



# VILLAGE OF JOHNSON CITY

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

## Village Board

Gregory Deemie, Mayor  
Luke Slota, Deputy Mayor

Richard Balles, Trustee    Bruce King, Trustee    Deborah Fuller, Trustee

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### Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, October 6, 2015 in the Municipal Building, 243 Main St., Johnson City

Present:            Gregory Deemie, Mayor  
                        Richard Balles, Trustee  
                        Bruce King, Trustee  
                        Deborah Fuller, Trustee

Absent:            Luke Slota, Deputy Mayor  
                        Thomas Johnson, Village Clerk/Treasurer

Also Present:    Cindy Kennerup, Deputy Village Treasurer  
                        Jeff Jacobs, Attorney for the Village

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 regular Village Board Meeting will be Tuesday, October 20, 2015 at 7:30pm with a work session at 5:30pm
- [2]    Village Offices will be closed on Monday, October 12<sup>th</sup> in observance of Columbus Day. There WILL BE yardwaste collection on October 12<sup>th</sup>.
- [3]    Passing of JCPD K9 CJ

#### APPROVAL OF BOARD MINUTES

A motion to approve minutes of September 15, 2015 regular meeting and work session was made by Trustee King and seconded by Trustee Balles. The motion carried with all those present voting in the affirmative.

BIDS - None

#### PUBLIC HEARINGS

- [1]    Local Law #7-2015, amending various section of Chapter 264 of the Village Code entitled "Vehicles and Traffic", § 264-33 (Alternate-side parking), subsection (A) to provide for alternate side parking between December 1 and March 31 between 5:00 p.m. and 4:59 p.m. the following day; §264-52 (Overnight parking in metered zones prohibited) to change "2:00 a.m." to "12:01 a.m."; § 264-103 (Schedule XXVIII: Snow Emergency Parking) to add all "Red-Line Streets" streets from § 264-100 (Schedule XXV: Red-Line Streets).

Mayor Deemie opened the public hearing.

*Margaret (last name not known), Helen St.* – (most of this person's comments were missed because the meeting recorder was not turned on yet) Expressed upset over her street not being plowed on a timely basis last winter.





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*Don Slota, Eldredge St.* – Questioned the timing of the parking change. 5:00pm is not convenient for people who work. Chief Dodge explained that there will be a grace period for people to get used to the new rules.

*John Walker, Lincoln Ave.* – In previous years this was brought up and voted down. For several years he has watched the people on his street move their cars and the DPW does not come back and plow the other side of the street. Does not see the need to change the times.

*Marty Meany, Weymouth Ln.* – The current way has worked in the past and this seems like an unnecessary change. The guys in the parks department aren't doing anything because the parks are closed. Mayor Deemie explained that there are only 2 guys in the Parks Dept. and they do plow in the winter. Mr. Meany stated that in big storms in the past the DPW did have staggered shifts. When the streets got too narrow from snow the DPW would remove it from the streets and that worked well. Feels that the Village should revisit those things. There is more than one solution. This will be chaotic.

*Ron Heebner, Riverside Dr.* – Suggested that this be tabled so there can be more conversation. There may be better solutions for this.

Mayor Deemie closed the public hearing.

**PETITIONS RECEIVED** - None

### **PRIVILEGE OF THE FLOOR – VISITORS**

Mayor Deemie opened the first privilege of the floor.

*Don Patch, Grand Ave.* – Regarding separating the pipes from Helen Street to Riverside Drive – he went to a Town of Union meeting recently and was told the reason this was not done yet was because the Village has not submitted the paperwork yet and the FEMA money is there. Been talking about this for almost 2 years and it's still not done.

*Ron Heebner, Riverside Dr.* – Reminded everyone that on October 27, 2015 at 6:30pm there will be a meeting at Sarah Jane Church regarding the ongoing drug issues in the community.

Mayor Deemie closed the first privilege of the floor.

### **COMMUNICATIONS**

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

- [1] Time Warner Cable programming notice dated September 16, 2015
- [2] Binghamton-Johnson City Joint Sewage Board December 31, 2014 and 2013 financial statements and supplementary information.

### **COMMITTEE/BOARD REPORTS**

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

- [1] Minutes of the July 13, 2015 regular meeting of the Zoning Board of Appeals
- [2] Minutes of the July 28, 2015 special meeting of the Zoning Board of Appeals
- [3] Minutes of the September 16, 2015 regular meeting of the Town of Union Board



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## DEPARTMENT REPORTS

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

- [1] Code Enforcement Monthly Report – August 2015
- [2] Department of Public Works Monthly Report – May 2015
- [3] Department of Public Works Monthly Report – June 2015
- [4] Department of Public Works Monthly Report – July 2015
- [5] Department of Public Works Monthly Report – August 2015
- [6] Department of Public Works Monthly Report – September 2015

## PAYROLL AND BILLS PRESENTED

A motion to approve abstract #7 of the 2015 - 2016 fiscal bills having been audited by the Board and approved was made by Trustee King and seconded by Trustee Balles.

Motion Carried - Vote:

**Ayes – 4** (*Fuller, King, Balles, Deemie*)      **Nays – 0**      **Absent – 1** (*Slota*)

GENERAL FUND	\$1,445,318,.92
WATER FUND	\$334,433.59
SEWER FUND	\$176,026.87
REFUSE FUND	\$39,471.61
JSTP	\$412,145.31
VARPUR	\$4,188,347.44

UNFINISHED BUSINESS – None

## NEW BUSINESS

### FINANCE & RULES (All Board Members)

#### **Resolution #187**

A motion to approve Local Law #7-2015, amending various section of Chapter 264 of the Village Code entitled “Vehicles and Traffic”, § 264-33 (Alternate-side parking), subsection (A) to provide for alternate side parking between December 1 and March 31 between 5:00 p.m. and 4:59 p.m. the following day; §264-52 (Overnight parking in metered zones prohibited) to change “2:00 a.m.” to “12:01 a.m.”; § 264-103 (Schedule XXVIII: Snow Emergency Parking) to add all “Red-Line Streets” streets from § 264-100 (Schedule XXV: Red-Line Streets) was made by Trustee Balles and seconded by Trustee King.

Motion Carried - Vote:

**Ayes – 4** (*Fuller, King, Balles, Deemie*)      **Nays – 0**      **Absent – 1** (*Slota*)

#### **Resolution #188**

A motion to authorize the Clerk/Treasurer to make certain budget adjustments was made by Trustee King and seconded by Trustee Balles. (see attached)

Motion Carried - Vote:

**Ayes – 4** (*Fuller, King, Balles, Deemie*)      **Nays – 0**      **Absent – 1** (*Slota*)





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### **Resolution #189**

Authorize the Clerk/Treasurer to remove said charges amounting to \$1,673.06 from the October utility bill for 220 Arthur Ave., which incurred excessive sewer charges due to a broken water pipe that was located in the ground as most of the water that was leaked did not go into the sewer system and make such adjustments as are necessary in the Village accounting records.

*This resolution was held over by Trustee King.*

### **Resolution #190**

A motion to authorize the Johnson City Business & Professional Women to hold the 31<sup>st</sup> Annual Holiday Parade on Thursday, December 3, 2015 at 7:00pm starting at the corner of Main Street and Lester Avenue and ending at the Johnson City Senior Center on Brocton Street, contingent upon proof of insurance being provided listing the Village of Johnson City as the certificate holder was made by Trustee King and seconded by Trustee Balles.

Motion Carried - Vote:

**Ayes** – 4 (*Fuller, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 1 (*Slota*)

### **Resolution #191**

A motion to authorize the Village, in partnership with Walmart and the Johnson City Celebration Committee, to hold the sixth annual Lights on the Carousel at the CFJ Carousel from 5pm – 8pm on December 4<sup>th</sup> & 5<sup>th</sup>, December 11<sup>th</sup> & 12<sup>th</sup> and December 18<sup>th</sup> & 19<sup>th</sup> was made Trustee Balles and seconded by Trustee King.

Motion Carried - Vote:

**Ayes** – 4 (*Fuller, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 1 (*Slota*)

## **PUBLIC SAFETY**

### **FIRE (Trustees Slota & Balles)**

#### **Resolution #192**

A motion to approve a travel request for Fire Marshal Hlebica to attend the Fire Marshal's seminar at the Fire Academy in Montour Falls, NY on October 20 – 23, 2015 at a cost of \$58.00 from budget line A3410.4.930 was made by Trustee Balles and seconded by Trustee King.

Motion Carried - Vote:

**Ayes** – 4 (*Fuller, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 1 (*Slota*)

### **POLICE (Trustees Slota & Balles)**

#### **Resolution #193**

A motion to approve a travel request for Sgt. Hillman and Officers Cioci and Kushner to attend SWAT Team Special Training on October 11 – 16, 2015 at Fort Drum, NY at a cost of \$1,270.00 from budget line A3120.4.930 was made by Trustee King and seconded by Trustee Balles.

Motion Carried - Vote:

**Ayes** – 4 (*Fuller, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 1 (*Slota*)



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### **Resolution #194**

A motion to approve a travel request for Sgt. Dan VanWie to attend A Police Supervision course on January 11 – 29, 2016 at the Broome County Law Enforcement Academy in Binghamton, NY at a cost of \$50.00 from budget line A3120.4.930 was made by Trustee Balles and seconded by Trustee King.

Motion Carried - Vote:

**Ayes** – 4 (*Fuller, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 1 (*Slota*)

### **PUBLIC WORKS (Trustees Slota & Fuller)**

#### **Resolution #195**

A motion to authorize the Department of Public Works to dispose as scrap a 1984 Dodge Van; VIN # 2B7GB13HXEK224477 and a 1996 Chevy Caprice VIN # 1G1BL52P8TR146601 as these vehicles have been through the 2006 and 2011 floods, and according to the Broome County Auctioneers, they are not sellable was made by Trustee Balles and seconded by Trustee Fuller.

Motion Carried - Vote:

**Ayes** – 4 (*Fuller, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 1 (*Slota*)

#### **Resolution #196**

A motion to approve a request for Precious Turkow Dickson and family to hold the 1<sup>st</sup> Annual Jamison Turkow Memorial Walk for Addiction Awareness at CFJ Park on Saturday, May 7, 2016 from 12:00pm – 5:00pm contingent upon proof of insurance being provided listing the Village of Johnson City as the certificate holder was made by Trustee King and seconded by Trustee Balles.

Motion Carried - Vote:

**Ayes** – 4 (*Fuller, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 1 (*Slota*)

### **RECREATION (Trustees Slota & Fuller)** – No new business

### **PLANNING, ZONING & CODE ENFORCEMENT (Trustees King & Balles)** – No new business

### **JOINT SEWAGE TREATMENT BOARD (Trustees King & Balles)**

#### **Resolution #197**

A motion to authorize the Binghamton-Johnson City Joint Sewage Board to accept a NY State Occupational Safety and Health Hazard Abatement Board Grant for the 2015-2016 Program Year in an amount not to exceed \$18,131.00 was made by Trustee King and seconded by Trustee Balles.

Motion Carried - Vote:

**Ayes** – 4 (*Fuller, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 1 (*Slota*)

#### **Resolution #198**

A motion to authorize the Mayor to execute on behalf of the Village an Easement in favor of and running to New York State Electric & Gas Corporation (“NYSEG”) in a form acceptable to counsel for the Village in connection with electric service for a new sewage pump station





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located at 3936 Gates Road, Vestal, New York, Tax Map No. 143.17-1-3 was made by Trustee Balles and seconded by Trustee King.

Motion Carried - Vote:

**Ayes** – 4 (*Fuller, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 1 (*Slota*)

### **Resolution #199**

A motion to approve the following resolution was made by Trustee King and seconded by Trustee Fuller.

Motion Carried - Vote:

**Ayes** – 4 (*Fuller, King, Balles, Deemie*)      **Nays** – 0      **Absent** – 1 (*Slota*)

*WHEREAS, Hard Knock Real Estate, LLC (“Owner”) owns 753 Harry L. Drive and was granted site plan approval on March 25, 2014, and*

*WHEREAS, The site plan approval required certain drainage, curbing, paving and other improvements (“the Work”) prior to the issuance of a Certificate of Occupancy and those items remain incomplete, and*

*WHEREAS, The Owner has requested issuance of a temporary Certificate of Occupancy prior to the completion of the work, and*

*WHEREAS, The Village Code permits issuance of a temporary Certificate of Occupancy upon posting and acceptance of a performance bond by the Board of Trustees, and*

*NOW THEREFORE, Be it resolved that the Village Board of Trustees authorizes the issuance of a Temporary of Certificate of Occupancy through June 30, 2016 upon receipt of a performance bond in an amount established by the Director of Public Services and in a form acceptable to Counsel for the Village to cover the completion of the work as detailed and identified by the Director of Public Services, Planning Department and Code Department.*

### **PRIVILEGE OF THE FLOOR – VISITORS**

Mayor Deemie opened the second privilege of the floor.

*John Walker, Lincoln Ave.* – Asked about holding the departments accountable for late monthly reports. How is resolution #199 going to be policed? At A & E Auto Sales on Main Street the Planning Board approved a certain number of cars to be displayed and this weekend Mr. Walker counted over 20 cars there. This has been an ongoing problem. Mayor Deemie explained that this is different. The property owner is being made to put up a bond for the amount of work to be done, so if he does not, the Village will use the bond to complete it. The Mayor will send a note to Code about the car lot on Main Street.

*Don Patch, Grand Ave.* – Asked if broken meters were going to be replaced (location unknown - “club med”). Mayor Deemie explained that he will meet with Chief Dodge and staff to discuss it.

Mayor Deemie closed the second privilege of the floor.



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### ADJOURNMENT

Mayor Deemie adjourned the meeting at 8:05pm.

*Thomas Johnson*

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Thomas Johnson  
Village Clerk/Treasurer

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

*Mayor Gregory Deemie - [jcmayor@villageofjc.com](mailto:jcmayor@villageofjc.com)*

*Deputy Mayor Luke Slota - [lslota@villageofjc.com](mailto:lslota@villageofjc.com)*

*Trustee Richard Balles - [rballes@villageofjc.com](mailto:rballes@villageofjc.com)*

*Trustee Bruce King - [bking@villageofjc.com](mailto:bking@villageofjc.com)*

*Trustee Deborah Fuller - [dfuller@villageofjc.com](mailto:dfuller@villageofjc.com)*