



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, June 19, 2018 in the Municipal Building, 243 Main Street, Johnson City

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

Absent: Clark Giblin, Trustee

Also Present: Cheryl Sacco, Legal Counsel
 Cindy Kennerup, Clerk/Treasurer
 Captain George Hayes, JCPD

Mayor Deemie called the meeting to order at 7:30pm, led the Pledge of Allegiance and noted the fire exits.

MAYOR'S ANNOUNCEMENTS

- [1] A Special Meeting of the Binghamton-Johnson City Joint Sewage Board will be Thursday, June 28, 2018 at 3:00pm at the Binghamton-Johnson City Joint Sewage Treatment Facility New Administration Building, 1st Floor Conference Room, Vestal, NY.
- [2] The next Binghamton-Johnson City Joint Sewage Board Meeting will be Tuesday, July 10, 2018 at 3:00pm at Johnson City Village Hall.
- [3] The next regular Village Board Meeting will be Tuesday, July 17, 2018 at 7:30pm with a work session at 5:30pm.
- [4] Johnson City Partners Cruze-In will be held from 5-8pm on Thurs., June 21st in the Village Hall Parking lot.
- [5] The US Army Corps of Engineers and NYSDEC will be holding a public meeting regarding the 12 Broome County levee systems on July 18, 2018, 6:30 pm – 8:30 pm. The venue is to be determined.
Discussion: They have been doing a levee analysis study and the concern is levees do not meet new ACOE and FEMA Guidelines which will eventually result in properties currently on the protected side of the levee systems to be required to have flood insurance. This will have a financial impact on the entire community.

APPROVAL OF BOARD MINUTES

[1] Minutes of May 15, 2018 regular meeting and work session.

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

BIDS

[1] Bids were opened and read at 10:00am on Friday, June 15, 2018 at Village Hall for Hydrants as follows:

<u>Contractor</u>	<u>Bid Amount</u>
Core & Main	\$2,241.55 per hydrant
F.W. Webb	\$2,298.00 per hydrant
Ferguson Waterworks	\$2,309.50 per hydrant
EJ Prescott	no bid

PUBLIC HEARINGS – None

PETITIONS RECEIVED – None

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the first privilege of the floor.

Julie Deemie, Zoa Ave, – What is number 9 communication?

Mayor Deemie responds it is in regards to the Grapevine Café getting a liquor license.

Mayor Deemie closed the first privilege of the floor.

COMMUNICATIONS

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

[1] 30-Day Advanced Notice to Local Municipality for The Grapevine Cafe, LLC

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 May 16, 2018 Town of Union Board Meeting.

[2] Minutes of the June 6, 2018 Town of Union Board Meeting.

[3] Minutes of the April 24, 2017 regular meeting of the Village of Endicott.

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.

- [1] Fire Department Overtime Report for the weeks of May 3 – May 16, 2018
- [2] Fire Department Overtime Report for the weeks of May 17 – May 30, 2018
- [3] Fire Department Overtime Report for the weeks of May 31 – June 13, 2018
- [4] Police Department Overtime Report for the weeks of May 3 – May 16, 2018
- [5] Police Department Overtime Report for the weeks of May 17 – May 30, 2018
- [6] Police Department Overtime Report for the weeks of May 31 – June 13, 2018
- [7] DPW Overtime Report for May 2018
- [8] Town Of Union Code Enforcement May 2018 Monthly Reports

PAYROLL AND BILLS PRESENTED

A motion to approve abstract #1 of the 2018 – 2019 fiscal bills, having been audited by the Board and approved, was made by Trustee Walker and seconded by Trustee Balles. The motion carried with all those present voting in the affirmative.

GENERAL FUND	\$ 832,645.76
WATER FUND	\$ 1,197,105.90
SEWER FUND	\$ 125,631.25
REFUSE FUND	\$ 71,246.28
JSTP	\$ 5,117,316.39
VARPUR	\$ 6,224.15

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

UNFINISHED BUSINESS – None

NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2018 – 95

A motion to declare the village’s 1987 Pierce 105 ft. Aerial Truck serial nos. 9983W/9984T as surplus and to authorize the sale of the Village’s truck, sold as is, and no delivery to Markus Black for \$10,000; the truck was advertised on Municbid Auction Site and the sales price was the highest bid and which therefore represents fair market value was made by Trustee Walker and seconded by Trustee King.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 – 96

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

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

WHEREAS, a local law entitled “A LOCAL LAW AMENDING THE VILLAGE ZONING MAP” a copy of which is attached hereto, 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 July 17, 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.

Discussion: Mayor Deemie states this is to set a public hearing. It is for a rezone of 59 Lester.

Resolution #2018 – 97

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

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

WHEREAS, a local law entitled “A LOCAL LAW AMENDING CHAPTER 258 OF THE VILLAGE CODE ENTITLED ‘TOWING’” a copy of which is attached hereto, 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 July 17, 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.

Discussion: Mayor Deemie states this is to set a public hearing. Our towing law needed some updating and reconfiguring. Sergeant Mason was involved in getting this updated.

Resolution #2018 – 98

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

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

WHEREAS, a local law entitled “A LOCAL LAW OF THE VILLAGE OF JOHNSON CITY ENTITLED ‘LITTERING’” a copy of which is attached hereto, 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 July 17, 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.

Discussion: Mayor Deemie states we don’t have a littering law on the books. We are creating a littering law so we can put signs up for fines regarding littering.

Resolution #2018 – 99

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

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

WHEREAS, a local law entitled “A LOCAL LAW AMENDING CHAPTER 264 OF THE VILLAGE CODE ENTITLED ‘VEHICLES AND TRAFFIC’” a copy of which is attached hereto, 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 July 17, 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.

Discussion: Mayor Deemie states this is to change parking on both Lester Ave and Zoa Ave. There will be no parking on Lester Ave at all due to safety concern from Harry L. Drive to 112 Lester Ave. No parking on Zoa Ave from Harry L. Drive to Hillside on the West side.

Resolution #2018 – 100

A motion to authorize the settlement of DEC Matter, case no. PBS. OT.7-600246.7.2018 and authorize the Mayor to execute the consent and to take any other actions necessary to settle the matter was made by Trustee King and seconded by Trustee Balles.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 – 101

A motion to authorize the Mayor to sign a Memorandum of Agreement between the Frank A. Johnson Post 758 and the Village of Johnson City as amended for the purpose of transferring control of the World War II Monument to the Village of Johnson City was made by Trustee Walker and seconded by Trustee King.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 – 102

A motion to authorize the Mayor to sign the three year Cooperation Agreement between the Town of Union and the Village of Johnson City for Federal Fiscal Years 2020, 2021 & 2022 for the purpose of undertaking a Town Community Development Program pursuant to the Housing & Community Development Act of 1974 was made by Trustee Walker and seconded by Trustee King.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 – 103

A motion to approve a request from Kimberly Wheaton, resident of 20 Colville Ave – corner of Balch and Colville to close the dead end portion of Balch Avenue on Sunday, June 24, 2018 from 4:00pm – 9:00pm for a Graduation Party contingent upon obtaining the required street permit and coordination with the DPW and Police Department for the street closures was made by Trustee King and seconded by Trustee Balles.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 – 104

A motion to appoint Laila Davis-Clark to the temporary position of part time Zombie Properties Clerk effective the 18th day of June, 2018 contingent upon the successful completion of a background check with the salary being paid through the Zombie Properties Grant from the NY Attorney General’s office was made by Trustee King and seconded by Trustee Walker.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 –105

A motion to authorize the Mayor to sign a Memorandum of Understanding with Binghamton University student Laila Davis-Clark for a Masters of Public Administration Internship for June 2018 through September 2018, or through the completion of the required 300 hours was made by Trustee King and seconded by Trustee Walker.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 –106

A motion to authorize and direct the Mayor to execute the Village of Johnson City’s application in regards to the NYS Homes and Community Renewal for funding under the New York Main Street Program was made by Trustee King and seconded by Trustee Walker.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

WHEREAS, the Village of Johnson City desires to apply financial assistance through the 2018 Consolidated Funding Application (CFA) under the Main Street Program and

WHEREAS, the application proposes funding to assist property owners to complete building renovations to downtown "main street" buildings on Main Street between Arch Street and Jennison Avenue; and

WHEREAS, the proposed 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 will be located.

NOW, THEREFORE, BE IT RESOLVED, that the Board of the Village of Johnson City approves and endorses the 2018 NY Main Street application for assistance prepared and to be submitted by Village Grant Writer Dai Korba.

Resolution #2018 –107

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

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

RESOLVED, that the Village of Johnson City supports and endorses grant Writer Dai Korba to submit an application for financial assistance through the 2018 Consolidated Funding Application process from the New York State Office of Parks, Recreation and Historic Preservation (“OPRHP”) under the Title 9 of the Environmental Protection Act of 1993 for the purpose of funding the restoration of the historic Square Deal Arch.

Resolution #2018 –108

A motion to approve a request from St. John Ukrainian Orthodox Church to close St. John’s Parkway at Virginia Avenue on July 14 & 15, 2018 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 King.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 –109

A motion to approve a request from Jennifer Johnson and Patricia Stacconi, on behalf of the residents of Victory Street and Cyndy Street, to close the cul-de-sac where Victory meets Cyndy on Saturday, July 28, 2018 from 3:00pm – sunset for a neighborhood Block Party contingent upon obtaining the required street permit and coordination with the DPW and Police Department for the street closures was made by Trustee Balles and seconded by Trustee Walker.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 –110

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

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

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

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 Final Johnson City Health and Cultural iDistrict Revitalization Strategy from Bergmann Associates.

Discussion: Trustee Walker explains this is the finalization of the revitalization strategy. We are accepting the report. Mayor Deemie confirms we have approved the draft; we are just approving the final version.

PUBLIC SAFETY

FIRE (Trustees Balles & Walker) - No new business

POLICE (Trustees Balles & Walker)

Resolution #2018 –111

A motion to authorize the auction of the following Police Department property was made by Trustee King and seconded by Trustee Walker.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

- 1) 2010 Chevrolet Impala VIN 2G1WD5EM2A1250068 (JCPD Det. Car 722) – vehicle has a transmission problem which is not cost effective to repair – unexpected replacement.
- 2) 2008 Dodge Durango VIN 1D8HB38N88F115034 (JCPD Patrol Car 716) – vehicle is experiencing significant body/frame rust and has reached end of expected life – planned replacement under fleet schedule.
- 3) 13 empty rifle storage cases – used to ship rifles from the manufacturer to the Department and are not needed
- 4) Surplus lightbars and misc equipment from decommissioned vehicles
- 5) Surplus Blackhawk Serpa X26 Taser Holsters and X26 Taser batteries – no longer needed as all X26 Tasers were upgraded to a new model.

Resolution #2018 – 112

A motion to authorize Sergeant Brian Bailey be promoted to the rank of Lieutenant with the Johnson City Police Department effective June 21st, 2018 from Civil Service list #77-276A at the base salary determined by the Collective Bargaining Agreement was made by Trustee Balles and seconded by Trustee King.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 – 113

A motion to authorize Detective David Williams be promoted to the rank of Sergeant with the Johnson City Police Department effective June 21st, 2018 from Civil Service list #73-128A at

the base salary determined by the Collective Bargaining Agreement was made by Trustee Walker and seconded by Trustee Balles.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

PUBLIC WORKS (Trustees Balles & King)

Resolution #2018 – 114

A motion to authorize the Drug Free Communities with support from the Broome County Promise Zone to hold their annual “Family Fun Nights In The Park” event at CFJ Park on Wednesday, August 15, 2017 from 5:30 – 8:00pm, contingent upon the submittal of the appropriate liability insurance, security details and the completion of a parks reservation form was made by Trustee Balles and seconded by Trustee Walker.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 – 115

A motion to appoint Phillip Francisco to the position of Water Distribution Operator-Trainee from Broome County Certified List #67-379 at a salary \$17.10 per hour effective June 25, 2018 contingent upon the successful completion of a background investigation and the required drug test was made by Trustee Walker and seconded by Trustee Balles.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 – 116

A motion to appoint Abayomi Durham to the position of Water Distribution Operator-Trainee from Broome County Certified List #67-379 at a salary \$17.10 per hour effective July 9, 2018 contingent upon the successful completion of a background investigation and the required drug test was made by Trustee King and seconded by Trustee Walker.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

Resolution #2018 – 117

A motion to award the bid for Hydrants in the amount of \$2,241.55 per hydrant to Core & Main as the lowest responsive bid was made by Trustee Walker and seconded by Trustee King.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

RECREATION (Trustees Balles & King) - No new business

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

JOINT SEWAGE TREATMENT BOARD ((Trustees Giblin & King)

Resolution #2018 – 118

A motion to appoint Kevin Crull with NY Atlantic Inland, Inc. as the electrical inspector until December 31, 2019 was made by Trustee Walker and seconded by Trustee Balles.

Motion Carried – Vote:

Ayes – 4 (King, Walker, Balles, Deemie) **Nays** – 0 **Absent** – 1 (Giblin)

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the second privilege of the floor.

Corrina Johnson, Cook St. – Discussed the new Community Action Team Unit. She handed out flyers on the CAT Unit the JC Police Department has formed.

The Mayor confirms there will be a press release going out on the CAT Unit. Thursday, June 21 @ 6:00 pm at the Bridge Community Center, 143 Baldwin Street, Tuesday, June 26th @ 6:00pm at the Firehouse Stage, Thursday, June 28th @6:00pm at Primitive Methodist. It is posted on the JC Police Website and it will be posted on our Facebook Page and website.

Mike Tugwell, Greenridge Street - Are we replacing the fire truck? Resolution #102, CDBG funds? Promotions in the police department, were there retirements?

Mayor Deemie confirms we already replaced the truck with a new truck/demo truck. CDBG funds are for roads and parks in the Village that qualify. We had one retirement in the police department.

Mayor Deemie closed the second privilege of the floor.

ADJOURNMENT

Mayor adjourned the meeting at 8:00 pm.

Cindy Kennerup

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.