



VILLAGE OF JOHNSON CITY

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

Village Board

Gregory Deemie, Mayor

Richard Balles, Trustee Deborah Fuller, Trustee
Martin Meaney, Trustee John Walker, Trustee

AGENDA - REGULAR MEETING OF THE VILLAGE BOARD

Tuesday, August 16, 2016 @ 7:30pm • Village Hall, 243 Main St., 2nd fl, Johnson City, NY

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. ***FIRE EXITS***

3. **MAYOR'S ANNOUNCEMENTS**

- [3.1] The next regular Village Board Meeting will be Tuesday, September 6, 2016 at 7:30pm with a work session at 5:30pm
- [3.2] JC Partners Cruze-Inz will be held from 5-8pm on Thurs., August 25th in the Village Hall Parking lot
- [3.3] The 49th annual JC Field Days will be held on Sept 2nd – 5th at Northside Park
- [3.4] Village offices will be closed on Monday, September 5th for Labor Day. There will be no yardwaste collection on Monday, September 5th. All other routes will be collected on their regularly scheduled day.

4. **APPROVAL OF BOARD MINUTES**

Minutes of the August 2, 2016 regular meeting and work session.

5. **BIDS** - None

6. **PUBLIC HEARINGS** - None

7. **PETITIONS RECEIVED** - None

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

9. **COMMUNICATIONS**

- [9.1] Notice of a special meeting of the Binghamton-JC Joint Sewage Board on 8/15/16

10. **COMMITTEE/BOARD REPORTS**

- [10.1] Minutes of the June 13, 2016 regular meeting of the JC Zoning Board of Appeals
- [10.2] Minutes of the May 24, 2016 regular meeting of the Endicott Board of Trustees
- [10.3] Minutes of the June 7, 2016 special meeting of the Endicott Board of Trustees
- [10.4] Minutes of the June 14, 2016 regular meeting of the Endicott Board of Trustees
- [10.5] Minutes of the April 12, 2016 regular meeting of the Joint Sewage Board



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- [10.6] Minutes of the May 10, 2016 regular meeting of the Joint Sewage Board
- [10.7] Minutes of the June 14, 2016 regular meeting of the Joint Sewage Board
- [10.8] Minutes of the July 12, 2016 regular meeting of the Joint Sewage Board

11. DEPARTMENT REPORTS

- [11.1] DPW Monthly Report – July 2016
- [11.2] Code Enforcement Monthly Report – June & July 2016

12. PAYROLL AND BILLS PRESENTED

Abstract #4 of the 2016 - 2017 Fiscal bills

GENERAL FUND	\$512,135.36
WATER FUND	\$147,907.39
SEWER FUND	\$17,934.99
REFUSE FUND	\$45,932.90
JSTP	\$3,218,705.67
VARPUR	\$3,218,705.67

13. UNFINISHED BUSINESS

14. NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2016 - 133

Be it resolved that the Village of Johnson City hereby establishes the standard work days for elected and appointed officials and will report the days worked to the New York State and Local Employees Retirement System based on the records of activities maintained and submitted by these officials to the clerk of this body. This resolution will be posted for 30 days from its adoption.

Resolution #2016 - 134

Approve a request from William Giblin, Owner of Giblin’s, 256 Main St., to close Wilbrow Alley on September 11, 2016 from 10:00am – 8:00pm as part of the Giblin’s Annual Golf Tournament contingent upon supplying the Village with proper insurance coverage and naming the Village as additional insured for this event.

Resolution #2016 - 135

Approve a travel request for Village Justices Gregory Thomas and Thomas Dellapenna to attend the NYS Magistrates Association 2016 Annual Conference from September 25 – 28, 2016 in Lake Placid, NY at a cost of \$1,945.70 from account A1110.4.930.

Resolution #2016 - 136

Authorize the Mayor to execute a quitclaim deed and related transfer documents, for consideration of \$500.00 and the cost of village legal fees and expenses, with the owner of 33 Jay Street to transfer whatever interest the Village may have in that certain parcel located on the west side of Jay Street which is approximately twelve (12) feet wide, front and rear and one hundred thirty-five (135) feet deep, except and reserving a permanent easement over said premises for the purpose of maintaining and replacing village utilities, with said deed in a form acceptable to counsel for the Village.



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Resolution #2016 - 137

A resolution authorizing improvements to sidewalks/curbs in and for the Village of Johnson City, Broome County, New York, at a maximum estimated cost of \$120,000 and authorizing, subject to permissive referendum, the issuance of \$120,000 serial bonds of said Village to pay the cost thereof.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Johnson City, Broome County, New York (the "Village"), as follows:

- Section 1. Improvements to sidewalks/curbs, including incidental costs and improvements, in and for the Village of Johnson City, Broome County, New York, is hereby authorized, subject to permissive referendum, at a maximum estimated cost of \$120,000.
- Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$120,000 serial bonds of said Village, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.
- Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten years, pursuant to subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.
- Section 4. The faith and credit of said Village of Johnson City, Broome County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.
- Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.
- Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of



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the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. This resolution is adopted subject to permissive referendum.

Resolution #2016 - 138

A resolution authorizing the replacement of the roof at the village hall in and for the Village of Johnson City, Broome County, New York, at a maximum estimated cost of \$200,000 and authorizing, subject to permissive referendum, the issuance of \$200,000 serial bonds of said Village to pay the cost thereof.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Johnson City, Broome County, New York (the "Village"), as follows:

Section 1. Replacement of the roof at the Village Hall, including costs incidental thereto, in and for the Village of Johnson City, Broome County, New York, is hereby authorized, subject to permissive referendum, at a maximum estimated cost of \$200,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$200,000 serial bonds of said Village, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Village of Johnson City, Broome County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become



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due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. This resolution is adopted subject to permissive referendum.



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Resolution #2016 - 139

A resolution authorizing the resurfacing of various streets in and for the Village of Johnson City, Broome County, New York, at a maximum estimated cost of \$260,000 and authorizing, subject to permissive referendum, the issuance of \$260,000 serial bonds of said village to pay the cost thereof.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Johnson City, Broome County, New York (the "Village"), as follows:

- Section 1. The resurfacing of various streets, including sidewalks, curbs, gutters, drainage, landscaping, grading or improving rights-of-way and other improvements and costs incidental thereto, in and for the Village of Johnson City, Broome County, New York, is hereby authorized, subject to permissive referendum, at a maximum estimated cost of \$260,000.
- Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$260,000 serial bonds of said Village, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.
- Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.
- Section 4. The faith and credit of said Village of Johnson City, Broome County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.
- Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.
- Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of



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the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. This resolution is adopted subject to permissive referendum.

Resolution #2016 - 140

A resolution authorizing various capital items in and for the Village of Johnson City, Broome County, New York, at a total maximum estimated cost of \$90,850, and authorizing the issuance of \$90,850 bonds of said village to pay the costs thereof.

BE IT RESOLVED by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Johnson City, Broome County, New York, as follows:

Section 1. The following are hereby authorized in and for the Village of Johnson City, Broome County, New York:

- a) Purchase of financial software, at a maximum estimated cost of \$50,000, being a specific object or purpose having a period of probable usefulness of five years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law;
- b) Purchase of a police vehicle, at a maximum estimated cost of \$30,240, being a specific object or purpose having a period of probable usefulness of three years, pursuant to subdivision 77 of paragraph a of Section 11.00 of the Local Finance Law; and
- c) Purchase of vehicle equipment, at a maximum estimated cost of \$10,610 being a class of objects or purposes having a period of probable usefulness of five years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The total maximum estimated cost of the aforesaid objects or purposes is \$90,850 and the plan for the financing thereof is by the issuance of



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\$90,850 bonds of said Village hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law, to be allocated in accordance with the maximum estimated costs set forth in Section 1 hereof.

Section 3. It is hereby further determined that the maximum maturity of the bonds herein authorized will not exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Village Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of said Village, provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Village Treasurer shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The faith and credit of said Village of Johnson City, Broome County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:



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- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with as the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of said Village hereby designated for such purpose, together with a notice of the Village Clerk in substantially the form set forth in paragraph a of Section 81.00 of the Local Finance Law.

PUBLIC SAFETY

FIRE (Trustees Balles & Walker)

Resolution #2016 - 141

Authorize the acceptance of the Department of Homeland Security Federal Emergency Management Agency FY 2015 Staffing for Adequate Fire and Emergency Response (“SAFER”) Grant Program (Application No: EMW-2015-FH-00532) and directing the Mayor or his designee to sign any forms, submit any information or take any and all action to accept the same; contingent upon and provided that the Johnson City Professional Firefighters Association, Local 921 execute a non-precedent setting Memorandum of Agreement with the Village of Johnson City regarding the SAFER Grant that is in a form acceptable to Labor Counsel for the Village.

Resolution #2016 - 142

A motion, in accordance with the 2015 FY Staffing for Adequate Fire and Emergency Response Grant Program (Application No: EMW-2015-FH-00532), and the funds made available thereunder, to appoint Sean Meaney to the position of Fire Fighter from Broome County Certified List #60-786, on a probationary basis, at a base salary of \$34,272.08 effective August 25, 2016 contingent upon the successful completion of a background investigation, drug testing and medical exam and successful completion of training at the Utica Fire Department Training Center in Utica, NY and EMT Training.

Resolution #2016 - 143

A motion, in accordance with the 2015 FY Staffing for Adequate Fire and Emergency Response Grant Program (Application No: EMW-2015-FH-00532),



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and the funds made available thereunder, to appoint Joshua Jacyna to the position of Fire Fighter from Broome County Certified List #60-786, on a probationary basis, at a base salary of \$34,272.08 effective August 25, 2016 contingent upon the successful completion of a background investigation, drug testing and medical exam and successful completion of training at the Utica Fire Department Training Center in Utica, NY and EMT Training.

Resolution #2016 - 144

A motion, in accordance with the 2015 FY Staffing for Adequate Fire and Emergency Response Grant Program (Application No: EMW-2015-FH-00532), and the funds made available thereunder, to appoint Phillip Weston to the position of Fire Fighter from Broome County Certified List #60-786, on a probationary basis, at a base salary of \$34,272.08 effective August 25, 2016 contingent upon the successful completion of a background investigation, drug testing and medical exam and successful completion of training at the Utica Fire Department Training Center in Utica, NY and EMT Training.

Resolution #2016 - 145

A motion, in accordance with the 2015 FY Staffing for Adequate Fire and Emergency Response Grant Program (Application No: EMW-2015-FH-00532), and the funds made available thereunder, to appoint Vincent Trayling to the position of Fire Fighter from Broome County Certified List #60-786, on a probationary basis, at a base salary of \$34,272.08 effective August 25, 2016 contingent upon the successful completion of a background investigation, drug testing and medical exam and successful completion of training at the Utica Fire Department Training Center in Utica, NY and EMT Training.

Resolution #2016 - 146

A motion, in accordance with the 2015 FY Staffing for Adequate Fire and Emergency Response Grant Program (Application No: EMW-2015-FH-00532), and the funds made available thereunder, to appoint Alex Mihok to the position of Fire Fighter from Broome County Certified List #60-786, on a probationary basis, at a base salary of \$34,272.08 effective August 25, 2016 contingent upon the successful completion of a background investigation, drug testing and medical exam and successful completion of training at the Utica Fire Department Training Center in Utica, NY and EMT Training.

POLICE (Trustees Balles & Walker) – No new business

PUBLIC WORKS (Trustees Balles & Fuller) – No new business

RECREATION (Trustees Balles & Fuller) – No new business

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



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JOINT SEWAGE TREATMENT BOARD (Trustees Fuller & Meaney)

Resolution #2016 - 147

Authorize the Binghamton-Johnson City Joint Sewage Board Fiscal Officer to increase revenue line J43960 by \$63,525.41, increase revenue line J44960 by \$190,576.22 and increase appropriation J8130.54899 by \$254,101.62.

15. PRIVILEGE OF THE FLOOR – VISITORS

16. ADJOURNMENT

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

Mayor Gregory Deemie - jcmayor@villageofjc.com

Trustee Richard Balles - rballes@villageofjc.com

Trustee Deborah Fuller - dfuller@villageofjc.com

Trustee Martin Meaney - mmeaney@villageofjc.com

Trustee John Walker - jwalker@villageofjc.com