



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 Clark Giblin, Trustee John Walker, Trustee

Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, May 1, 2018 in the Municipal Building, 243 Main Street, Johnson City

Present: Gregory Deemie, Mayor
 Bruce King, Deputy Mayor
 Richard Balles, Trustee
 Clark Giblin, 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 Binghamton-Johnson City Joint Sewage Board Meeting will be Tuesday, May 8, 2018 at 3:00pm at Johnson City Village Hall.
- [2] The next Johnson City Electrical Board Meeting will be Tuesday, May 8, 2018 at 7:00pm at Johnson City Village Hall, 2nd Floor Board Room.
- [3] The next regular Village Board Meeting will be Tuesday, May 15, 2018 at 7:30pm with a work session at 5:30pm.

APPROVAL OF BOARD MINUTES

- [1] Minutes of April 17, 2018 regular meeting and work session.
- [2] Minutes of April 19, 2018 budget meeting #6.
- [3] Minutes of April 24, 2018 budget meeting #7.
- [4] Minutes of April 25, 2018 budget meeting #8.

A motion to approve the minutes was made by Trustee Walker and seconded by Trustee King. The motion carried with all those present voting in the affirmative.

BIDS – None

PUBLIC HEARINGS

[1] Local Law #5-2018 entitled “PLUMBING CODE”

Mayor Deemie opened the public hearing.

Julie Deemie, Zoa Ave, – Questions what is this for.

Attorney Sacco explained there are several changes with state compliance and composition of the board to address problems the board was having with filling the board with eligible people.

Don Slota, Eldridge Ave – Who gives the test?

Mayor Deemie confirmed we have not been doing reciprocal licensing with Endicott and Binghamton. Our plumbing board is going to give the test two times a year.

Mayor Deemie closed the public hearing.

PETITIONS RECEIVED – None

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the first privilege of the floor.

Julie Deemie, Zoa Ave, – What is the 128 Grand project?

The Mayor explained it is a 24 unit multistory apartment building he wants to put at the corner of Sherman and Grand. It will be a new gated building. He is looking for a PILOT.

Don Slota, Eldridge Ave – The same owner supposedly had some properties in Binghamton that he got easements for.

Mayor stated that there were stipulations put on this. A lot of these large projects are not going to happen without PILOTS.

Julie Deemie, Zoa Ave, – She has questions regarding the budget. Asks what is owed on the police building and how much was paid last year.

Mayor Deemie discusses the bonding per budget. He will find out what is owed on the police building and how much was paid last year. The goal every year is to pay down more than we are borrowing.

Mayor Deemie closed the first privilege of the floor.

COMMUNICATIONS

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

[1] Notice of the May 8th meeting of the Johnson City Electrical Board

COMMITTEE/BOARD REPORTS

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

- [1] Minutes of the April 18, 2018 Town of Union Board Meeting.
- [2] Minutes of the January 9, 2018 Electrical Board of Examiners Meeting.

DEPARTMENT REPORTS

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

- [1] Fire Department Overtime Report for the weeks of April 5 – April 18, 2018
- [2] Police Department Overtime Report for the weeks of April 5 – April 18, 2018
- [3] Town Of Union Code Enforcement March 2018 Monthly Report

PAYROLL AND BILLS PRESENTED

A motion to approve abstract #20 of the 2017 – 2018 fiscal bills, having been audited by the Board and approved, was made by Trustee Balles and seconded by Trustee King. The motion carried with all those present voting in the affirmative.

GENERAL FUND	\$ 1,046,295.90
WATER FUND	\$ 69,503.19
SEWER FUND	\$ 17,818.99
REFUSE FUND	\$ 57,057.12
JSTP	\$ 4,572,832.28

Motion Carried – Vote:

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

UNFINISHED BUSINESS

Resolution #2018 – 65

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

Motion Failed – Vote:

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

WHEREAS, the Village of Johnson City scheduled a public hearing for April 17, 2018 at 7:40 p.m. for Local Law No. 4 of the year 2018 entitled “A LOCAL LAW TO OVERRIDE

THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C – FISCAL YEAR 2018/2019”; and

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

WHEREAS, said public hearing was duly held at Village Hall, 243 Main Street, Johnson City, New York on the 17th day of April, 2018 at 7:40 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 Johnson City 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 hereby adopts said Local Law as Local Law No. 4-2018 entitled “A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C – FISCAL YEAR 2018/2019”, a copy of which is attached hereto and made a part hereof; and

BE IT FURTHER 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

BE IT FURTHER RESOLVED that this resolution will take effect immediately.

NEW BUSINESS

Resolution #2018 – 70

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

Motion Carried – Vote:

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

WHEREAS, the Village of Johnson City scheduled a public hearing for May 1, 2018 at 7:35 p.m. for Local Law No. 4 of the year 2018 entitled “A LOCAL LAW AMENDING CHAPTER 200 OF THE VILLAGE CODE ENTITLED ‘PLUMBING CODE’”; and

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

WHEREAS, said public hearing was duly held at Village Hall, 243 Main Street, Johnson City, New York on the 1st day of May, 2018 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 of the Village of Johnson City 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 hereby adopts said Local Law as Local Law No. 4-2018 entitled “A LOCAL LAW AMENDING CHAPTER 200 OF THE VILLAGE CODE ENTITLED ‘PLUMBING CODE’”; and

BE IT FURTHER 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

BE IT FURTHER RESOLVED that this resolution will take effect immediately.

Resolution #2018 – 71

A motion to approve the following resolution was made by Trustee King and seconded by Trustee Giblin.

Motion Carried – Vote:

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

WHEREAS, a local law entitled “A LOCAL LAW AMENDING CHAPTER 264 OF THE VILLAGE CODE ENTITLED ‘VEHICLES AND TRAFFIC’” was introduced at this meeting, and

WHEREAS, the Village Board desires to hold a public hearing with respect to the adoption of said Local Law.

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held by the Village Board of the Village of Johnson City with respect to the adoption of the aforesaid Local Law at 7:35 p.m. on May 15, 2018, at the Village Hall, 243 Main Street, Johnson City, New York, and it is further

RESOLVED, that the Village Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

Resolution #2018 – 72

A motion to authorize the Mayor to sign an agreement with Haylor, Freyer & Coon, Inc. for the Health Care Benefits Renewal with Excellus for active employees and under 65 retirees was made by Trustee Walker and seconded by Trustee Balles.

Motion Carried – Vote:

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

Resolution #2018 – 73

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

Motion Carried – Vote:

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

WHEREAS, AOM 128 Grand Avenue LLC (“AOM”) has submitted a plan for the replacement of a long-abandoned former retail building located at 128 Grand Avenue into a new, modern ground-up residential development consisting of 24 units, in total approximately 31,500 square feet;

WHEREAS, the PILOT is estimated to generate \$951,098.24 in revenue for the taxing jurisdictions (Village, JCCSD, Town and County) over the twenty (20) year PILOT in addition to meaningful water and sewage charges for the Village, and other allowed charges.

WHEREAS, "The intended use of the Project, as a condition of the PILOT, must remain substantially the same or similar for the life of the PILOT."

WHEREAS, "During the term of the PILOT, any modification or renewal of a PILOT, the owner, as a condition of the PILOT, is prohibited from requesting a reassessment of the property, is prohibited from filing a RPTL Article 7 matter, and is prohibited from seeking a reduction of its assessment on the property and project."

AND RESOLVED, subject to those conditions contained herein, the Board of Trustees of the Village of Johnson City hereby approves the proposed AOM PILOT and authorize further action as necessary.

Resolution #2018 – 74

A motion to approve and place on file the Village of Johnson City Title VI Plan was made by Trustee King and seconded by Trustee Giblin.

Motion Carried – Vote:

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

Discussion: Mayor Deemie explains it is a requirement by the DOT that we have to abide by. It’s a Civil Rights plan and we have to make sure we have language interpreter ability, ADA compliant and we have to set up some personnel. We can have a copy available if anyone wants to read through it. It is a civil rights requirement by the state.

FINANCE & RULES (All Board Members)

Resolution #2018 – 75

A motion to approve the following resolution was made by Trustee King and seconded by Trustee Giblin.

Motion Carried – Vote:

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

Whereas, the Village Board of Trustees of the Village of Johnson City having, on the 17th day of April, 2018 commencing at 7:45pm, duly held a public hearing on the tentative budget filed with the Village Clerk for the fiscal year commencing on June 1, 2018 and having heard all persons desiring to be heard in the matter of the budget for this Village for such fiscal year having been fully discussed and considered, it is Resolved, that the said tentative budget, with such modifications and adjustments as approved by the Board of Trustees, is approved and established as the budget for the Village for the fiscal year beginning June 1, 2018 and that such budget as so adopted be included and attached to the minutes of the proceedings of this Board of Trustees.

LINE ITEM	BUDGET AMOUNT	REVENUE AMOUNT
GENERAL FUND	EXPENSE	REVENUE
A2261		\$18,000.00
A3489		\$92,028.01
A5731		\$217,000.00
A5110.2.421	\$217,000.00	
A5110.4.240	-\$35,000.00	
A3410.1	\$92,028.01	
A9060.8.060	-\$42,573.42	
A9901.0.015	\$73,749.12	
GENERAL CHANGES:	\$305,203.71	\$327,028.01
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WATER FUND		\$0.00
F9060.8.060	-\$3,105.51	\$0.00
WATER CHANGES:	-\$3,105.51	\$0.00
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SEWER FUND		\$0.00
G9060.8.060	-\$554.27	\$0.00
G9901.9.015	\$85,582.38	\$0.00
SEWER CHANGES:	\$85,028.11	\$0.00
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REFUSE FUND		

EM2130		-\$17,599.69
EM8160.4.616	\$25,000.00	
EM9060.8.060	-\$3,297.20	
REFUSE CHANGES:	\$21,702.80	-\$17,599.69

DEBT SERVICE

V5031 A000		\$73,749.12
V5031 G000		\$85,582.38
V9710.6.017	\$44,500.00	
V9710.7.017	\$29,249.12	
V9730.6.017	\$63,560.00	
V9730.7.017	\$22,022.38	
TOTAL DEBT SERVICE:	\$159,331.50	\$159,331.50

LINE ITEM	AMOUNT BUDGET	AMOUNT REVENUE
F8320.2.631	-\$12,000.00	
F8320.4.262	-\$750.00	
F8320.4.273	-\$750.00	
F8320.4.412	-\$10,000.00	
F8320.4.655	-\$2,500.00	
F8340.2.403	\$48,000.00	
F8340.4.240	\$15,000.00	
F8340.4.241	-\$15,000.00	
F8340.4.521	-\$2,000.00	
F8340.4.665	-\$4,000.00	
F5730		\$48,000.00
TOTAL WATER:	\$16,000.00	\$48,000.00
G8120.4.010	\$282.46	
TOTAL SEWER:	\$282.46	

RECORDING BONDING PER BUDGET

A3120.2.310	\$87,224.00
A3120.2.311	\$12,580.00
A5110.2.421	\$217,000.00
A5110.2.421	\$60,000.00
A5112.2.014	\$400,000.00
A5112.2.015	\$890,000.00
A5112.2.020	\$320,000.00
A5410.4.214	\$120,000.00
GENERAL FUND:	\$2,106,804.00
WATER DEPT	
F8320.2.329	\$537,950.00
F8320.2.664	\$963,766.00
F8340.2.321	\$33,500.00
F8340.2.403	\$48,000.00
WATER DEPT:	\$1,583,216.00
TOTAL BONDING:	\$3,690,020.00

LINE ITEM	BUDGET AMOUNT	REVENUE AMOUNT
A1410.4	\$507.00	
A3120.1	\$9,880.00	
A3989.4.065	\$70,000.00	
A5112.2.010	\$293,390.23	
A1120		\$210,000.00
A1130		\$40,000.00
A2610		\$25,391.00
A2775		\$18,000.00
GENERAL TOTAL:	\$373,777.23	\$293,391.00
WATERFUND:		
F2140		-\$93,682.18

WATER TOTAL:	-\$93,682.18
SEWER FUND:	
G8120	-\$159,255.87
SEWER TOTAL	-\$159,255.87
REFUSE FUND:	
EM2130	-\$17,599.69
REFUSE TOTAL	-\$17,599.69

	<u>2018-19</u>	
Taxes to be raised	<u>\$10,411,361</u>	
Inc in Tax Rate/\$1,000 For 2018-19	\$345.3597	\$5.95
Percentage Increase in <u>Tax Rate</u> For 2018-19		1.75%
Net Increase in Taxes Levied For 2018-19		\$193,917
Percentage Increase in <u>Taxes Levied</u> For 2018-19		1.90%

Discussion: Mayor Deemie thanks the Board for all their hard work and keeping the budget down. Trustee King commends the department heads on doing a good job. Trustee Balles states it was a good job getting below the tax cap. Mayor Deemie confirms we actually got a 10% decrease in the health insurance for this budget which equated to cover the retro payment for the police department.

PUBLIC SAFETY

FIRE (Trustees Balles & Walker) - No new business

POLICE (Trustees Balles & Walker) - No new business

PUBLIC WORKS (Trustees Balles & King)

Resolution #2018 – 76

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

Motion Carried – Vote:

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

WHEREAS, a local law entitled “A LOCAL LAW AMENDING CHAPTER 236 OF

THE VILLAGE CODE ENTITLED ‘SOLID WASTE’” was introduced at this meeting, and

WHEREAS, the Village Board desires to hold a public hearing with respect to the adoption of said Local Law.

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held by the Village Board of the Village of Johnson City with respect to the adoption of the aforesaid Local Law at 7:40 p.m. on May 15, 2018, at the Village Hall, 243 Main Street, Johnson City, New York, and it is further

RESOLVED, that the Village Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

Resolution #2018 – 77

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

Motion Carried – Vote:

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

WHEREAS, a local law entitled “A LOCAL LAW AMENDING CHAPTER 270 OF THE VILLAGE CODE ENTITLED ‘WATER’” was introduced at this meeting, and

WHEREAS, the Village Board desires to hold a public hearing with respect to the adoption of said Local Law.

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held by the Village Board of the Village of Johnson City with respect to the adoption of the aforesaid Local Law at 7:45 p.m. on May 15, 2018, at the Village Hall, 243 Main Street, Johnson City, New York, and it is further

RESOLVED, that the Village Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

Resolution #2018 – 78

A motion to approve the following resolution was made by Trustee Giblin and seconded by Trustee King.

Motion Carried – Vote:

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

WHEREAS, a local law entitled “A LOCAL LAW AMENDING CHAPTER 222 OF THE VILLAGE CODE ENTITLED ‘SEWERS AND SEWAGE DISPOSAL’” was introduced at this meeting, and

WHEREAS, the Village Board desires to hold a public hearing with respect to the

adoption of said Local Law.

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held by the Village Board of the Village of Johnson City with respect to the adoption of the aforesaid Local Law at 7:50 p.m. on May 15, 2018, at the Village Hall, 243 Main Street, Johnson City, New York, and it is further

RESOLVED, that the Village Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

Resolution #2018 – 79

A motion to authorize the Johnson City Rotary to host a Tree Peony Festival on Sunday, May 27, 2018 from 11am - 5pm at Jennison Park with the Johnson City Rotary being responsible for the parks facility use application naming the Village as an additional insured for events on their liability insurance, providing the Village with a copy of same. Parking and restroom facility access will be provided by the Goodwill Theatre at the Firehouse Stage. If there are traffic control issues and/or police officers are needed they will be the responsibility of the Johnson City Rotary was made by Trustee Walker and seconded by Trustee King.

Motion Carried – Vote:

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

Discussion: Beautification of Jennison Park. Last year, Richard Matsushima had master gardeners come over from Japan and plant hundreds throughout the community. They planted twenty at Jennison Park. The festival will include local musicians, vendors and peony tree sales. Free admission. They want to make Johnson City the Tree Peony Capital.

RECREATION (Trustees Balles & King) - No new business

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

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

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the second privilege of the floor.

Corrina Johnson, Cook St. – Mural Fest is Saturday, May 5, 2018 from 11am to 4pm. Dai Korba explains that they will be working on murals on the inside of the Floral bathrooms, panels for the part of the craft shed that faces the inside of the park and panels that will go in the vacant windows of 19 Avenue B. They will have music and food.

Julie Deemie, Zoa Ave, – Recognizes Dai Korba for her volunteer work at Baker Street together with the volunteers from BU and Rotary. Go check out Baker Street and the trees the Mayor and

her planted at CFJ. The cherry tree next to the carousel is just about ready to blossom. The JC Partners is still selling geraniums. They can be purchased in memory of someone and will benefit the Care First organization. Plants will be planted in Boland Park, CFJ, Floral Park People's Park and Veteran's Park.

Dai Korba, Albert St. – At Your Home Public Library there is a free seed sharing available. They received donated seeds. Anyone with a library card can go in and pick up some seeds for planting. If anyone has any plants for splitting, they can bring them in also.

Corrina Johnson, Cook St. – Bike Day is May 12th from 11am until the bikes are gone. They need helmets, bikes and locks. They have about 325 bikes.

Mayor Deemie closed the second privilege of the floor.

ADJOURNMENT

Mayor adjourned the meeting at 8:07pm.



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.