



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 John Walker, Trustee

AGENDA - REGULAR MEETING OF THE VILLAGE BOARD

Tuesday, October 18, 2016 @ 7:30pm • Village Hall, 243 Main St., 2nd fl, Johnson City, NY

We kindly request that you turn off or mute all cell phones and pagers.

We kindly request that if anyone wishes to read from a prepared statement, please provide the Clerk with a copy so that the minutes can be as accurate as possible.

ORDER OF BUSINESS:

1. ***PLEDGE OF ALLEGIANCE***

2. ***FIRE EXITS***

3. **MAYOR'S ANNOUNCEMENTS**

[3.1] The next regular Village Board Meeting will be Tuesday, November 15, 2016 at 7:30pm with a work session at 5:30pm

4. **APPROVAL OF BOARD MINUTES**

Minutes of the October 4, 2016 regular meeting and work session.

5. **BIDS** - None

6. **PUBLIC HEARINGS**

[6.1] Law #6-2016, amending Chapter 264 of the Village Code entitled "Vehicles and Traffic" as follows: §264-54 (Designation of monthly parking stalls) to repeal Subsections A and B in their entirety.

[6.2] Local Law #7-2016, amending Chapter 264 of the Village Code entitled "Vehicles and Traffic" as follows: §264-89B to add Nassau Street-east side, entire length from service road to Pratt Avenue.

[6.3] Local Law #8-2016, amending Chapter 264 (a) and (b) of the Village Code entitled "Vehicles and Traffic", Section 64 (Fines; penalties for offenses), increasing the base fine to a minimum of \$40.00; providing for a reduced fine if paid within five (5) business days.

7. **PETITIONS RECEIVED** - None

8. **PRIVILEGE OF THE FLOOR – VISITORS**

9. **COMMUNICATIONS**

[9.1] Time Warner/Charter Communications notice of service changes dated 10/5/16

[9.2] Notice of the Oct. 27, 2016 meeting of the Br. Co. Assoc. of Towns & Villages

[9.3] Letter from Mr. David Kellam regarding the parking situation on Nassau Street



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- [9.4] Letter from Ed Stellman regarding various issues in the Village
- [9.5] Notice of the Oct. 20, 2016 Special Meeting of the Bing. – JC Joint Sewage Board

10. COMMITTEE/BOARD REPORTS

- [10.1] Minutes of the October 5, 2016 regular meeting of the Town of Union Board
- [10.2] Minutes of the August 8, 2016 meeting of the JC Zoning Board of Appeals

11. DEPARTMENT REPORTS

- [11.1] Department of Public Works Monthly Report – September 2016

12. PAYROLL AND BILLS PRESENTED

Abstract #8 of the 2016 - 2017 Fiscal bills

GENERAL FUND	\$265,541.55
WATER FUND	\$13,569.88
SEWER FUND	\$106,610.62
REFUSE FUND	\$23,698.87
JSTP	\$411,450.77
VARPUR	\$411,450.77

13. UNFINISHED BUSINESS - None

14. NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2016 – 181

Adopt Law #6-2016, amending Chapter 264 of the Village Code entitled “Vehicles and Traffic” as follows: §264-54 (Designation of monthly parking stalls) to repeal Subsections A and B in their entirety.

WHEREAS, the Village of Johnson City scheduled a public hearing for October 18, 2016 at 7:35 p.m. for Local Law No. 6 of the year 2016 entitled “A LOCAL LAW AMENDING CHAPTER 264 ENTITLED ‘VEHICLES AND TRAFFIC’” specifically Section 264-54 Designation of monthly parking stalls; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Village and posted on the Village Clerk’s signboard; and

WHEREAS, said public hearing was duly held at the Village Hall, 243 Main Street, Johnson City, New York on the 18th day of October, 2016 at 7:35 p.m. and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, pursuant to Part 617 of the implementing regulations of the State Environmental Quality Review Act, it has been determined by the Village Board that adoption of the proposed Local Law constitutes an Unlisted Action, as defined under said regulations. The Village Board has considered the possible environmental impacts of the Local Law. The adoption of said Local Law will not have a significant adverse impact on the environment and the Village Board adopts a negative declaration with respect to the Local Law; and



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WHEREAS, the Village Board, after due deliberation, finds it in the best interest of the Village to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Johnson City hereby adopts said Local Law as Local Law No. 6-2016 entitled "A LOCAL LAW AMENDING CHAPTER 264 ENTITLED 'VEHICLES AND TRAFFIC'", a copy of which is attached hereto and made a part hereof; and

RESOLVED, the Village Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and to give due notice of the adoption of said Local Law to the Secretary of State; and

RESOLVED, that this resolution will take effect immediately.

Resolution #2016 – 182

Adopt Local Law #7-2016, amending Chapter 264 of the Village Code entitled "Vehicles and Traffic" as follows: §264-89B to add Nassau Street-east side, entire length from service road to Pratt Avenue.

WHEREAS, the Village of Johnson City scheduled a public hearing for October 18, 2016 at 7:35 p.m. for Local Law No. 7 of the year 2016 entitled "A LOCAL LAW AMENDING CHAPTER 264 ENTITLED 'VEHICLES AND TRAFFIC'" specifically Section 264-89 Schedule XIV: No Standing; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Village and posted on the Village Clerk's signboard; and

WHEREAS, said public hearing was duly held at the Village Hall, 243 Main Street, Johnson City, New York on the 18th day of October, 2016 at 7:35 p.m. and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, pursuant to Part 617.5(c)(16) of the implementing regulations pertaining to Article 8 of the State Environmental Quality Review Act ("SEQRA"), it has been determined by the Village Board of the Village of Johnson City that adoption of the proposed Local Law constitutes a Type II Action as defined under said regulations. SEQRA provides that installation of traffic control devices on existing streets is not subject to review, and the Vehicles and Traffic Law includes in the scope of traffic control devices those devices erected to guide traffic; and

WHEREAS, the Village Board, after due deliberation, finds it in the best interest of the Village to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Johnson City hereby adopts said Local Law as Local Law No. 7-2016 entitled "A LOCAL LAW AMENDING CHAPTER 264 ENTITLED 'VEHICLES AND TRAFFIC'", a copy of which is attached hereto and made a part hereof; and

RESOLVED, the Village Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and to give due notice of the adoption of said Local Law to the Secretary of State; and

RESOLVED, that this resolution will take effect immediately.



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Resolution #2016 – 183

Adopt Local Law #8-2016, amending Chapter 264 (a) and (b) of the Village Code entitled “Vehicles and Traffic”, Section 64 (Fines; penalties for offenses), increasing the base fine to a minimum of \$40.00; providing for a reduced fine if paid within five (5) business days.

WHEREAS, the Village of Johnson City scheduled a public hearing for October 18, 2016 at 7:35 p.m. for Local Law No. 8 of the year 2016 entitled “A LOCAL LAW AMENDING CHAPTER 264 ENTITLED ‘VEHICLES AND TRAFFIC’” specifically Section 264-58 Payment of fine; failure to pay, and 264-64 Fines; penalties for offenses; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Village and posted on the Village Clerk’s signboard; and

WHEREAS, said public hearing was duly held at the Village Hall, 243 Main Street, Johnson City, New York on the 18th day of October, 2016 at 7:30 p.m. and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, pursuant to Part 617 of the implementing regulations of the State Environmental Quality Review Act, it has been determined by the Village Board of the Village of Owego that adoption of the proposed Local Law does not constitute an “action” as defined and can be considered without further regard to SEQRA; and

WHEREAS, the Village Board, after due deliberation, finds it in the best interest of the Village to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Johnson City hereby adopts said Local Law as Local Law No. 8-2016 entitled “A LOCAL LAW AMENDING CHAPTER 264 ENTITLED ‘VEHICLES AND TRAFFIC’”, a copy of which is attached hereto and made a part hereof; and

RESOLVED, the Village Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and to give due notice of the adoption of said Local Law to the Secretary of State; and

RESOLVED, that this resolution will take effect immediately.

Resolution #2016 –184

Authorize the Clerk/Treasurer to remove the charges from the October 2016 utility bill for 145 Floral Avenue and make such adjustments as are necessary in the Village accounting records.

Resolution #2016 – 185

Authorize the Clerk/Treasurer to remove a portion of the charges from the October 2016 utility bill for 901 Reynolds Road and make such adjustments as are necessary in the Village accounting records.

Resolution #2016 – 186

Authorize the Village, in partnership with Walmart and the Johnson City Celebration Committee, to hold the seventh annual Lights on the Carousel at the CFJ Carousel from 5pm – 8pm on December 2nd & 3rd, December 9th & 10th and December 16th & 17th.



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Resolution #2016 – 187

Authorize the Mayor to sign an agreement with SUNY College of Environmental Science and Forestry Center for Community Design Research to do a Community Design Studio in the spring of 2017 working with the local community through Community Design to create everyday and extraordinary spaces for people and to engage people in the design process with the designs to be utilized for the 2017 Main Street Construction Grant.

Resolution #2016 – 188

Authorize the creation of an advisory committee to help with community visioning and guide the planning process as part of the SUNY College of Environmental Science and Forestry Center for Community Design Research project.

PUBLIC SAFETY

FIRE (Trustees Balles & Walker) – No new business

POLICE (Trustees Balles & Walker)

Resolution #2016 – 189

Declare one tire/wheel (size P215 75 R15) found in the Police tire inventory from a Jeep police vehicle that is no longer owned by the Village and there is no other need for as surplus equipment and authorize the Police Department to dispose of the same via AuctionsInternational.com at no cost to the Village

Resolution #2016 – 190

Authorize the Police Department to purchase five (5) Rhinotab Patrol PCs directly through PatrolPC at a cost of \$26,430.00 to be reimbursed by the New York State Division of Criminal Justice Services through a Public Protection Grant facilitated through the office of Senator Fred Akshar.

PUBLIC WORKS (Trustees Balles & Fuller) – No new business

RECREATION (Trustees Balles & Fuller) – No new business

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

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

15. PRIVILEGE OF THE FLOOR – VISITORS

16. ADJOURNMENT

To contact Village Board members via e-mail please use the following addresses:

Mayor Gregory Deemie - jcmayor@villageofjc.com

Trustee Richard Balles - rballes@villageofjc.com

Trustee Deborah Fuller - dfuller@villageofjc.com

Trustee Martin Meaney - mmeaney@villageofjc.com

Trustee John Walker - jwalker@villageofjc.com



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VILLAGE OF JOHNSON CITY - LOCAL LAW NO. 6 FOR THE YEAR 2016

A LOCAL LAW AMENDING CHAPTER 264 OF THE VILLAGE CODE ENTITLED VEHICLES AND TRAFFIC

Section 1. Chapter 264 of the Village Code shall hereby be amended as follows:

§ 264-54. Designation of monthly parking stalls.

- A. This subsection is hereby repealed in its entirety.
- B. This subsection is hereby repealed in its entirety.

(The remainder of this section shall remain the same.)

Section 2. Remainder

Except as hereinabove amended, the remainder of the Code of the Village of Johnson City shall remain in full force and effect.

Section 3. Separability

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 4. Effective Date

This Local Law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.



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VILLAGE OF JOHNSON CITY - LOCAL LAW NO. 7 FOR THE YEAR 2016

A LOCAL LAW AMENDING CHAPTER 264 OF THE VILLAGE CODE ENTITLED VEHICLES AND TRAFFIC

Section 1. Chapter 264 of the Village Code shall hereby be amended as follows:

§ 264-89 Schedule XIV: No Standing.

B. No standing anytime. In accordance with the provisions of § 264-23, no person shall stand a vehicle upon any of the following described streets or parts thereof:

Insert the following:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Nassau Street	East	Entire length from service road to Pratt Avenue

[The remainder of this section remains the same]

Section 2. Remainder

Except as hereinabove amended, the remainder of the Code of the Village of Johnson City shall remain in full force and effect.

Section 3. Separability

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 4. Effective Date

This Local Law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.