



# 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  
Clark Giblin, Trustee

Richard Balles, Trustee  
John Walker, Trustee

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## AGENDA - REGULAR MEETING OF THE VILLAGE BOARD

Tuesday, May 15, 2018 @ 7:30pm • Village Hall, 243 Main St., 2<sup>nd</sup> Floor, 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 Binghamton-Johnson City Joint Sewage Board Meeting will be Tuesday, June 12, 2018 at 3:00pm at Johnson City Village Hall.

[3.2] The next regular Village Board Meeting will be Tuesday, June 19, 2018 at 7:30pm with a work session at 5:30pm.

4. **APPROVAL OF BOARD MINUTES**

[4.1] Minutes of May 1, 2018 regular meeting and work session.

5. **BIDS** – None

6. **PUBLIC HEARINGS**

[6.1] Local Law #5-2018 amending Chapter 264 of the Village Code entitled "VEHICLES AND TRAFFIC"

[6.2] Local Law #6-2018 amending Chapter 236 of the Village Code entitled "SOLID WASTE"

[6.3] Local Law #7-2018 amending Chapter 270 of the Village Code entitled "WATER"

[6.4] Local Law #8-2018 amending Chapter 222 of the Village Code entitled "SEWERS AND SEWAGE DISPOSAL"

7. **PETITIONS RECEIVED** – None

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

9. **COMMUNICATIONS**

[9.1] 30-Day Advanced Notice to Local Municipality for Broad Street Enterprises, LLC

[9.2] 30-Day Advanced Notice to Local Municipality for Wegmans Food Markets, Inc.

**10. COMMITTEE/BOARD REPORTS**

[10.1] Minutes of the May 2, 2018 Town of Union Board Meeting.

**11. DEPARTMENT REPORTS**

[11.1] Fire Department Overtime Report for the weeks of April 19 – May 2, 2018

[11.2] Police Department Overtime Report for the weeks of April 19 – May 2, 2018

[11.3] DPW Overtime Report for April 2018

**12. PAYROLL AND BILLS PRESENTED**

Abstract #21 of the 2017 - 2018 Fiscal bills

GENERAL FUND	\$ 1,418,633.73
WATER FUND	\$ 475,069.68
SEWER FUND	\$ 170,678.16
REFUSE FUND	\$ 226,075.56
JSTP	\$ 746,848.53

**13. UNFINISHED BUSINESS** – No new business

**14. NEW BUSINESS**

**FINANCE & RULES (All Board Members)**

**Resolution #2018 – 80**

A motion to authorize a parade permit to be issued to the VFW Alfred & Henry Michalovic Post 2332 and the Frank A. Johnson American Legion Post 758 to hold a Memorial Day Parade on May 28, 2018 starting at 10:00am at Ozalid Road to Main Street traveling west to the Gazebo for a formal ceremony subject to providing the appropriate liability insurance and coordination with the Village Police Department and the Department of Public Works.

**Resolution #2018 – 81**

**WHEREAS**, the Village of Johnson City scheduled a public hearing for May 15, 2018 at 7:35 p.m. for Local Law No. 5 of the year 2018 entitled “A LOCAL LAW AMENDING CHAPTER 264 OF THE VILLAGE CODE ENTITLED ‘VEHICLES AND TRAFFIC’”; 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 15th 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 the State Environmental Quality Review Act (“SEQRA”), it has been determined by the Village Board that adoption of the proposed Local Law constitutes a Type II Action as defined under 6 NYCRR 617.5(16) and (27); 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. 5-2018 entitled "A LOCAL LAW AMENDING CHAPTER 264 OF THE VILLAGE CODE ENTITLED 'VEHICLES AND TRAFFIC'", 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.

#### **Resolution #2018 – 82**

**WHEREAS**, the Village of Johnson City scheduled a public hearing for May 15, 2018 at 7:40 p.m. for Local Law No. 6 of the year 2018 entitled "A LOCAL LAW AMENDING CHAPTER 236 OF THE VILLAGE CODE ENTITLED 'SOLID WASTE'"; 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 15th day of May, 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. 6-2018 entitled "A LOCAL LAW AMENDING CHAPTER 264 OF THE VILLAGE CODE ENTITLED 'SOLID WASTE'", 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.

#### **Resolution #2018 – 83**

**WHEREAS**, the Village of Johnson City scheduled a public hearing for May 15, 2018 at 7:45 p.m. for Local Law No. 7 of the year 2018 entitled "A LOCAL LAW AMENDING CHAPTER 270 OF THE VILLAGE CODE ENTITLED 'WATER'"; 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 15th day of May, 2018 at 7:45 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. 7-2018 entitled "A LOCAL LAW AMENDING CHAPTER 270 OF THE VILLAGE CODE ENTITLED 'WATER'", 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.

#### **Resolution #2018 – 84**

**WHEREAS**, the Village of Johnson City scheduled a public hearing for May 15, 2018 at 7:50 p.m. for Local Law No. 8 of the year 2018 entitled "A LOCAL LAW AMENDING CHAPTER 222 OF THE VILLAGE CODE ENTITLED 'SEWERS AND SEWAGE DISPOSAL'"; 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 15th day of May, 2018 at 7:50 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. 8-2018 entitled "A LOCAL LAW AMENDING CHAPTER 270 OF THE VILLAGE CODE ENTITLED 'SEWERS AND SEWAGE DISPOSAL'", 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.

**Resolution #2018 – 85**

Authorize the Village Treasurer to make all budgetary adjustments to balance all Village operating accounts for the fiscal year ending May 31, 2018.

**Resolution #2018 – 86**

A motion to authorize the Clerk/Treasurer to relevy the unpaid utility and other charges as of the June 1, 2018 tax roll in the amount of \$942,237.60 as detailed below was made by Trustee Balles and seconded by Trustee King.

Sign Licenses, False Alarms & DPW Handbills	\$5,196.00
Water & Sewer Rents & Refuse Fees	\$937,041.60

**Resolution #2018 – 87**

**WHEREAS**, the Village of Johnson City, Board of Trustees desire to approve and accept the Draft Johnson City Health and Cultural iDistrict Revitalization Strategy from Bergmann Associates.

**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 draft strategy constitutes an TYPE II Action, as defined under said regulations 6 NYCRR 617.5(c)(18), (20), (21), and (27). As such, no further environmental review is necessary under SEQRA; and

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

**NOW, THEREFORE, BE IT RESOLVED** that the Village Board hereby adopts said Draft Johnson City Health and Cultural iDistrict Revitalization Strategy from Bergmann Associates.

**Resolution #2018 – 88**

Authorize the Mayor to sign an Agreement for Access and Preliminary Investigation Activities between the New York State Department of Environmental Conservation and the Village of Johnson City for the property located at Boland Park, 475 Boland Drive, Johnson City, New York.

**Resolution #2018 – 89**

Motion acknowledging receipt of the 59 Lester Empire LLC application for rezoning, site plan, and variances, and referral of those application to the Village of Johnson City Planning for an advisory opinion on the rezoning of 59 Lester Ave, and that the Board of Trustees hereby consents to the Planning Board acting as Lead Agency for SEQRA purpose for the entire project.

**PUBLIC SAFETY**

**FIRE (Trustees Balles & Walker)** – No new business

**POLICE (Trustees Balles & Walker)**

**Resolution #2018 –90**

Accept a grant from Broome County District Attorney's Office in the amount of \$8,000 for Aid to JC Police for Violent Crimes cases.

**PUBLIC WORKS (Trustees Balles & King)**

**Resolution #2018 – 91**

Appoint Damien Gardepe to the position of Water Distribution Operator-Trainee from Broome County Certified List #67-379 at a salary \$17.10 per hour effective June 4, 2018 contingent upon the successful completion of a background investigation and the required drug test.

**Resolution #2018 – 92**

Authorize the renewal of the contract for Curb & Gutter and Sidewalk Replacement Contract for Fiscal Year 2018-2019 with Tre-Gen Concrete Corporation.

**Resolution #2018 – 93**

Authorize the advertisement of bids for the purchase of hydrants and gate valves.

**RECREATION (Trustees Balles & King)** – No new business

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

**JOINT SEWAGE TREATMENT BOARD (Trustees King & Giblin)**

**Resolution #2018 – 94**

Authorize the enactment of legislation to transfer \$640,753.87 of existing funds from various Plant Capital lines into the existing Plant Outflow Periodic Dredging capital line for use in the WQIP Project of dredging and rechanneling the Susquehanna River and Fuller Hollow Creek outlet to their pre-flood(s) flow dynamics.

**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](mailto:jcmayor@villageofjc.com)*

*Deputy Mayor Bruce King - [bking@villageofjc.com](mailto:bking@villageofjc.com)*

*Trustee Richard Balles - [rballes@villageofjc.com](mailto:rballes@villageofjc.com)*

*Trustee Clark Giblin - [cgiblin@villageofjc.com](mailto:cgiblin@villageofjc.com)*

*Trustee John Walker - [jwalker@villageofjc.com](mailto:jwalker@villageofjc.com)*