



# 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

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## AGENDA - REGULAR MEETING OF THE VILLAGE BOARD

Tuesday, July 17, 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**

\*\* PRESENTATION OF CERTIFICATES FOR JC YOUTH SOFTBALL TEAMS 10U & 12U

#### 3. **MAYOR'S ANNOUNCEMENTS**

- [3.1] 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 at the Smart Energy Building at Binghamton University located at 85 Murray Hill Road in Vestal, NY
- [3.2] Johnson City Partners Cruze-In will be held from 5-8pm on Thurs., July 19<sup>th</sup> in the Village Hall Parking lot.
- [3.3] Carousel Day, CFJ Park, 11:00 a.m. – 6:00 p.m.
- [3.4] The Finance Committee of the Binghamton-Johnson City Joint Sewage Board will be Thursday, July 25, 2018 at 4:00pm at Johnson City Village Hall.
- [3.5] The next regular Village Board Meeting will be Tuesday, August 7, 2018 at 7:30pm with a work session at 5:30pm.
- [3.6] The next Binghamton-Johnson City Joint Sewage Board Meeting will be Tuesday, August 14, 2018 at 3:00pm at Johnson City Village Hall.

#### 4. **APPROVAL OF BOARD MINUTES**

- [4.1] Minutes of June 19, 2018 regular meeting and work session.

#### 5. **BIDS** – None

#### 6. **PUBLIC HEARINGS**

- [6.1] Local Law # 9-2018 Amending Chapter 258 of the Village Code Entitled “TOWING”
- [6.2] Local Law # 10-2018 entitled “LITTERING”
- [6.3] Local Law # 11-2018 Amending Chapter 264 of the Village Code Entitled “VEHICLES AND TRAFFIC”

AND TRAFFIC”

[6.4] Local Law # 12-2018 Amending the Village Zoning Map – Rezone 59 Lester Avenue

**7. PETITIONS RECEIVED**

[7.1] Petition from Residents of Schulte Avenue, Johnson City, NY

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

**9. COMMUNICATIONS - None**

**10. COMMITTEE/BOARD REPORTS**

[10.1] Minutes of the June 27, 2018 Susquehanna Heritage Area Meeting.

[10.2] Minutes of the June 20, 2018 Town of Union Board Meeting.

**11. DEPARTMENT REPORTS**

[11.1] Fire Department Overtime Report for the weeks of June 14 – June 27, 2018

[11.2] Fire Department Overtime Report for the weeks of June 28 – July 11, 2018

[11.3] Police Department Overtime Report for the weeks of June 14 – June 27, 2018

[11.4] Police Department Overtime Report for the weeks of June 28 – July 11, 2018

[11.5] DPW Overtime Report for June 2018

**12. PAYROLL AND BILLS PRESENTED**

Abstract #2 of the 2018 - 2019 Fiscal bills

GENERAL FUND	\$ 720,854.50
WATER FUND	\$ 198,830.97
SEWER FUND	\$ 21,468.39
REFUSE FUND	\$ 82,115.88
JSTP	\$ 1,969,317.33

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

**14. NEW BUSINESS**

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

**Resolution #2018 – 119**

Approve the following resolution:

**WHEREAS**, the Village of Johnson City scheduled a public hearing for July 17, 2018 at 7:40 p.m. for Local Law No. 9 of the year 2018 entitled “A LOCAL LAW AMENDING CHAPTER 258 OF THE VILLAGE CODE ENTITLED ‘TOWING’”; 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 July, 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. 9-2018 entitled “A LOCAL LAW AMENDING CHAPTER 258 OF THE VILLAGE CODE ENTITLED ‘TOWING’”, 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 – 120**

Approve the following resolution:

**WHEREAS**, the Village of Johnson City scheduled a public hearing for July 17, 2018 at 7:45 p.m. for Local Law No. 10 of the year 2018 entitled “A LOCAL LAW OF THE VILLAGE OF JOHNSON CITY ENTITLED ‘LITTERING’”; 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 July, 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. 10-2018 entitled “A LOCAL LAW OF THE VILLAGE OF JOHNSON CITY ENTITLED ‘LITTERING’”, 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 – 121**

Approve the following resolution:

**WHEREAS**, the Village of Johnson City scheduled a public hearing for July 17, 2018 at 7:50 p.m. for Local Law No. 11 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 17th day of July, 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 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. 11-2018 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 – 122**

Local Law # 12-2018 – Held over

**Resolution #2018 – 123**

To approve an assessment reduction for 19 Arch St, Johnson City Tax ID#143.57-3-16 for John Stilloe and David Petryszyn due to a corrected assessment from last year’s order not reflected on the 2018-2019 year’s tax rolls. Amount of adjustment (-\$1,441.88).

**Resolution #2018 – 124**

To approve an assessment reduction for Sidings Switches Etc., Johnson City Tax ID#001.RY-1-3 for Norfolk Southern Corporation due to correction from prior year’s assessment not brought forward onto the 2018-2019 year’s tax roll. Amount of adjustment (-\$294.59).

**Resolution #2018 – 125**

To approve an assessment reduction for 41 Nassau St., Johnson City Tax ID#143.49-4-11 for Kathleen A. Engle and Robert W. Engle due to income calculation error resulting in wrong calculation of higher

assessment. Amount of adjustment (-\$386.81).

**Resolution #2018 – 126**

To approve assessment reduction for 14 Academy St, Johnson City Tax ID#143.33-2-25 for Sharon A. Rogers due to a missed age exemption. Amount of adjustment (-\$259.03).

**Resolution #2018 – 127**

To approve assessment reduction 25 Weymouth Ln., Johnson City Tax ID#127-10-2-34 for Brian Haynes and Kathleen Haynes due to corrected Veterans Exemption (-\$178.90).

**Resolution #2018 – 128**

To remove the title of “Acting” and Appoint Janet Ottman permanently to the Susquehanna Heritage Area Commission to represent the Village of Johnson City.

**Resolution #2018 – 129**

As one of the few communities to officially adopt the Complete Streets Program we have been awarded \$20,000 through the “Creating Healthy Schools and Communities Grant” from the Broome County Health Department. So be it resolved that we accept the funding to be used to purchase concrete for new construction and/or reconstruction of sidewalks within the Village.

**Resolution #2018 – 130**

A motion to approve a request from Joe & Marie Lukasik, on behalf of the residents of Martin Avenue, to close Martin Avenue between Union Street and Riverside Drive on Friday, August 3, 2018 from 6:00pm – 11:00pm for the neighborhood’s annual Ice Cream Block Party contingent upon obtaining the required street permit and coordination with the DPW and Police Department for the street closures

**Resolution #2018 – 131**

Motion to authorize the Village of Johnson City to enter into a 6 month lease agreement for space at 267 Main Street, for a monthly lease amount not to exceed \$ \_\_\_\_\_ plus utilities, for space for grant funded Zombie Properties Committee activities, including but not limited to community outreach, education, and “Grow JC”, any such lease must be approved as to form by legal counsel, and the Mayor is authorized to execute the same thereafter.

**Resolution #2018 – 132**

In accordance with New York State Penal Law, Motion to approve the attached Fireworks Application Form and to set the fee for any such application at \$50.00; review of such applications would be done by Code and Fire Departments.

**PUBLIC SAFETY**

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

**POLICE (Trustees Balles & Walker)**

**Resolution #2018 – 133**

Appoint Dylan Vandermark to the position of Police Officer effective August 2<sup>nd</sup>, 2018 from Broome County Civil Service list 62-594, filling a vacancy created by the retirement of Lieutenant David Hozempa, at the base starting salary of \$42,470.

**Resolution #2018 – 134**

Authorize the auction of the following Police Department property:

- 1) 2012 Chevrolet Impala VIN 2G1WD5E33C1229062 (JCPD Car 713) – vehicle has motor and air conditioning problems which are not cost effective to repair.

**Resolution #2018 – 135**

Approve a travel request for Cameron Hillman, Dan VanWie, Matthew Kushner and Mike Hepler to attend SWAT Training from Sept. 30 – Oct. 5, 2018 in Fort Drum, NY at a cost of \$1,650.00 from budget line A3120.4.930.

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

**Resolution #2018 – 136**

Appoint Mark Buchanan to the position of Water Distribution Operator-Trainee from Broome County Certified List #67-379 at a salary \$17.10 per hour effective July 5, 2018 contingent upon the successful completion of a background investigation and the required drug test.

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

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

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

*Deputy Mayor Bruce King - bking@villageofjc.com*

*Trustee Richard Balles - rballes@villageofjc.com*

*Trustee Clark Giblin - cgiblin@villageofjc.com*

*Trustee John Walker - jwalker@villageofjc.com*