



VILLAGE OF JOHNSON CITY

MUNICIPAL BUILDING
243 MAIN STREET • JOHNSON CITY, NY 13790
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Village Board

Gregory Deemie, Mayor
Luke Slota, Deputy Mayor

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

Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, December 1, 2015 in the Municipal Building, 243 Main St., Johnson City

Present: Gregory Deemie, Mayor
 Luke Slota, Deputy Mayor
 Bruce King, Trustee
 Deborah Fuller, Trustee

Absent: Richard Balles, Trustee
 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, December 15, 2015 at 7:30pm with a work session at 5:30pm
- [2] The JCBPW Association's Annual Holiday Parade will be at 7pm on Thursday, December 3rd on Main Street.

County Executive Debbie Preston, Deputy Executive John Bernardo and Frank Evangelisti, Broome County Director of Planning were present and spoke of upcoming projects and programs they are working on.

Don Slota, Eldredge Ave. – Asked about the Decker School of Nursing coming to the Village. Mr. Evangelisti explained that is part of the health sciences center that will be built if the area wins the half billion dollar state wide competition.

Carol Laskoski, Edward St. – Asked what the Century and Sunrise project is. Mr. Evangelisti explained that is a private housing development.

Trustee Bruce King – Asked if some of these new developments will be taxable in the future. Mr. Evangelisti stated he was not sure what would happen with that.

Don Patch, Grand Ave. – Asked about the nursing school and the funding of it. Mr. Patch asked why we are giving SUNY any more money. Why can't SUNY use their own money and not money from the grant?

Don Slota, Eldredge Ave. – Asked about the demolition of BAE. Executive Preston stated that they are close to starting that. There was a delay with the air force.



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Julie Deemie, Zoa Ave., President of the JC Partners – Offered her thanks to the County Executive and her staff for all of their work on the grants that have been applied for. Spoke about needing to get residents involved and in positive frames of mind for the future.

Don Patch, Grand Ave. – Asked about the area that the half billion dollars would cover. Executive Preston stated it is regional and covers 7 counties.

John Walker, Lincoln Ave. – Asked if the money will be split up. Deputy Executive Bernardo explained that the 3 regions that win will each receive a half billion dollars.

APPROVAL OF BOARD MINUTES

A motion to approve the minutes of the November 17, 2015 regular meeting and work session was made by Trustee Balles and seconded by Trustee Slota. The motion carried with all those present voting in the affirmative.

BIDS - None

PUBLIC HEARINGS

[1] Local Law #9-2015, amending Chapter 250 of the Village Code entitled “Taxation”, Article VI, Home Improvement Exemption, to provide tax exemption to capital improvements to one and two family homes for the taxable status period from March 1, 2015 and thereafter with application for the exemption must be made with the Town of Union Assessment Office.

Mayor Deemie opened the public hearing.

Carol Laskoski, Edward St. – Asked if, since this law is being made permanent, can changes be made to it in the future. Mayor Deemie stated that no, it is set as it is.

Mayor Deemie closed the public hearing.

PETITIONS RECEIVED - None

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the first privilege of the floor.

Corinna Johnson, Cook St. – Sarah Jane Johnson will have an open house with music, cookies and cocoa after the parade. There will be a CHOW concert at 2pm on Saturday afternoon at the church. Beginning on December 12th the JC Partners will be holding their gatherings at the gazebos from 5-6pm on the 12th, 14th, 16th and the 21st.

Richard Wallikas, Deyo Hill Rd. – He sent 2 letters and 3 Freedom of information requests regarding a sewage incident at his and his neighbor’s home on October 2, 2015. He stated that the Village and the Mayor have failed to respond to his letters. Mayor Deemie stated that he has responded to Mr. Wallikas and will need to check with DPW on what action they are taking. They are looking into the possible grease issue. Mr. Wallikas stated that the Village is not doing anything to help. They are being ignored. Mr. Wallikas went on to express his displeasure with the Village. Mayor Deemie explained that some of the records that Mr. Wallikas is requesting do not exist. Trustee King asked for clarification regarding the hiring of a plumber and the Village bringing a sewer camera to his home.



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John Walker, Lincoln Ave. – Regarding Res #224 – asked if needed to go out to bid. Mayor Deemie explained that no it does not because it is a professional service.

Don Patch, Grand Ave. – Asked how much involvement the Village Board had with the PLA for the JSTP. Mayor Deemie stated that he and Trustee King were at every meeting regarding it. Deputy Mayor Slota explained that people representing both sides of the issue gave presentations to the Village Board. Mayor David spoke to Mayor Deemie before he vetoed the PLA. Mayor Deemie explained the process.

Julie Deemie, Zoa Ave. – On behalf of the JC Partners - They will be doing an initiative from spring to fall where there will be 2 volunteers every weekend on Main Street picking weeds & cleaning up litter. They would like to ask the Board to have the DPW spray down along the sidewalks on Main Street to remove the salt and winter debris in the spring and then again in mid summer. They would like to ask the Village to work with Toman Development to secure their assistance in developing a technical assistance grant to apply for another Main Street grant. The JC Partners have been raising funds for CFJ Park. They would like to start planting trees in the park working with the DPW.

Mayor Deemie closed the first privilege of the floor.

COMMUNICATIONS

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

- [1] Time Warner Programming Notice dated November 18, 2015
- [2] Notice of the Dec. 8, 2015 regular meeting of the Binghamton-JC JSB
- [3] Letter dated 11/23/15 from Richard Wallikas regarding a sewer issue at his home
- [4] Letter received November 30, 2015 from the NYS Dept of Public Service regarding winter energy costs and assistance programs

COMMITTEE/BOARD REPORTS

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

- [1] Minutes of the October 27, 2015 regular meeting of the Village of Endicott Board
- [2] Minutes of the November 18, 2015 regular meeting of the Town of Union Board
- [3] Minutes of the July 28, 2015 regular meeting of the JC Planning Board
- [4] Minutes of the October 27, 2015 regular meeting of the JC Planning Board

DEPARTMENT REPORTS

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

- [1] Code Enforcement Monthly Report – October 2015
- [2] Fire Department Overtime Report – November 5 – 18, 2015

PAYROLL AND BILLS PRESENTED

A motion to approve abstract #10 of the 2015 - 2016 fiscal bills, having been audited by the Board and approved, was made by Trustee Slota and seconded by Trustee Fuller.



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Motion Carried - Vote:

Ayes – 4 (*Fuller, Slota, King, Deemie*)

Nays – 0

Absent – 1 (*Balles*)

GENERAL FUND	\$1,802,422.16
WATER FUND	\$172,466.05
SEWER FUND	\$47,986.58
REFUSE FUND	\$121,643.77
JSTP	\$461,155.47
VARPUR	\$461,155.47

UNFINISHED BUSINESS – Mayor Deemie read the long form of Resolution #209 from the last meeting and explained that the on the last agenda the resolution wording was too short.

NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #222

A motion to approve the adoption of local law no. 9-2015 was made by Trustee King and seconded by Trustee Slota.

Motion Carried - Vote:

Ayes – 4 (*Fuller, Slota, King, Deemie*)

Nays – 0

Absent – 1 (*Balles*)

WHEREAS, the Village of Johnson City scheduled a public hearing for December 1, 2015 at 7:35 p.m. for Local Law No. 9 of the Year 2015 entitled "A LOCAL LAW AMENDING CHAPTER 250 OF THE VILLAGE CODE ENTITLED 'TAXATION'"; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Village and posted on the Village Clerk's signboard; and

WHEREAS, said public hearing was duly held at the Village Hall, 243 Main Street, Johnson City, New York on the 1st day of December, 2015 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 pertaining to Article 8 of the State Environmental Quality Review Act ("SEQR"), it has been determined by the Village Board of the Village of Johnson City that adoption of the proposed Local Law does not constitutes an action as defined and could be considered without further regard to SEQR; 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. 9-2015 entitled "A Local Law Amending Chapter 250 of the Village Code Entitled 'Taxation'" a copy of which is attached hereto and made a part hereof; and

RESOLVED, that this resolution will take effect immediately.



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Resolution #223

A motion to authorize the Clerk/Treasurer to remove a portion of the charges in the amount of \$5,598.40 from the August 2015 utility bill for 282 Main Street, and to make such adjustments as are necessary in the Village accounting records was made by Trustee King and seconded by Trustee Slota.

Motion Failed - Vote:

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

PUBLIC SAFETY

FIRE (Trustees Slota & Balles) – No new business

POLICE (Trustees Slota & Balles) – No new business

PUBLIC WORKS (Trustees Slota & Fuller)

Resolution #224

A motion to authorize the Mayor to sign a proposal with Shumaker Engineering & Land Surveying to perform surveying, design and construction support services for the reconstruction of New York Avenue in the amount of \$55,275.00, to be paid from budget line A5112.2.027 with a third of the cost from the sewer budget line and a third of the cost from the water budget line was made by Trustee Slota and seconded by Trustee Fuller.

Motion Carried - Vote:

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

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 #225

A motion to authorize the Binghamton-Johnson City Joint Sewage Board Fiscal Officer to modify the Joint Sewage Board Budget to increase the appropriations in the budget line J8130.54801 Industrial Pre-Treatment by \$35,000 and lower the appropriation on line J8130.55000 Contingency by the same amount and also transfer \$2,500 in budget appropriations from J8130.54112 Gasoline/Diesel to J8130.54125 Building and Grounds Supplies was made by Trustee King and seconded by Trustee Slota.

Motion Carried - Vote:

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

Resolution #226

A motion to authorize the Binghamton-Johnson City Joint Sewage Board Fiscal Officer to modify the 2015 Binghamton-Johnson City Joint Sewage Board Budget by adding expense lines to enhance transparency of debt service expenses due to the Owners was made by Trustee King and seconded by Trustee Slota.

Motion Carried - Vote:

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



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PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the second privilege of the floor.

Don Patch, Grand Ave. – Asked about the costs for construction at the Sewage Treatment Plant. Trustee King provided a breakdown of the costs.

Julie Deemie, Zoa Ave. – Stated that Lights on the Carousel begins this weekend.

Marty Meaney, Weymouth Lane – Regarding Res. #209 – asked what was left off of the agenda. Mayor Deemie explained it was the dollar figures. Stated that the Village used to be lead agency for the Sewage Treatment Plant. When and why did that change? Trustee King explained the Village was lead agency until the end of Phase 3. Trustee King and Mayor Deemie explained that Binghamton has more resources to do it. Stated that maybe it's time to get the Village out of the Sewage Treatment Plant business. Trustee King explained that the plant itself cannot be sold because there is so much federal funding involved. Commended the JC Partners for all their efforts. Feels that we need to get the local business more involved in taking pride of their businesses.

Mayor Deemie closed the second privilege of the floor.

Deputy Mayor Slota reminded everyone that alternate street parking started today.

ADJOURNMENT

Mayor Deemie adjourned the meeting at 8:40pm.

Thomas Johnson
Village Clerk/Treasurer