



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 on Tuesday, April 21, 2020 via Zoom Video Conference

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

Absent: None

Also Present: Cheryl Sacco, Legal Counsel
 Cindy Kennerup, Clerk/Treasurer
 Thomas Johnson, Deputy Treasurer

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

Mayor Deemie called roll call. All Trustees confirmed their presence together with Treasurer Cindy Kennerup and Attorney Cheryl Sacco and Mayor Deemie confirmed they had a quorum.

Mayor Deemie gave a statement regarding holding a virtual meeting.

MAYOR'S ANNOUNCEMENTS

- [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
- [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] The next regular Village Board Meeting will be Tuesday, May 5, 2020 at 7:30pm with a work session at 5:00pm.
- [4] The State of Emergency for the Village of Johnson City was extended until May 18, 2020.

APPROVAL OF BOARD MINUTES

- [1] March 25, 2020 Budget Meeting #1 Minutes
- [2] March 26, 2020 Budget Meeting #2 Minutes
- [3] April 1, 2020 Budget Meeting #3 Minutes
- [4] April 2, 2020 Budget Meeting #4 Minutes
- [5] April 4, 2020 Budget Meeting #5 Minutes

- [6] April 7, 2020 Regular Meeting and Work Session Minutes
- [7] April 15, 2020 Special Meeting Minutes
- [8] April 16, 2020 Budget Meeting #6 Minutes

A motion to approve the minutes of March 25, 2020, March 26, 2020, April 1, 2020, April 2, 2020, April 4, 2020, April 7, 2020, April 15, 2020 and April 16, 2020 was made by Trustee Walker and seconded by Trustee Meaney. The motion carried with all those present voting in the affirmative.

BIDS

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

PUBLIC HEARINGS – None

PETITIONS RECEIVED – None

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the first privilege of the floor.

Julie Deemie, Zoa Ave – Would like to comment on the work session regarding the parcel of land UHS would like for their efforts. She questioned Trustee Meaney if he knows why the property values on Main St. have gone up substantially?

Trustee Meaney responded supply and demand.

Mrs. Deemie stated it is because of the investment of the non-profits downtown, Binghamton University and United Health Services. United Health Services have proposed a multimillion project.

Mayor Deemie closed the first privilege of the floor.

COMMUNICATIONS

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

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

COMMITTEE/BOARD REPORTS

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

- [1] Code Enforcement - *No report submitted*
- [2] Court - Nothing to report
- [3] Joint Sewage Treatment Board Reports dated April 13, 2020
- [4] Library – Nothing to report
- [5] Newsletter - *No report submitted*
- [6] Planning Board - *No report submitted*
- [7] Public Safety - *No report submitted*
- [8] Public Works - Nothing to report
- [9] Zoning Board Decision regarding 19 Arch Street filed April 16, 2020.

DEPARTMENT REPORTS

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

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

PAYROLL AND BILLS PRESENTED

A motion to approve Abstract #19 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 Walker and seconded by Trustee Giblin. The motion carried with all those present voting in the affirmative.

Motion Carried – Vote:

Ayes – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Nays – 0** **Absent – 0**

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

UNFINISHED BUSINESS

Resolution #2020 – 69

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

Motion Carried – Vote:

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

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 \$55

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 which is the July 2020 billing cycle; and

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

Discussion: Trustee Reynolds, Trustee Giblin, Trustee Meaney, Trustee Walker and Mayor Deemie discussed the resolution. Trustee Meaney and Mayor Deemie thanked everyone for their hard work.

NEW BUSINESS

FINANCE & RULES

Resolution #2020 – 82

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

Motion Failed – Vote:

Ayes – 0 **Nays** – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Absent** – 0

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

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** – 1 (Reynolds) **Absent** – 0

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 via Zoom Video Conferencing 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		-\$80,000.04	
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
Taxes to be Raised:		\$10,671,238	
Inc in Tax Rate/\$1000 For 2020-2021:		\$361.6487	
Percentage Increase in Taxes Levied For 2020-2021:		.89%	

Discussion: Mayor Deemie and the Board thanked the Department heads and Cindy and Tom for taking the time and effort to put the budget into place and thanked them for looking out for the best interest of the residents. Trustee Meaney asked that the bottom-line numbers be read into the record. Mayor Deemie confirmed we were under our cap.

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 was made by Trustee Meaney and seconded by Trustee Reynolds.

Motion Carried – Vote:

Ayes – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 0

Resolution #2020 – 85

A motion to approve the following resolution was held over by Trustee Walker.

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

A motion to authorize waiving reinspection fee in the amount of \$100.00 to Arif Shakeel Ansari regarding 15 Grand Ave was made by Trustee Meaney and seconded by Trustee Walker.

Motion Failed – Vote:

Ayes – 0 **Nays** – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Absent** – 0

Resolution #2020 – 87

A motion to 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 was made by Trustee Giblin and seconded by Trustee Meaney.

Motion Failed – Vote:

Ayes – 0 **Nays** – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Absent** – 0

Resolution #2020 – 88

A motion to authorize waiving late fee to Jim Rodgers on the 11 Eldridge Ave water/refuse/sewer bill due to mail delay was made by Trustee Meaney and seconded by Trustee Walker.

Motion Carried – Vote:

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

PUBLIC SAFETY

FIRE - No new business

POLICE

Resolution #2020 – 89

A motion to authorize the Police Department to auction an old Bullard Thermal Imager which has been replaced by a new thermal imager device was made by Trustee Walker and seconded by Trustee Giblin.

Motion Carried – Vote:

Ayes – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 0

PUBLIC WORKS - No new business

RECREATION - No new business

PLANNING, ZONING & CODE ENFORCEMENT - No new business

JOINT SEWAGE TREATMENT BOARD - No new business

Mayor Deemie stated the new chairman of the sewer board is Chris Papastrat.

Trustee Walker asked if Mayor Deemie would write a letter to George thanking him for his service.

Trustee Giblin asked if they could talk to the sewer board to see if they would do virtual meetings as he is not attending because they are not virtual.

Trustee Meaney thanked George for keeping the Village of Johnson City in his best interest.

ADJOURNMENT

Mayor adjourned the meeting at 8:09 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.