



VILLAGE OF JOHNSON CITY

MUNICIPAL BUILDING
243 MAIN STREET, JOHNSON CITY, NY 13790

www.villageofjc.com

Village Board

Gregory Deemie, Mayor

Deputy Mayor Clark Giblin

Trustee Martin Meaney

Trustee Benjamin Reynolds

Trustee John Walker

Minutes of a Regular Meeting of the Johnson City Village Board held at 7:30pm on Tuesday, December 17, 2019 in the Municipal Building, 243 Main Street, Johnson City

Present: Gregory Deemie, Mayor
Clark Giblin, Deputy Mayor
Martin Meaney, Trustee
John Walker, Trustee

Absent: Benjamin Reynolds, Trustee

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 Town of Union Board meeting is scheduled for Wednesday, December 18, 2019 at 7:00pm with a work session at 5:30pm at 3111 East Main Street, Endwell.
- [2] The first weekend of the 10th Annual Lights on the Carousel brought in 1000 people. The second weekend 1500 people visited the carousel.
- [3] The next regular Village Board Meeting will be Tuesday, January 7, 2020 at 7:30pm with a work session at 5:30pm at Johnson City Village Hall, Second Floor Board Room.
- [4] The Broome County Association of Towns & Village's Holiday Party will be held on Thursday, December 19, 2019 at 6:00pm at Riverdale Banquet Hall, 2901 Watson Blvd, Endwell.
- [5] The Village offices including Johnson City Village Court, will be closed on Tuesday, December 24th and Wednesday, December 25th in observance of Christmas and Wednesday, January 1st in observance of New Year's Day.
- [6] Refuse Collections will be as follows: Garbage normally collected on Wednesday, Dec. 25th will be collected on Thursday, Dec. 26th. Garbage normally collected on Thursday, Dec. 26th, will be collected on Friday, Dec. 27th. Garbage normally collected on Friday, Dec. 27th will be collected on Monday, Dec. 30th.
- [7] Swearing in Ceremony for Trustees Giblin, Trustee Walker and Justice Gregory Thomas will be at 12:00 pm on January 1, 2020 at the Justice Building.
- [8] Christmas trees will be collected on January 13th and January 20th, 2020. No yard waste will be collected at this time.

- [9] Trustee Meaney thanked the DPW for all their hard work and what they do to keep our roads in great condition.
- [10] Thank you to Kim and all the volunteers who worked at the Lights on the Carousel. It was decorated very nicely. Kudos to AJ, Gordie and Chris.

APPROVAL OF BOARD MINUTES

- [1] Minutes of December 3, 2019 regular meeting and work session

A motion to approve the minutes of December 3, 2019 was made by Trustee Meaney and seconded by Trustee Giblin. The motion carried with all those present voting in the affirmative.

BIDS – None

PUBLIC HEARINGS

- [1] Local Law No. 10 - Amending Chapter 200 of the Village Code entitled Plumbing Code

Mayor Deemie opened the public hearing.

Mayor Deemie explained the local law.

We no longer have a plumbing board; we disbanded our plumbing board. We are working with the City of Binghamton and everybody will be taking a standardized test called Prometrics. Binghamton gives the test and they have to take the Prometrics test in Binghamton and they need to show proof they took the Prometrics test in Binghamton and have a current license in Binghamton and then they can get a Johnson City license.

Mayor Deemie closed the public hearing.

- [2] Local Law No. 11 - Amending the Village Zoning Map regarding parcels on Riverside Drive and Lusk Street.

Mayor Deemie opened the public hearing.

Linda Espe, Lusk St. – What is going to happen and how is it going to affect her assessment. The guys that do trash and recycling are a great bunch of guys.

Mayor Deemie explained the assessment depends on the assessor. The Town Assessor is Joe Cook. UHS purchased and demolished the properties and they are going to become a parking lot so they don't have to park under the 201 bridge.

Karen McElwee confirmed they will become a parking lot. They will be working with engineering in 2020 to make sure they don't impact the neighbors with regard to storm runoff. It is for the safety of the staff who walked from the parking lot on Grand Avenue.

Tom Poliziano, Arch St. – With UHS taking down the residences, what will be the tax status be, will UHS contribute anything on the parking lots?

Mayor Deemie responded any properties not used for their regular business are taxed. They pay close to \$250,000 in property tax right now.

James Adams, Theron St – He understands you will be working with the neighbors?

Karen McElwee explained they will be working with an engineer to help design proposed parking lot. They will comply with the standards the Village has regarding setbacks, greenspace, vegetation and storm water management and will come before the planning and zoning boards.

Linda Espe, Lusk St. – What is the UHS schedule for the project?

Ms. McElwee responded they do not have a schedule as the blacktop plants are not open in the winter.

Mayor Deemie explained it did go in front of the Planning Board for a recommendation to the Village Board regarding rezoning from urban multi-family dwelling to office overlay zoning district. It had to go to the County for a 239 Review and they came back with no impact countywide in regards to the area. We ran through the SEQRA process and found no impact to the surrounding impact or environment.

Mayor Deemie closed the public hearing.

PETITIONS RECEIVED – None

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the first privilege of the floor. There being no one who wished to speak, Mayor Deemie closed the first privilege of the floor.

COMMUNICATIONS

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

- [1] Correspondence from Rosanna Potts regarding resigning her position.
- [2] Correspondence from Roger Warren regarding forgiveness of excess garbage bill.
- [3] Correspondence from Janet & Anthony Sobiech regarding renewal of their New York State Liquor License.
- [4] Correspondence from Christine Madden regarding maintenance of Harry L. Drive properties
- [5] Correspondence from Daria Golazeski regarding electrical services contract.
- [6] Correspondence from Leo Cotnoir regarding electronic transactions.

COMMITTEE/BOARD REPORTS

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

- [1] Joint Sewage Treatment Board Reports dated November 30, 2019
- [2] Library Board – December 10, 2019 Meeting Agenda and Director’s Report
- [3] Minutes of the November 20, 2019 Town of Union Board Meeting
- [4] Minutes of the November 21, 2019 Broome County Association of Towns and Villages Meeting

DEPARTMENT REPORTS

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

- [1] Fire Department Overtime Report for the weeks of November 28– December 11, 2019
- [2] Town of Union Code Enforcement Monthly Reports for November 2019

PAYROLL AND BILLS PRESENTED

A motion to approve Abstract #11 of the 2019 – 2020 fiscal bills as stated and/or amended and attached to the work session minutes and recorded as part of the work session minutes, having been audited by the Board and approved, was made by Trustee Giblin and seconded by Trustee Walker. The motion carried with all voting in the affirmative.

Motion Carried – Vote:

Ayes – 4 (Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 1 (Reynolds)

GENERAL FUND	\$141,455.60
WATER FUND	\$5,431.09
SEWER FUND	\$183,267.45
REFUSE FUND	\$29,532.42
JSTP	\$636,725.08
VARPUR	\$0
CAPITAL	\$0
DEBT SERVICE	\$180,810.00

UNFINISHED BUSINESS - None

NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2019 – 212

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

Motion Carried – Vote:

Ayes – 4 (Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 1 (Reynolds)

WHEREAS, the Village of Johnson City scheduled a public hearing for December 17, 2019 at 7:35 p.m. for Local Law No. 10 of the year 2019 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 17th day of December, 2019 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. 10-2019 entitled “A LOCAL LAW AMENDING CHAPTER 200 OF THE VILLAGE CODE ENTITLED ‘PLUMBING CODE’”, 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 upon filing with the Department of State.

Resolution #2019 – 213

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

Motion Carried – Vote:

Ayes – 4 (Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 1 (Reynolds)

WHEREAS, the Village of Johnson City scheduled a public hearing for December 17, 2019 at 7:35 p.m. for Local Law No. 11 of the year 2019 entitled “A LOCAL LAW AMENDING THE VILLAGE ZONING MAP” regarding parcels on Riverside Drive and Lusk Street; 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 December, 2019 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 that this is an Unlisted Action as defined under said regulations. The Village Board has considered the possible environmental impacts of the action, concluded that it will not have a significant adverse impact on the environment, and adopts a negative declaration with respect to the same; 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. 11-2019 entitled “A LOCAL LAW AMENDING THE VILLAGE ZONING MAP”, 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 upon filing with the Department of State.

Resolution #2019 – 214

A motion to authorize forgiveness of \$105.00 to Roger Warren for excessive refuse charges incurred on November 15, 2019 at 11 Farr Avenue, Johnson City was held over by Trustee Meaney.

Resolution #2019 – 215

A motion to authorize the Mayor to sign a contract with NY Atlantic Inland, Inc. for electrical inspection services for the period of January 1, 2020 – December 31, 2020 with 2 one year renewal options as recommended by the Electrical Board with there being no cost to the Village was made by Trustee Giblin and seconded by Trustee Walker.

Motion Carried – Vote:

Ayes – 4 (Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 1 (Reynolds)

Resolution #2019 – 216

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

Motion Carried – Vote:

Ayes – 4 (Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 1 (Reynolds)

WHEREAS, an appearance ticket has been issued by the Town of Union Code Office due to a report by the Johnson City Police Department, and the Village Board of Trustees of the Village of Johnson City has been requested to consider declaring the structure at 191 Baldwin Street, Johnson City, New York as unsafe and dangerous, which consideration requires a public hearing; and

NOW, THEREFORE, be it

RESOLVED, that the Village Board will hold a Public Hearing on January 21, 2020 at 7:35 p.m. to solicit public input on the issue concerning whether the structure at 191 Baldwin 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 on the record owner of 191 Baldwin 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 191 Baldwin Street, Johnson City, New York must be secured immediately, the Board hereby authorized the Building Inspector to immediately cause the securing of this building.

PUBLIC SAFETY

FIRE (Trustees Balles & Walker) - No new business

POLICE (Trustees Balles & Walker) - No new business

PUBLIC WORKS (Trustees Balles & King) - No new business

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 #2019 – 217

A motion to authorize the Binghamton-Johnson City Joint Sewage Board's request that the Owners pass legislation to amend the 2019 Budget to increase appropriations on the ledger account for Equipment (J8130.52000) by \$17,500 to reduce Contingency (J8130.55000) by \$17,500 to provide the needed funds was made by Trustee Giblin and seconded by Trustee Meaney.

Motion Carried – Vote:

Ayes – 4 (Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 1 (Reynolds)

Resolution #2019 – 218

A motion to authorize the Binghamton-Johnson City Joint Sewage Board's request that the Owners pass legislation to amend the 2019 Budget to increase appropriations on the ledger account for Overtime (J8130.51900) by \$15,000 to reduce Personnel Services (J8130.51000) by \$15,000 to provide the needed funds was made by Trustee Meaney and seconded by Trustee Giblin.

Motion Carried – Vote:

Ayes – 4 (Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 1 (Reynolds)

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the second privilege of the floor.

Tom Poliziano, Arch St. – What happens now to 191 Baldwin Street?

Mayor Deemie responded we are going to go secure it. They are abandoned, problem properties and we secure it to keep the riffraff out. We want to take some other actions to demolish it.

Mayor Deemie closed the second privilege of the floor.

Mayor Deemie and the Village Board wish everyone a Merry Christmas, Happy New Year and safe and Happy Holidays.

ADJOURNMENT

Mayor adjourned the meeting at 7:59 pm.

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.