



VILLAGE OF JOHNSON CITY

MUNICIPAL BUILDING

243 MAIN STREET, JOHNSON CITY, NY 13790

www.villageofjc.com

Village Board

Gregory Deemie, Mayor

Bruce King, Deputy Mayor

Richard Balles, Trustee Martin Meaney, Trustee John Walker, Trustee

Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, December 5, 2017 in the Municipal Building, 243 Main Street, Johnson City

Present: Gregory Deemie, Mayor
 Bruce King, Deputy Mayor
 Richard Balles, Trustee
 Martin Meaney, Trustee
 John Walker, Trustee

Absent: None

Also Present: Cheryl Sacco, Legal Counsel
 Cindy Kennerup, Clerk/Treasurer

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, December 19, 2017 at 7:30pm with a work session at 5:30pm.
- [2] Weather permitting, yard waste collection will continue on Monday, December 11th and Monday December 18th.
- [3] Village Offices will be closed on Monday, December 25th for Christmas and Monday, January 1st for New Year's Day. Refuse Collections will not be effected as there is no garbage collection on Monday. Monday is yard waste day. The Christmas tree collection dates are January 8th and January 15th.
- [4] Alternate street parking began on December 1st.

- [5] December 18th @ 5:30pm Village Board will hold a Special Meeting at the Justice Bldg. 2nd fl. regarding the ongoing BOA project that is being done through the County – Bergmann Associates are the consultants on that and they will be present at the meeting. A meeting open to the public in regards to a \$125,000 grant to do a study on the Main Street area.
- [6] December 18th at 7pm at the Justice Bldg. 2nd fl.- the State will be meeting regarding the iDistrict which is in regards to the URI and iDistricts and what they will be doing. They will be having a public hearing regarding the \$20 million Greater Binghamton Fund that the governor put out a couple months back and what it is going to entail for that fund. They are looking for public opinion on that. This is a change from December 13th.
- [7] Lights on the Carousel December 8th, 9th, 15th and 16th from 5pm – 8pm.

APPROVAL OF BOARD MINUTES

A motion to approve the minutes of October 17, 2017 regular meeting and work session was made by Trustee King and seconded by Trustee Balles. The motion carried with all those present voting in the affirmative.

BIDS - None

PUBLIC HEARINGS

[1] Local Law No. 12 of 2017, “A Local Law Amending Chapter 147 of the Village Code entitled “Fire Insurance Claims””.

Mayor Deemie opened the public hearing. This enables us to enact us to be able to put liens on fire insurance proceeds if there was a fire there, they can’t just take the money and run. This way as long as it isn’t owner occupied we can put a lien against the fire insurance proceeds to take care of the property if we have to.

There being no one wishing to speak, Mayor Deemie closed the public hearing.

[2] Regarding phase one of the Rehabilitation of the vacant factory building at 19 Avenue B (40,000 sq. ft.) in the Johnson City iDistrict, which is seeking funding under Round5, Restore NY Communities Initiative, Municipal Grant Program through Empire State Development Corporation (ESDC). Phase one will complete initial clean-up and stabilization of the structure, and utilize professional architectural and engineering services to plan and prepare for the next stages of rehabilitation. The completed project will be a shared commercial facility to manufacture and can NYS Farmhouse craft beverages, to be sold to a private owner through a complete bid process.

Mayor Deemie opened the public hearing.

David Kellum – Is this as you go down around the corner? The Mayor confirms it is the Old Volunteers of America building.

Dai Korba - We don't want to maintain it as a municipal building we would prefer it to be a tax earning property.

Don Slota, Eldredge Ave – Didn't you open up bids a week or 2 ago for proposals for this building? The Mayor states 57 Lester Ave, for the old Victory Building. The County did. The proposed project is for senior housing and commercial space. They are waiting to have a press conference on that. It was sold for \$250,000.

This public hearing is so we can go forward with the grant process.

Mayor Deemie closed the public hearing.

PETITIONS RECEIVED- None

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the first privilege of the floor.

Carol Laskowski, Edwards St – The house fire at the corner of Willow and Floral. The faded sign that indicated that work was being done. Has anyone thought to call that number on the banner? The banner says Wrightman. The Mayor said he talked to the architect on the place and she told him they are working on the inside of the place. The Mayor will send Code over to take a look at it to see where they are with it..

David Kellam, Berkley St – He goes by almost every day and it appears they are doing minimal work. There are boards on the ground that haven't been there before. It is very slow going.

Corrina Johnson, Cook St – Gatherings at gazebo. Thursday we will have the Johnson City Jazz Band. Come down and support the wildcats and have a good time.

Julie Deemie – The lights are not on at the tree at Veteran's Park. Are there lights on the tree? The Mayor explains that we have had issues with the timer and maybe the cord fell out of the timer. There are two cords there and the one had fallen out the other day. Mrs. Deemie says the lights around the gazebo are not appealing it would be a lot nicer to have the icicle lights as in former years. She hopes they get them back next year.

Dai Korba, Albert St – A lot of the icicle lights got broken last year because of the packaging. She thinks we didn't have extra funds to buy more lights to replace the broken ones. If there are any organizations that would like to partner with the Village of Johnson City and enhance our holiday celebrations she would welcome that, not only as a Village employee but as a community member.

Julie Deemie – In the future if that comes up, we could always consider the Partners in the future.

Don Slota, Eldredge Ave – On Boland Drive next to the turnaround near the bridge. There is only one sign that says no dumping. Right now there is a mattress down there, a door, a piece of sheetrock and it was really looking good after the river clean-up. These guys were coming in with a pick-up truck and Mr. Slota came around parked. They dumped trees and leaves and they left. One person throws something there and then others think they can.

David Kellam, Berkley St – I see this flow chart over here. He asks if Trustee Balles can address it. The Mayor explains because the last board meeting Mr. Kellam asked about moving code along faster, how code works. That is a process for a code violation. Mr. Kellum thanks Mayor Deemie. Mayor says that he will give a copy to Mr. Kellum.

Did the Board discuss the parking situation on Nassau Street at 42 and 46 Nassau Street? The Mayor states that the Board had a discussion, but we have not decided. We have two options to leave it as it is or take down the handicapped signs and repeal our handicapped law over there. We just installed the sign, but it is a process we can repeal and put everything back the way it was. Mr. Kellam asks if there is a third option. His idea is to write a letter to the Smith's that they agreed in the October meeting that they were going to honor the sign there. Right now the only reason she is parking there is because he called the code enforcement. Mayor Deemie states there is a third option to put no parking signs up on both sides. He can't tell people where to park on the street. If they have a tag, they can park there.

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

[1] Notice of the November 14, 2017 meeting of the Joint Sewage Board

COMMITTEE/BOARD REPORTS

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

[1] Minutes of the Nov 19, 2017 meeting of the Broome Co. Assoc. of Municipal Clerks.

DEPARTMENT REPORTS

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

[11.1] Fire Dept. Overtime Report for the week of November 16, 2017 – November 29, 2017

PAYROLL AND BILLS PRESENTED

A motion to approve abstract #10 of the 2017 – 2018 fiscal bills, having been audited by the Board and approved, was made by Trustee King and seconded by Trustee Walker. The motion carried with all those present voting in the affirmative.

Motion Carried – Vote:

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

GENERAL FUND	\$ 1,614,298.65
WATER FUND	\$ 126,226.94
SEWER FUND	\$ 153,178.09

REFUSE FUND	\$ 95,97.50
JSTP	\$ 3,795,877.02

UNFINISHED BUSINESS

Resolution #2017 – 205

A motion to authorize and direct the Mayor to execute any necessary documents, in regards to the 2017 COPS(Community Policing Efforts) Grant, in a form acceptable to counsel for the Village was made by Trustee King and seconded by Trustee Meaney.

Motion Carried – Vote:

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

Discussion: Trustee Meaney states he was the one that held this over from the last meeting in order to get what it was going to cost the Village over the term of this and the figures were provided by the Chief.

NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2017 – 211

A motion to approve the Resolution to approve Local Law No. 12 of 2017, entitled “A Local Law amending chapter 147 of the Village Code entitled ‘FIRE INSURANCE CLAIMS’” the purpose of this Local Law is to amend the definition of Real Property in Section 147-1 was made by Trustee King and seconded by Trustee Meaney.

Motion Carried – Vote:

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

Resolution #2017 – 212

A motion to approve the Resolution to apply for funding for phase one of the Rehabilitation of the vacant factory building at 19 Avenue B (40,000 sq. ft.) in the Johnson City iDistrict, which is seeking funding under Round5, Restore NY Communities Initiative, Municipal Grant Program through Empire State Development Corporation (ESDC). Phase one will complete initial clean-up and stabilization of the structure, and utilize professional architectural and engineering services to plan and prepare for the next stages of rehabilitation. The project will facilitates effective and efficient use of existing and future public resources so to promote both economic development and preservation of community resources and is expected to attract and enhance new development was made by Trustee King and seconded by Trustee Meaney.

Motion Carried – Vote:

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

PUBLIC SAFETY - No new business

FIRE (Trustees Balles & Walker)- No new business

POLICE (Trustees Balles & Walker) - No new business

PUBLIC WORKS (Trustees Balles & King)

Resolution #2017 – 213

A motion to appoint Mark Buchanan to the position of Provisional Water Distribution Operator Trainee in the Water Department, effective December 7, 2017 at a starting hourly rate of \$16.72 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 King and seconded by Trustee Balles.

Motion Carried – Vote:

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

RECREATION (Trustees Balles & King) - No new business

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

JOINT SEWAGE TREATMENT BOARD ((Trustees Meaney & King) - No new business

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the second privilege of the floor. There being no one wishing to speak, Mayor Deemie closed the second privilege of the floor.

ADJOURNMENT

Mayor adjourned the meeting at 7:55pm.



Cindy Kennerup
Village Clerk/Treasurer

CK/kc

Recordings of the Village Board meetings and work sessions are available for review through the Village Clerk/Treasurer's Office.

LOCAL LAW 12 FOR THE YEAR 2017

A LOCAL LAW AMENDING CHAPTER 147 OF THE
VILLAGE CODE ENTITLED "FIRE INSURANCE CLAIMS"

Be it enacted by the Board of Trustees of the Village of Johnson City as follows:

Section 1. Section 147-1 of the Village Code is hereby amended as follows:

§ 147-1 Definitions.

REAL PROPERTY

Property upon which there is erected any residential, commercial or industrial building or structure except an owner-occupied single family residential structure and owner-occupied two family residential structures.

(The remainder of this section shall remain the same)

Section 3. Remainder

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

Section 4. 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 5. 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.