



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

Martin Meaney, Trustee

Benjamin Reynolds, Trustee

John Walker, Trustee

AGENDA - REGULAR MEETING OF THE VILLAGE BOARD Tuesday, April 21, 2020 @ 7:30pm via Zoom Video Conference

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. STATEMENT REGARDING ZOOM VIDEO CONFERENCE

3. MAYOR'S ANNOUNCEMENTS

- [3.1] A Special Meeting of the Joint Sewage Board will be held on Thursday, April 23, 2020 at 3:30pm in the Administration Office Building Main Conference Room
- [3.2] The next regular Planning Board meeting will be held on Tuesday, April 28, 2020 at 7:30pm with a work session at 7:00pm via Zoom Video Conference.
- [3.3] The next regular Village Board Meeting will be Tuesday, May 5, 2020 at 7:30pm with a work session at 5:00pm.
- [3.4] The State of Emergency for the Village of Johnson City was extended until May 18, 2020.

4. APPROVAL OF BOARD MINUTES

- [4.1] March 25, 2020 Budget Meeting #1 Minutes
- [4.2] March 26, 2020 Budget Meeting #2 Minutes
- [4.3] April 1, 2020 Budget Meeting #3 Minutes
- [4.4] April 2, 2020 Budget Meeting #4 Minutes
- [4.5] April 4, 2020 Budget Meeting #5 Minutes
- [4.6] April 7, 2020 Regular Meeting and Work Session Minutes
- [4.7] April 15, 2020 Special Meeting Minutes
- [4.8] April 16, 2020 Budget Meeting #6 Minutes

5. BIDS

- [5.1] Bids were opened and read at 10:00am on Thursday, April 16, 2020 via Zoom Video Conference for Curbs and Gutters and Sidewalk Replacement as follows:

<u>Contractor</u>	<u>Bid Amount</u>
Tre-Gen	\$ 176,068.00
G. DeVincentis	\$ 198,000.00

6. **PUBLIC HEARINGS** – None

7. **PETITIONS RECEIVED**– None

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

9. **COMMUNICATIONS**

- [9.1] Email correspondence from Arif Shakeel Ansari regarding waiving reinspection fee of \$100 for 15 Grand Avenue.
- [9.2] Correspondence from Ira Pursel regarding refund of \$77 increase on 16 Martin Avenue water/sewer/refuse bill.
- [9.3] Correspondence from Jim Rodgers regarding waiving late fee on 11 Eldridge Avenue water/sewer/refuse bill.

10. **COMMITTEE/BOARD REPORTS**

- [10.1] Code Enforcement - *No report submitted*
- [10.2] Court - Nothing to report
- [10.3] Joint Sewage Treatment Board Reports dated April 13, 2020
- [10.4] Library – Nothing to report
- [10.5] Newsletter - *No report submitted*
- [10.6] Planning Board - *No report submitted*
- [10.7] Public Safety - *No report submitted*
- [10.8] Public Works - Nothing to report
- [10.9] Zoning Board Decision regarding 19 Arch Street filed April 16, 2020.

11. **DEPARTMENT REPORTS**

- [11.1] Police Department Overtime Report for the weeks of March 19 – April 1, 2020
- [11.2] Town of Union Board Meeting Minutes for April 1, 2020
- [11.3] Fire Department Overtime Report for the weeks of April 2 – April 15, 2020
- [11.4] Police Department Overtime Report for the weeks of April 2 – April 15, 2020

12. **PAYROLL AND BILLS PRESENTED**

Abstract #19 of the 2019 - 2020 Fiscal bills as stated and or amended and attached to the work session minutes.

GENERAL FUND	\$76,981.62
WATER FUND	\$6,971.77
SEWER FUND	\$608,294.61
REFUSE FUND	\$22,302.85
JSTP	\$154,439.79
VARPUR	\$0
CAPITAL	\$0
DEBT SERVICE	\$607,257.41

13. **UNFINISHED BUSINESS**

Resolution #2020 – 69

WHEREAS, the Village Board adopted Local Law #18-2018, entitled Sewers and Sewage Disposal Local Law, which permits the Village Board to increase or decrease fees by action of the Board; and

WHEREAS, pursuant to Section 222-2 of said Local Law, the Board hereby increases the Annual Sewer Rents as follows:

ANNUAL SEWER RENTS

First 1,000 cubic feet or less, minimum \$60

Over 1,000 cubic feet, \$7.25 per 100 cubic feet of water supplied.

NOW THEREFORE, BE IT RESOLVED that the Village Board of the Village of Johnson City hereby increases the fees as set forth herein, and these billing rates shall become effective with the next regular billing cycle; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

14. NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2020 – 82

WHEREAS, pursuant to an Emergency Order of the Governor of the State of New York, notice was given that the Village Board will hold a Public Hearing on April 15, 2020 at 7:35 p.m. via Zoom Video Conference for Local Law No. 7 of the Year 2020 entitled “A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW § 3-C”; 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 on the 15th day of April, 2020 at 7:35 p.m. and all parties attending the videoconference 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 of 2020 entitled “A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW § 3-C”, 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 #2020 – 83

Approve the following resolution:

Whereas, the Village Board of Trustees of the Village of Johnson City having, on the 15th day of April, 2020 commencing at 7:30pm, duly held a public hearing on the Tentative Budget filed with the Village Clerk for the fiscal year commencing on June 1, 2020 and having heard all persons desiring to be heard in the matter of the budget for this Village for such fiscal year having been fully discussed and considered, it is

RESOLVED, that the said Tentative Budget, approved and filed as aforesaid is hereby amended as follows:

BUDGET ADJUSTMENTS LISTING 2020

BUDGET MEETING#1 03/25/2020

LINE ITEM	BUDGET AMOUNT	REVENUE AMOUNT	AMOUNT BONDING
A1010.4.930	-\$1,000.00		
A1210.4.930	-\$100.00		
A1325.2.120	-\$4,000.00		
A1325.4.107	-\$100.00		
A1325.4.133	-\$2,000.00		
A1325.4.930	-\$400.00		
A1410.4.110	-\$250.00		
A1440.4.101	-\$250.00		
A1620.4.165	-\$500.00		
A1620.4.320	-\$3,500.00		
A1620.4.402	-\$1,000.00		
A1950.4.015	-\$5,754.00		
TOTAL ADJUSTMENTS TO BUDGET	-\$18,854.00		

BUDGET MEETING#2 03/26/2020

LINE ITEM	BUDGET AMOUNT	REVENUE AMOUNT	AMOUNT BONDING
A3120.1(CROSSING GUARDS)	-\$19,850.00		
A3120.2.117	-\$200.00		
A3120.2.310	-\$32,320.00		
A3120.2.311	-\$4,650.00		
A3120.4.134	-\$500.00		
A3120.4.137	-\$13,070.00		
A3120.4.342	-\$50.00		
A3320.4.275	\$8,000.00		
TOTAL ADJUSTMENTS TO BUDGET	-\$62,640.00		

BUDGET MEETING#3 04/01/2020

LINE ITEM	BUDGET AMOUNT	REVENUE AMOUNT	AMOUNT BONDING
A1120			
A1010.4.065	\$3,665.00		
A1010.4.930	-\$500.00		
A3120.2.310	-\$3,550.00		
A3120.2.311	\$1,650.00		
A3320.4.275	-\$8,000.00		
A1640.4.207	-\$100.00		
A1640.4.230	-\$200.00		
A1640.4.243	-\$3,000.00		
A1640.4.262	-\$1,500.00		
A1640.4.263	-\$700.00		
A5010.4.101	-\$300.00		
A5010.4.101	-\$300.00		
A5110.2.424	-\$90,000.00		
A5110.4.210	-\$200.00		
A5110.4.633	-\$2,500.00		
A5142.4.220	-\$25,000.00		
A7140.2.250	-\$500.00		
A7140.2.749	-\$100.00		
A7140.4.205	-\$1,000.00		
A7140.4.240	-\$1,500.00		
A7140.4.329	-\$1,500.00		
A7140.4.410	-\$1,000.00		
A7140.4.411	-\$2,000.00		
A7140.4.420	-\$200.00		
A7310.4.105	-\$75.00		
A7550.4.703	-\$1,000.00		
A7550.4.705	-\$1,000.00		
TOTAL GENERAL FUND:	-\$140,410.00	-\$80,000.04	

REFUSE

EM8160.2.209	-\$55,000.00		
EM8160.4.105	-\$250.00		
EM8160.4.614	-\$3,000.00		
TOAL REFUSE FUND:	-\$58,250.00		

BUDGET MEETING#4 04/02/2020

LINE ITEM	BUDGET AMOUNT	REVENUE AMOUNT	AMOUNT BONDING
A1110.1.000 JUSTICE	-\$500.00		
A1110.1.000 BAYLIFF	-\$1,056.00		
A1110.4.065	-\$200.00		
A1110.4.540	-\$500.00		
A1640.4.134	-\$800.00		
A1640.4.920	-\$140.00		
A3120.1.000	-\$10,000.00		
A3120.4.341	-\$2,800.00		
A7140.4.420	\$14.00		

A8170.4.240	-	\$2,000.00	
A8170.4.254	-	\$1,500.00	
TOTAL GENERAL FUND:	-	\$19,482.00	

F2140			
F8310.2.114	-	\$10,685.00	-\$48,185.00
F8310.4.101	-	\$750.00	
F8310.4.273	-	\$250.00	
F8320.4.412	-	\$5,000.00	
F8320.4.642	-	\$5,000.00	
F8320.4.647	-	\$15,000.00	
F8320.4.655	-	\$4,000.00	
F8340.2.261	-	\$1,500.00	
F8340.2.502	-	\$500.00	
F8340.4.214	-	\$5,000.00	
F8340.4.521	-	\$1,000.00	
F8340.4.611		\$10,000.00	
F8340.4.615 ROOF			
F8340.4.628	-	\$500.00	
F8340.4.658	-	\$2,000.00	
F8340.4.665	-	\$2,000.00	
F8340.4.675	-	\$5,000.00	
TOTAL WATER FUND:	-	\$48,185.00	-\$48,185.00

BUDGET MEETING#5 04/04/2020

LINE ITEM	BUDGET AMOUNT	REVENUE AMOUNT	AMOUNT BONDING
A3410.4.120	-	\$1,000.00	
A3410.4.240	-	\$10,000.00	
A3410.4.242	-	\$2,000.00	
A3410.4.250	-	\$2,000.00	
A3410.4.437	-	\$5,000.00	
A3620.1.000		\$1,200.00	
A3620.4.050	-	\$1,200.00	
A1510.1.000 (P/T)	-	\$15,000.00	
A5110.2.420	-	\$215,000.00	
A5110.2.424	-	\$20,000.00	
A5110.4.240		\$10,000.00	
A7140.2.756	-	\$8,400.00	
GENERAL FUND TOTAL:	-	\$268,400.00	

F2140			-\$4,500.00
F8310.4.103	-	\$4,500.00	
WATER FUND TOTAL:	-	\$4,500.00	-\$4,500.00

G2120			-\$490,100.00
G8120.2.658	-	\$20,000.00	
G8120.2.665	-	\$45,000.00	
G8120.2.669	-	\$424,000.00	
G8120.4.101	-	\$1,000.00	

G8120.4.105	-\$100.00	
SEWER FUND TOTAL:	-\$490,100.00	-\$490,100.00
EM2130		-\$201,148.13
EM8160.4.409	-\$195,000.00	
EM8160.4.410	\$55,000.00	
REFUSE FUND TOTAL:	-\$140,000.00	-\$201,148.13

BUDGET MEETING#5 04/16/2020

LINE ITEM	BUDGET AMOUNT	REVENUE AMOUNT	BONDING
A2775		\$63,000.00	
A5731		\$180,000.00	
A1110.4.439	\$6,136.00		
A1325.1	\$1,250.00		
A1410.1	\$1,250.00		
A3120.1	\$8,250.00		
A1990.4.090	\$40,000.00		
A9060.8.060	\$182,239.41		
A9060.8.085	\$9,434.02		
A9060.8.087	\$6,250.00		
GEN-GENSHR DPW BLDG			\$7,956,342.21
GEN-GENERATOR			\$60,000.00
GEN-SIDEWALKS&CURBS			\$120,000.00
GENERAL FUND TOTAL:	\$254,809.43	\$243,000.00	\$8,136,342.21
F2140		\$14,740.04	
F9060.8.060	\$14,740.04		
WATER FUND TOTAL:	\$14,740.04	\$14,740.04	
G2120		\$132,206.26	
G9060.8.060	\$4,206.26		
G9901.9.010	\$128,000.00		
SEW-SHR DPW BLDG			\$1,231,034.45
SEWER FUND TOTAL:	\$132,206.26	\$132,206.26	\$1,231,034.45
EM2130		\$16,279.57	
EM9060.8.060	\$16,279.57		
REF SHR-DPW BLDG			\$2,812,623.34
REFUSE FUND TOTAL:	\$16,279.57	\$16,279.57	\$2,812,623.34

Resolution #2020 – 84

A motion to award the bid for the Curb, Gutter and Sidewalk Replacement in the amount of \$176,068.00 to Tre-Gen as the lowest responsive bid.

Resolution #2020 – 85

WHEREAS, the Village of Johnson City, NY desires to sell the property formerly constituting the dead end section of Saint Charles Street, which is located between two formerly separate parcels that now are part of Tax Map #143.64-3-41 (please see attached for reference); and

WHEREAS, pursuant to Village Law § 1-102 a village board of trustees may, by resolution, sell real property; and

WHEREAS, the Village Board has received an offer from United Health Services, Inc. to purchase said property; and

WHEREAS, said portion of land contains approximately 0.13 acres; and

WHEREAS, the Village Board, after due deliberation, finds it in the best interest of the Village to accept the offer for the sale of said property to United Health Services, Inc. (\$1,000 plus all legal fees associated); and

NOW, THEREFORE, BE IT RESOLVED, pursuant to Part 617 of the implementing regulations pertaining to Article 8 of the State Environmental Quality Review Act (“SEQRA”), it has been determined by the Village Board that sale said property is a Type II action as defined under the SEQRA regulation; and no further action is needed; and further

RESOLVED that the Village Board hereby declares said portion of property to be surplus property and no longer needed for municipal purposes; and further

RESOLVED that the Village Board hereby determines that the above-referenced portion of property formerly constituting the dead end section of Saint Charles Street shall be sold; and that the Town of Union Assessor has confirmed that the purchase price is fair market value and further

RESOLVED that the Village Board hereby authorizes the Mayor to execute any and all documents that are necessary and proper to finalize the real property transaction; and further

RESOLVED that this Resolution shall take effect immediately.

Resolution #2020 – 86

Authorize waiving reinspection fee in the amount of \$100.00 to Arif Shakeel Ansari regarding 15 Grand Ave.

Resolution #2020 – 87

Authorize a refund in the amount of \$77.00 to Ira Pursel on the 16 Martin Avenue property water/refuse/sewer bill due to a water leak.

Resolution #2020 – 88

Authorize waiving late fee to Jim Rodgers on the 11 Eldridge Ave water/refuse/sewer bill due to mail delay.

PUBLIC SAFETY

FIRE (Trustees Walker & Reynolds) – No new business

POLICE (Trustees Walker & Reynolds)

Resolution #2020 – 89

Authorize the Police Department to auction an old Bullard Thermal Imager which has been replaced by a new thermal imager device.

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. **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

**VILLAGE OF JOHNSON CITY
LOCAL LAW NO. 7 FOR THE YEAR 2020**

**A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED
IN GENERAL MUNICIPAL LAW §3-C – FISCAL YEAR 2020/2021**

Be it enacted by the Village Board of Trustees of the Village of Johnson City as follows:

Section 1. Legislative Intent: It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Village of Johnson City pursuant to General Municipal Law §3-c, and to allow the Village of Johnson City to adopt a budget for the fiscal year beginning June 1, 2020 and ending May 31, 2021 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

Section 2. Authority: This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the Village Board to override the tax levy limit by the adoption of a local law approved by vote of at least sixty percent (60%) of the Village Board.

Section 3. Tax Levy Limit Override: The Village Board of Trustees of the Village of Johnson City, County of Broome is hereby authorized to adopt a budget for the 2020/2021 fiscal year that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability: If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date: This local law shall take effect immediately upon filing with the Secretary of State.