



VILLAGE OF JOHNSON CITY

MUNICIPAL BUILDING
243 MAIN STREET • JOHNSON CITY, NY 13790
www.villageofjc.com

Village Board

Gregory Deemie, Mayor

Clark Giblin, Deputy Mayor
Benjamin Reynolds, Trustee

Martin Meaney, Trustee
John Walker, Trustee

AGENDA - REGULAR MEETING OF THE VILLAGE BOARD

Tuesday, May 21, 2019 @ 7:30pm • Village Hall, 243 Main St., 2nd 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 2nd Annual Tree Peony Festival is scheduled for Sunday, May 26, 2019 from 11:00am – 5:00pm at Jennison Park, Willow Street.
- [3.2] The Town of Union Board Meeting will be held Wednesday, June 5, 2019 at 7:00pm at 3111 E. Main Street, Endicott, NY 13760.
- [3.3] The next Binghamton-Johnson City Joint Sewage Board Meeting will be Tuesday, June 11, 2019 at 3:30pm at the JSTP Administration Office Building, Main Conference Room.
- [3.4] The Broome County Association of Towns & Villages monthly meeting will take place Thursday, June 13, 2019 at 6:00 pm at the Spot Restaurant, 1062 Front Street, Binghamton.
- [3.5] The next regular Village Board Meeting will be Tuesday, June 18, 2019 at 7:30pm with a work session at 5:30pm at Village Hall.
- [3.6] Your Home Library is increasing the number of board members to 7 so they are taking applications/resumes to fill 2 new seats on the board. Please contact Ben Lainhart Library Director if interested.

4. APPROVAL OF BOARD MINUTES

- [4.1] Minutes of May 7, 2019 regular meeting and work session

5. BIDS

- [5.1] Bids were opened and read at 10:00am on Thursday, May 16, 2019 at Village Hall for the Willow Street Water Replacement – Sewer Separation and Street Resurfacing as follows:

<u>Contractor</u>	<u>Bid Amount</u>
DeNinis	\$565,441.00
G. DeVincentis	\$357,000.00

6. **PUBLIC HEARINGS** – None

7. **PETITIONS RECEIVED**

[7.1] Petition to Repair & Repave Miriam Street

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

9. **COMMUNICATIONS**

[9.1] Correspondence from Darlene Krisko at 829 Oakdale Road, Johnson City.

[9.2] Correspondence from David Cohen regarding underpass underneath the railroad tracks at St. Charles and Allen St, Johnson City

10. **COMMITTEE/BOARD REPORTS**

[10.1] Minutes of the May 1, 2019 Town of Union Board Meeting

11. **DEPARTMENT REPORTS**

[11.1] Fire Department Overtime Report for the weeks of May 2 – May 15, 2019

[11.2] Police Department Overtime Report for the weeks of May 2 – May 15, 2019

12. **PAYROLL AND BILLS PRESENTED**

Abstract #20 of the 2018 - 2019 Fiscal bills as stated and or amended and attached to the work session minutes.

GENERAL FUND	\$ 708,737.82
WATER FUND	\$ 30,655.23
SEWER FUND	\$ 21,235.66
REFUSE FUND	\$ 24,830.57
JSTP	\$ 1,185,001.83

13. **UNFINISHED BUSINESS** –

Motion to amend Resolution #2019 – 73 which said:

Authorize the Johnson City Rotary to host a Tree Peony Festival on Sunday, May 26, 2019 from 12pm - 4pm 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.

Authorize amendment of time from 12pm – 4pm to 11am – 5pm and give authorization to close Willow Street between Lewis Street and Corliss Avenue contingent upon receiving the necessary approvals from the JC Police and JC DPW for road closures.

14. NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2019 – 84

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 7:35 p.m. on June 18, 2019, 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 #2019 –85

Authorize the Mayor to sign an agreement with Haylor, Freyer & Coon, Inc. for the Health Care Benefits Renewal with Excellus.

Resolution #2019 – 86

Authorize the Village Treasurer to make all budgetary adjustments to balance all Village operating accounts for the fiscal year ending May 31, 2019.

Resolution #2019 – 87

A motion to authorize the Clerk/Treasurer to relevel the unpaid utility and other charges as of the June 1, 2019 tax roll in the amount of \$ 318,211.02 as detailed below.

Sign Licenses, False Alarms & DPW Handbills	\$ 15,640.98
Water & Sewer Rents & Refuse Fees	\$ 302,570.04

Resolution #2019 – 88

A motion to award the bid for the Willow Street Water Replacement - Sewer Separation and Street Resurfacing in the amount of \$357,000 to G. Devincentis as the lowest responsive bid.

Resolution #2019 – 89

A motion to authorize the renewal of the contract for Curb & Gutter and Sidewalk Replacement Contract for Fiscal Year 2019-2020 with Tre-Gen Concrete Corporation.

Resolution #2019 – 90

A motion to authorize the Mayor to sign a renewal agreement with Broome County for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program for January 1, 2019 – December 31, 2019.

Resolution #2019 – 91

Promote Melinda Murcko to Sr. Account Clerk from Civil Service list #71-387 effective May 23, 2019 per the Administrative Support Unit contract.

Resolution #2019 – 92

WHEREAS, by Memorandum, dated May 16, 2019, by the Town of Union Building Official Daria Golazeski, the Village of Johnson City, Village Board of Trustees has been requested to consider declaring unsafe and dangerous the structure at 254 Grand Avenue (aka 175 Hudson Street), Johnson City, New York, which consideration requires a public hearing; and

NOW, THEREFORE, be it

RESOLVED, that the Village Board will hold a Public Hearing on July 16, 2019 at 7:40 p.m. to solicit public input on the issue concerning whether the structure at 254 Grand Avenue (aka 175 Hudson Street), Johnson City, New York should be declared unsafe and dangerous; and be it further

RESOLVED, that notice of this Public Hearing shall be served by mail on the record owner of 254 Grand Avenue (aka 175 Hudson Street), Johnson City, New York and its legal counsel, if known; and be it further

RESOLVED, that the Village Clerk and Counsel are authorized to take such additional and further action as is necessary to notice the Public Hearing as noted herein; and be it further

RESOLVED that in accordance with Section 118-9 of the Village Code, that a clear and imminent danger to life, safety and health exists for persons and property; and as such the building at 254 Grand Avenue (aka 175 Hudson Street), Johnson City, New York must be secured immediately, the Board hereby authorized the Building Inspector to immediately cause the securing of this building.

Resolution #2019 – 93

WHEREAS, by Memorandum, dated March 28, 2019, by the Town of Union Building Official Daria Golazeski, the Village of Johnson City, Village Board of Trustees has been requested to consider declaring unsafe and dangerous the structure at 179 Floral Avenue, Johnson City, New York, which consideration requires a public hearing; and

NOW, THEREFORE, be it

RESOLVED, that the Village Board will hold a Public Hearing on July 16, 2019 at 7:35 p.m. to solicit public input on the issue concerning whether the structure at 179 Floral Avenue, Johnson City, New York should be declared unsafe and dangerous; and be it further

RESOLVED, that notice of this Public Hearing shall be served by mail on the record owner of 179 Floral Avenue, Johnson City, New York and its legal counsel, if known; and be it further

RESOLVED, that the Village Clerk and Counsel are authorized to take such additional and further action as is necessary to notice the Public Hearing as noted herein; and be it further

RESOLVED that in accordance with Section 118-9 of the Village Code, that a clear and imminent danger to life, safety and health exists for persons and property; and as such the building at 179 Floral Avenue, Johnson City, New York must be secured immediately, the Board hereby authorized the Building Inspector to immediately cause the securing of this building.

Resolution #2019 – 94

Whereas, the Village issued a Request for Proposals on March 11, 2016 entitled "Full Service Water Storage Tank Asset Management and Maintenance Program" for the professional services to provide the long term full service maintenance and management for certain Potable Water Storage Tanks, and

Whereas, the Village via Resolution 2016-73 authorized an agreement with Utility Service Group, and

Whereas, an addendum to the Master Services Agreement is necessary for work to maintain its 500,000 gallon water storage tank located at 1000 Reynolds Road-Rear, such Addendum is called "Scope of Work No. 3" and

Now, therefore be it,

Resolved, that the Mayor or his designee is authorized to execute the above reference document in a form and containing terms and conditions acceptable to counsel for the Village.

Resolution #2019 – 95

Authorize the Johnson City Police Association to host a DW 5K After party Sunday, June 2, 2019 contingent upon receiving the necessary approvals from JC Police and JC DPW for road closures and give authorization to close Wilbrow Alley at the rear of Giblin's Irish pub and to block off Broad Street from the South side of the entrance/exit of the Red Robin Diner to the Entrance/exit of the Village Parking lot on Broad Street from 11:30am – 3:00pm.

Resolution #2019 – 96

Approve a request from St. John Ukrainian Orthodox Church to close St. John's Parkway at Virginia Avenue on July 13 & 14, 2019 for their annual Ukranian Day Festival contingent upon the church obtaining an amusement license, the Village receiving proof of the required liability insurance and acceptable security/safety plans.

Resolution #2019 – 97

Authorizing the implementation, and funding in the first instance 100% of the Federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation Federal-aid project; and appropriating funds

therefore.

WHEREAS, a Project of the milling and repaving of Floral Avenue from Lusk Street to Ackley Avenue, P.I.N. 9754.11 (“the Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the **Village of Johnson City** desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the **Preliminary Engineering/Design** and **Right-of-Way Incidentals** work.

NOW, THEREFORE, the **Village of Johnson City Board**, duly convened does hereby

RESOLVE, that the **Village of Johnson City Board** hereby approves the above subject project; and it is hereby further

RESOLVED, that the **Village of Johnson City Board** hereby authorizes the **Village of Johnson City** to pay in the first instance 100% of the Federal and non-Federal share of the costs of the **Preliminary Engineering/Design** and **Right-of-Way Incidentals** work for the Project or portions thereof; and it is further

RESOLVED, that the sum of **\$54,000** is hereby appropriated from the Village of Johnson City budget line A5112.2 and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the **Village of Johnson City Board** shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the **Mayor** of the **Village of Johnson City** be and is hereby authorized to execute all necessary Agreements, certifications of reimbursement requests for Federal-aid and/or Marchiselli-aid on behalf of the **Village of Johnson City** with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality’s first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

PUBLIC SAFETY

FIRE (Trustees Walker & Reynolds) – No new business

POLICE (Trustees Walker & Reynolds) – No new business

PUBLIC WORKS (Trustees Walker & Giblin) – No new business

RECREATION (Trustees Walker & Giblin) – No new business

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

JOINT SEWAGE TREATMENT BOARD (Trustees Giblin & Reynolds) – 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 Clark Giblin – cgiblin@villageofjc.com Trustee Martin Meaney – mmeaney@villageofjc.com

Trustee Benjamin Reynolds - breynolds@villageofjc.com Trustee John Walker - jwalker@villageofjc.com