purchase of gate valves in the amount of \$5,280.00 to HD Supply Waterworks Ltd. as the lowest responsive bid was made by Trustee Meaney and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 115

A motion to award the bid for the purchase of hydrants in the amount of \$21,600.00 to HD Supply Waterworks Ltd. as the lowest responsive bid was made by Trustee Walker and seconded by Trustee Meaney.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 116

A motion to authorize the Broome County Promise Zone to hold their annual “Family Nights In The Park” event at CFJ Park on Wednesday, August 24, 2016 from 5:30 – 7:30pm, contingent upon providing the appropriate liability insurance, security details and the completion of a parks reservation form was made by Trustee Balles and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

RECREATION (Trustees Balles) – No new business

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

JOINT SEWAGE TREATMENT BOARD (Trustees Fuller & Meaney)

Resolution #2016 - 117

A motion to authorize the Binghamton-Johnson City Joint Sewage Board Fiscal Officer to modify the 2015 and 2016 Binghamton-Johnson City Joint Sewage Board budgets to account for flood recovery reimbursements received which are to be paid over to the JSTP's owners was made by Trustee Walker and seconded by Trustee Balles.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0



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WHEREAS, the Village of Johnson City (the "Village") is a joint owner of the Binghamton-Johnson City Joint Sewage Treatment Plant (the "JSTP") with the City of Binghamton (the "City"); and

WHEREAS, the JSTP is operated and maintained by the Binghamton-Johnson City Joint Sewage Board (the "Sewage Board") under a series of inter-municipal agreements between the City and the Village; and

WHEREAS, the Board of Trustees and the Common Council of the City of Binghamton approve the Sewage Board's budget; and

WHEREAS, the Joint Sewage Board has received reimbursements for flood recovery expenses incurred by the Village and the City which require corresponding reimbursement to the Village and the City; and

WHEREAS, progress payments under FEMA Project Worksheet #02150 compensating for September 2011 flood damage to the Terminal Pumping Station require that \$99,772.63 received by the Joint Sewage Board in 2015 and \$160,803.81 received by the Joint Sewage Board in 2016 be reimbursed to the Village and the City in their respective shares; and

WHEREAS, in consultation with the Joint Sewage Board's Fiscal Officer (City of Binghamton Comptroller), the Sewage Board has proposed revenue neutral transfers and modifications to the Sewage Board's 2015 and 2016 operating budgets to account for the receipt and reimbursement of the above funds,

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

Section 1. That the Village Board approves the following modifications to the 2015 Joint Sewage Board budget:

- a. that estimated revenue on 2015 Revenue line J.44960 (Fed Aid-Emer. Disaster Assist.) be increased by \$74,829.47; and*
- b. that estimated revenue on 2015 Revenue line J.43960 (State Aid-Emer. Disaster Assist.) be increased by \$24,946.16; and*
- c. that appropriations in the 2015 Joint Sewage Board Appropriations budget be increased in the amount of \$99,772.63 on line J8130.54899 – Reimburse Owner Recovery Expenses) to fund payments to or on behalf of the BJCJSTF's Owners (\$45,097.23 to the Village of Johnson City and \$54,675.40 to the City of Binghamton), and that upon approval of these budget modifications by a majority of the Village Board and a majority of the Common Council of the City, the Joint Sewage Board Fiscal Officer is authorized and directed to make and journal such budget modifications.*

Section 2. That the Village Board approves the following modifications to the 2016 Joint Sewage Board budget:

- a. that estimated revenue on 2016 Revenue line J.44960 (Fed Aid-Emer. Disaster Assist.) be increased by \$120,602.86; and*
- b. that estimated revenue on 2015 Revenue line J.43960 (State Aid-Emer. Disaster Assist.) be increased by \$40,200.95; and*



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- c. *that appropriations in the 2016 Joint Sewage Board Appropriations budget be increased in the amount of \$160,803.81 on line J8130.54899 – Reimburse Owner Recovery Expenses) to fund payments to or on behalf of the BJCJSTF's Owners (\$72,683.33 to the Village of Johnson City and \$88,120.48 to the City of Binghamton), and that upon approval of these budget modifications by a majority of the Village Board and a majority of the Common Council of the City, the Joint Sewage Board Fiscal Officer is authorized and directed to make and journal such budget modifications.*

Section 3. *That this resolution shall take effect immediately, except as otherwise provided above.*

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the second privilege of the floor.

Corinna Johnson, Cook St. – Reminded everyone about the upcoming JC Partners Cruze-Inz event on June 23rd. There are great cars and great food in addition to the cars.

Lurleen Crampton, Roberts St. – Thanked the Village for finally cutting down the crab apple tree at her property.

Corinna Johnson, Cook St. – Asked what the budget for the Memorial Day Parade is. Mayor Deemie stated that it is \$600.00.

Willard Wayman, Endicott Ave. – Expressed his disgust over the conditions of 95 Endicott Avenue. Stated that the Code Enforcement Officer just shakes his head when he is there. Asked why the Village can't just demolish the building. Mayor Deemie stated that he will check with Chief Dodge and Code Enforcement to see what the outstanding issues are there.

Lurleen Crampton, Roberts St. – Stated that a few years ago he spoke to a funeral director who had to remove a body from a house on Endicott Avenue and he was scared that the stairs would not hold the weight of his people and the stretcher with the body on it because they were in such bad shape.

Mayor Deemie closed the second privilege of the floor.

ADJOURNMENT

Mayor Deemie adjourned the meeting at 8:40pm.

Cindy Kennerup
Clerk/Treasurer

CK/db



518-854-5537

www.VellanoTechnologies.com

info@vellano.com

Gas Detection

Wastewater Odor Control

Water Meters

Dear Bob

6/17/16

Please note that the sealed bid Vellano Corp submitted for fire hydrants + Gate valves was incorrect. I reversed the bid on the hydrants.

I mistakenly put our gate valve bid price on the fire hydrant bid. And hydrant price on the gate valves bid.

Hydrants should have been \$25,419.40
Gate valves should have been \$6,147.70

Sincerely

Parvati Branch Mgr

