



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, July 21, 2020 @ 7:30pm via Zoom Video Conference

Work Session @ 5:00pm via Zoom Video Conference

Join Zoom Meeting

<https://us02web.zoom.us/j/84375784018?pwd=MUxXUmpqRGVYU3VoaC9ZMzdnQTNUZz09>

Meeting ID: 843 7578 4018

Password: 956610

Dial by phone +1 646 558 8656

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] The next Planning Board Meeting will be Tuesday, July 28, 2020 at 7:30pm with a work session at 7:00pm via Zoom Video Conference.
- [3.2] The next regular Village Board Meeting will be Tuesday, August 4, 2020 at 7:30pm with a work session at 5:00pm.
- [3.3] The next Town of Union Board Meeting will be held on Wednesday, August 5, 2020 at 7:00pm with a work session at 5:30pm.

4. APPROVAL OF BOARD MINUTES

- [4.1] June 16, 2020 Regular Meeting and Work Session Minutes

5. BIDS – None

6. PUBLIC HEARINGS

[6.1] Local Law Amending the Village Zoning Map with regard to removing 301 and 305 Main Street from Office Overlay District.

7. PETITIONS RECEIVED – None

8. PRIVILEGE OF THE FLOOR – VISITORS

9. COMMUNICATIONS

- [9.1] Correspondence from Rajinder Rai regarding water issues at 1124 Anna Maria Drive.
- [9.2] Correspondence from Laurie for Frazier Vail regarding overcharge on refuse bill at 111 Riverside Drive.
- [9.3] Correspondence from Morgan Edmondson regarding water bill at 419 Watson Boulevard.

10. COMMITTEE/BOARD REPORTS

- [10.1] Code Enforcement – *No report submitted*
- [10.2] Court – Nothing to report
- [10.3] Joint Sewage Treatment Board Reports for June 2020
- [10.4] Library – Nothing to report
- [10.5] Newsletter - *No report submitted*
- [10.6] Planning Board Minutes for the May 26, 2020 meeting
- [10.7] Public Safety - *No report submitted*
- [10.8] Public Works - Nothing to report
- [10.9] Zoning Board Minutes for the June 8, 2020 regular meeting

11. DEPARTMENT REPORTS

- [11.1] Town of Union Code Enforcement Department Reports for May 2020
- [11.2] Police Department Monthly Report for May 2020
- [11.3] Town of Union Board Meeting Minutes for June 3, 2020
- [11.4] Town of Union Board Meeting Minutes for June 17, 2020
- [11.5] Fire Department Overtime Report for the weeks of June 11 – June 24, 2020
- [11.6] Police Department Overtime Report for the weeks of June 11 – June 24, 2020
- [11.7] Notice of Decision of the Zoning Board of Appeals for Applicant Khamvane Pathoumvanh & New Century Real Estate JW, Inc, 177 Main Street, Johnson City, dated June 15, 2020
- [11.8] Fire Department Overtime Report for the weeks of June 25 – July 8, 2020
- [11.9] Police Department Overtime Report for the weeks of June 25 – July 8, 2020

12. PAYROLL AND BILLS PRESENTED

Abstract #2 of the 2020 - 2021 Fiscal bills as stated and or amended and attached to the work session minutes.

| | |
|--------------|----------------|
| GENERAL FUND | \$1,653,621.26 |
| WATER FUND | \$168,038.39 |
| SEWER FUND | \$23,673.92 |
| REFUSE FUND | \$101,407.56 |
| JSTP | \$196,222.42 |
| VARPUR | \$0 |
| CAPITAL | \$0 |
| DEBT SERVICE | 2,311,184.99 |

13. UNFINISHED BUSINESS

Resolution #2020 – 101

Authorize the Mayor to sign a Supplemental Agreement with Delta Engineers, Architects & Land Surveyors to provide professional engineering services for bid phase services in the amount of \$8,000.00, to be funded through FY19-20 Budget line A1640.4.975, ‘New DPW Facility’.

Resolution #2020 – 102

Authorize to advertise for bids for the New DPW Facility – “Phase 1 – Sitework Package.”

14. NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2020 – 109

**A RESOLUTION APPROVING THE ADOPTION
OF LOCAL LAW NO. 7-2020**

WHEREAS, pursuant to an Emergency Order of the Governor of the State of New York, notice was given that the Village Board scheduled a public hearing for July 21, 2020 at 7:35 p.m. via Zoom Video Conference for Local Law No. 7 of the year 2020 entitled “A LOCAL LAW AMENDING THE VILLAGE ZONING MAP” regarding 301 and 305 Main 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, the Local Law was referred to the Village Planning Board and they recommended neither approval nor denial of the law; and

WHEREAS, the Broome County Planning Department reviewed the Local Law pursuant to GML § 239-m, and found no significant county-wide impacts; and

WHEREAS, said public hearing was duly held on the 21st day of July, 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 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. 7 of 2020 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 #2020 – 110

Authorization to expand the adopted water budget line F8340.4.977 from \$68,575.00 to \$114,605.00 for the Deyo Hill Road Water Storage Tank.

Resolution #2020 – 111

A motion to authorize the Mayor to sign Supplemental Agreement #1 with McFarland Johnson for Construction Phase services for the Resurfacing of Reynolds Road from Overbrook Road to Deyo Hill Road, Federal-Aid/Marchiselli-Aid Project D035912, PIN 9754.17; in the amount of \$89,212, with 80 % of the cost to be reimbursed by the Federal Highway Administration and 15% by the New York State Department of Transportation.

Resolution #2020 – 112

A motion to authorize the Mayor to sign Supplemental Agreement #1 with McFarland Johnson for Construction Phase services for the Resurfacing of Harry L. Drive from Valley Plaza Drive to Oakdale Road, Federal-Aid Project D035911, PIN 9754.09; in the amount of \$44,188, with 80 % of the cost to be reimbursed by the Federal Highway Administration.

Resolution #2020 – 113

Motion to authorize the Mayor to execute the NexGen EAP Service Agreement and related documents between the Village and ENI.

Resolution #2020 – 114

A motion to authorize a loan of \$1,300,000 to the Sewer Fund from the Water Fund in order to pay JSTP (Sewer) debt invoices to EFC due and payable on 08/01/2020 in the total amount of \$2,311,184.79. Currently the Sewer Fund only has cash resources of approximately \$1,000,000 available in its checking account. This loan will be repaid by the Sewer Fund to the Water Fund as soon as is possible.

Resolution #2020 – 115

In accordance with Chapter 124, motion to approve and thus grant an outdoor amusement license to Xcite Wrestling LLC and Jonathan Musok at 601 and 629 Harry L Drive (Oakdale Mall), as detailed in the application, for events on August 1, 7, 14, 21, and 28, 2020; and September 4, and 12, 2020; subject the applicants obtaining a transient retail merchant license and complying with any local, state and federal, rules, regulations law and executive orders.

Resolution #2020 – 116

Approve reimbursement of \$63.72 to Rajinder Rai for plumber charge for 1124 Anna Maria Drive.

Resolution #2020 – 117

Accept the retirement of Jeffery T. Clark, Assistant Water Superintendent with his last day of work being August 26, 2020 and his retirement date effective August 27, 2020.

Resolution #2020 – 118

Authorize the Mayor to sign an Agreement with Griffiths Engineering for the design of the reconstruction of Stearns Avenue in the amount of \$18,945.

Resolution #2020 – 119

Authorize forgiveness of \$119.00 refuse charge at 111 Riverside Drive due to no commercial business being at the property since November 2019.

Resolution #2020 – 120

Authorize forgiveness of the water, sewer, refuse bill in the amount of \$623.00 at 4119 Watson Boulevard due to incorrect high readings.

PUBLIC SAFETY

FIRE (Trustees Walker & Reynolds) – No new business

POLICE (Trustees Walker & Reynolds) – No new business

PUBLIC WORKS (Trustees Walker & Giblin)

Resolution #2020 – 121

Appoint Tyler Cunningham to the position of DPW Probationary Laborer at a salary of \$17.97 per hour effective July 23, 2020 contingent upon the successful completion of a background investigation and the required pre-employment drug test.

Resolution #2020 – 122

Appoint Tyler Cutting to the position of DPW Probationary Laborer at a salary of \$17.97 per hour effective July 27, 2020 contingent upon the successful completion of a background investigation and the required pre-employment drug test.

Resolution #2020 – 123

Appoint Tyler VanTassell to the position of DPW Probationary Laborer at a salary of \$17.97 per hour effective August 10, 2020 contingent upon the successful completion of a background investigation and the required pre-employment drug test.

RECREATION (Trustees Walker & Giblin) – No new business

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

JOINT SEWAGE TREATMENT BOARD (Trustees Giblin & Reynolds)

Resolution #2020 – 124

Approve the Binghamton-Johnson City Joint Sewage Board’s request that the Owners pass legislation to amend the 2020 Budget to increase appropriations on the ledger account for Permits, Fees & Fines (J8130.54802) of \$15,000 due to continued DEC Phase II penalties with funds transferred out of Chemicals (J8130.54150). Also, an increase to Health Insurance (J9060.58000C) of \$25,000 due to an earlier transfer to provide for the 2020 MOU with the Hourly Employees for an increase with funds transferred out of Personal Services (J8130.51000). And a transfer of \$5,500 for Equipment Lease/Rental (J8130.54520) due to an equipment lease program to save costs compared with purchasing gas sensors with funds taken out of Equipment Repairs & Maintenance (J8130.54621A).

15. ADJOURNMENT

To contact Village Board members via e-mail please use the following addresses:

Mayor Gregory Deemie - jcmayor@villageoffjc.com

Deputy Mayor Clark Giblin – cgiblin@villageoffjc.com Trustee Martin Meaney – mmeaney@villageoffjc.com

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