



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, December 6, 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, December 20, 2016 at 7:30pm with a work session at 5:30pm
- [3.2] Annual Lights on the Carousel continues from 5 – 8pm on Dec. 9th & 10th and Dec. 16th & 17th
- [3.3] Alternate Street parking went into effect on December 1, 2016

4. **APPROVAL OF BOARD MINUTES**

Minutes of the November 15, 2016 regular meeting and work session.

5. **BIDS** - None

6. **PUBLIC HEARINGS** - None

7. **PETITIONS RECEIVED**

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

9. **COMMUNICATIONS**

- [9.1] Letter from Richard Rogler disputing the Village's policy of a minimum refuse charge if a property has a dumpster.

10. **COMMITTEE/BOARD REPORTS**

- [10.1] Minutes of the November 16, 2016 regular meeting of the Town of Union Board
- [10.2] Minutes of the October 27, 2016 meeting of the Br. Co. Assoc. of Towns & Villages
- [10.3] Minutes of the October 25, 2016 meeting of the JC Planning Board
- [10.4] Minutes of the September 12, 2016 meeting of the JC Zoning Board



11. DEPARTMENT REPORTS

- [11.1] Fire Department Overtime Report for November 3 – 16, 2016
- [11.2] Fire Department Overtime Report for November 17 – 30, 2016
- [11.3] Code Enforcement Monthly Report – October 2016
- [11.4] Police Department Overtime Report for November 3 – 16, 2016
- [11.5] Police Department Overtime Report for November 17 – 30, 2016
- [11.6] DPW Overtime Report – October 2016
- [11.7] DPW Overtime Report – November 2016

12. PAYROLL AND BILLS PRESENTED

Abstract #10 of the 2016 - 2017 Fiscal bills

GENERAL FUND	\$2,034,839.11
WATER FUND	\$148,908.06
SEWER FUND	\$40,214.05
REFUSE FUND	\$93,837.97
JSTP	\$579,201.18
VARPUR	\$579,201.18
SESAME ST	\$60.45

13. UNFINISHED BUSINESS - None

14. NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2016 – 204

Authorize the Village Treasurer to make certain budget adjustments. (see attached)

Resolution #2016 – 205

Introduce Local Law #8-2016, amending Chapter 264 of the Village Code entitled “Vehicles and Traffic” as follows: §264-98 (Schedule XIII: Handicapped Parking) to add Virginia Avenue-west side, House No. 83; to schedule a public hearing on said local law on December 20, 2016 at 7:35 p.m. and to authorize publication of notice of said public hearing.

Resolution #2016 – 206

Establish a Complete Streets Policy

Whereas, “Complete Streets” are defined as roadways that enable safe and convenient access for all users, including bicyclists, children, persons with disabilities, motorists, seniors, movers of commercial goods, pedestrians and users of public transport; and,

Whereas, the New York Department of Transportation supports complete streets policies and adopted its own such policy on February 11, 2012; and,



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Whereas, Complete Streets are supported by the Institute of Traffic Engineers, the American Planning Association, Binghamton Metropolitan Transportation Study and many other transportation, planning and public health officials; and,

Now, Therefore, Be It Resolved, by the Board of Trustees of the Village of Johnson City that all public street projects, both new construction and reconstruction (excluding maintenance) undertaken by the Village shall be designed and constructed as "Complete Streets" whenever feasible to do so in order to safely accommodate travel by pedestrians, bicyclists, public transit, and motorized vehicles and their passengers, with special priority given to pedestrian safety, and subject to the following conditions:

- a) Pedestrian and bicycle facilities shall not be required where they are prohibited by law.
- b) Public transit facilities shall not be required on streets not serving as transit routes and the desirability of transit facilities will be determined on a project specific basis.
- c) In any project, should the cost of pedestrian, public transit, and/or bicycle facilities cause an increase in project costs in excess of 15%, as determined by engineering estimates, that would have to be funded with local tax dollars, then and in that event approval by Council must be obtained for same prior to bidding of the project.
- d) Significant adverse environmental impacts outweigh the positive effects of the infrastructure.

Resolution #2016 – 207

Appoint Deborah Osenni to the position of Typist Part-Time in the Clerk/Treasurer's Office, effective December 8, 2016, at a salary of \$10.00 per hour, contingent upon the completion of a successful background check.

PUBLIC SAFETY

FIRE (Trustees Balles & Walker) – No new business

POLICE (Trustees Balles & Walker)

PUBLIC WORKS (Trustees Balles & Fuller)

Resolution #2016 – 208

Approve and authorize the Mayor to sign Change Order #1 with MATCO Electric in the amount of \$6,232.19 for the Water Treatment Plant Resiliency Improvements with the change order having been reviewed and approved by The Governor's Office of Storm Recovery (GOSR) and the costs being funded through GOSR.

Resolution #2016 – 209

Approve a request for the Johnson City Music and Art Departments to hold an "Arts in the Park" festival at CFJ Park from 8:00am – 4:00pm on Saturday, June 17, 2017 contingent upon the Village receiving proof of the required liability insurance and all required permits and paperwork.



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Resolution #2016 – 210

Adopt the following procedures and policies for the Village of Johnson City [Subrecipient] for the procurement of goods and services necessary for the implementation of projects funded by the Governor's Office of Storm Recovery Of The New York State Housing Trust Fund Corporation

WHEREAS, the Village of Johnson City [subrecipient] has entered into a subrecipient agreement with the Governor's Office of Storm Recovery, an office of the New York State Housing Trust Fund Corporation, that provides funds for eligible Community Development Block Grant – Disaster Recovery (CDBG-DR) expenditures; and

WHEREAS, the subrecipient agreement requires procurement activities funded in whole or in part with CDBG-DR funds to be conducted in compliance with applicable United States Department of Housing and Urban Development (HUD) procurement regulations as well as applicable state and local law; and

WHEREAS, on December 26, 2013, the Office of Management and Budget (OMB) published (at 78 Federal Register 78608) the "2 CFR Part 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards" that superseded the HUD procurement provisions of 24 CFR Parts 84 and 85; and

WHEREAS, HUD has issued new procurement standards as set forth in Notice: SD-2015-01: Transition to 2 CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, Final Guidance and in Notice: CPD-16-04 Additional Transition and Implementation Guidance for Recipients of Community Planning and Development (CPD) Funds for 2 CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; and

WHEREAS, the Village of Johnson City [subrecipient] desires to revise and amend its procurement procedures to be consistent with the HUD Notices on 2 CFR Part 200; and

WHEREAS, the Village of Johnson City [subrecipient] desires to apply the amended and revised procurement procedures to future CDBG-DR procurements.

NOW, THEREFORE BE IT RESOLVED by the Village of Johnson City Board of Trustees, on behalf of the Village of Johnson City [subrecipient] that for CDBG-DR procurement actions undertaken on or after January 1, 2017, the Village of Johnson City [subrecipient] shall comply with the procurement standards as set forth in 2 CFR Parts 200.317 through 200.326. In the event of a conflict between State or local laws and regulations and the procurement requirements of 2 CFR Part 200, the more stringent requirements will apply.

RECREATION (Trustees Balles & Fuller) – No new business



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PLANNING, ZONING & CODE ENFORCEMENT (Trustees Balles & Walker)

Resolution #2016 – 211

Appoint Kurt Schrader, with Pope, Schrader & Pope, LLP, as special counsel to the Village Planning and Zoning Boards in connection with all matters related to the application(s) concerning 100 Oakdale Road before the Village Planning and Zoning Boards at the rate of \$175.00 per hour, with statements to be sent to Counsel for the Village.

JOINT SEWAGE TREATMENT BOARD (Trustees Fuller & Meaney)

Resolution #2016 – 212

Authorize the Binghamton-Johnson City Joint Sewage Board to accept a New York State Occupational Safety and Health Hazard Abatement Board Grant for the 2016-2017 Program Year.

WHEREAS, the Board of Trustees of the Village of Johnson City and the Council of the City of Binghamton jointly approve the annual budget of the Binghamton-Johnson City Joint Sewage Board (“JSB”); and

WHEREAS, Inter-Municipal Agreement No. X sets forth the procedure for the JSB to request approval of budget transfers and modifications during the year or within 30 days thereafter so long as any transfers do not increase the JSB’s budgeted expenses for the year; and

WHEREAS, the JSB has an opportunity to reimburse regular occurring training expenses which have been included in the 2017 Proposed Budget with a State grant which requires no matching contributions; and

WHEREAS, the Superintendent, and the Plant Safety Director, designated as Project Director, have applied for and received notification of award in the amount of \$18,159.00 from the NYS Occupational Safety and Health Hazard Abatement Board,

NOW, THEREFORE, the Board of Trustees of the Village of Johnson City, duly convened in regular session, does hereby:

RESOLVE, that the Joint Sewage Board and Superintendent are authorized to accept an amount not to exceed \$18,159.00 to reimburse expenses incurred in contracting with an accredited Health and Safety training entity selected through a request for proposal and competitive bid process. And be it further

RESOLVED, that the Joint Sewage Board Fiscal Officer is directed to include a like revenue amount in the 2016 Budget for State Aid – Other and apply the reimbursement of the grant upon that line when funds are received. And be it further

RESOLVED, that there is no Owner or Board match for the acceptance of such funds; that the Joint Sewage Treatment Facilities Business Manager shall be the grant administrator under the JSTF Superintendent’s supervision and in consultation with the Sewage Board and the Sewage Board’s Fiscal Officer, and the estimated date of completion shall be not later than September 1st, 2017; and be it further

RESOLVED, that this resolution shall take effect immediately.



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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

VILLAGE OF JOHNSON CITY - LOCAL LAW NO. 8 FOR THE YEAR 2016

A LOCAL LAW AMENDING CHAPTER 264 OF THE VILLAGE CODE ENTITLED VEHICLES AND TRAFFIC

Section 1. Chapter 264 of the Village Code shall hereby be amended as follows:

§ 264-98 Schedule XXIII: Handicapped Parking.

In accordance with the provisions of § 264-32, the following described locations are hereby designated as handicapped parking areas:

Insert the following:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Virginia Avenue	West	House No. 83

[The remainder of this section remains the same]

Section 2. Remainder

Except as hereinabove amended, the remainder of the Code of the Village of Johnson City shall remain in full force and effect.

Section 3. Separability

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 4. Effective Date

This Local Law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.



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BUDGET TRANSFERS – DECEMBER 6, 2016

GENERAL FUND TRANSFER	DEBIT	CREDIT
A1110.2.117		\$900.00
A1110.4.120	\$900.00	
A1110.4.130		\$234.19
A1110.4.110	\$234.19	
A1110.4.101	\$205.02	
A1660.4.101		\$205.02
A5010.4.101	\$308.55	
A7140.4.523	\$31.56	
A1660.4.101		\$340.11
A3410.4.101	\$493.94	
A1660.4.101		\$493.94
A3120.4.101	\$2,487.56	
A1660.4.101		\$2,487.56
A1325.4.025	\$14.67	
A1325.4.103		\$14.67
A1325.4.133	\$3,663.99	
A1325.4.120		\$3,663.99
A1325.4.340	\$17.00	
A1325.4.339		\$17.00
A1325.4.340	\$675.43	
A1325.4.341		\$675.43
A1410.4.041	\$346.52	
A1410.4.101		\$346.52
A1325.4.901	\$550.00	
A1410.4.901		\$550.00
A1910.4.310	\$8,137.50	
A1440.1		\$8,137.50
A1910.4.310	\$1,238.36	



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A1440.4.125		\$1,238.36
A1990.4.090	\$17,104.00	
A1620.4.167		\$17,104.00
A1620.4.410	\$131.95	
A1620.4.201		\$131.95
A1990.4.090	\$6,431.93	
A1620.4.435		\$6,431.93
A1640.4.126	\$12.00	
A1640.4.122		\$12.00
A1990.4.090	\$3,597.22	
A1950.4.015		\$3,597.22
A3120.2.311	\$70.27	
A3120.2.113		\$40.76
A3120.2.120		\$25.00
A3120.2.310		\$4.51
A3120.4.321	\$1,030.38	
A3120.4.240		\$1,030.38
A3410.4.101	\$60.45	
A3410.4.065		\$60.45
A3410.4.341	\$6.43	
A3410.4.342		\$6.43
A3410.4.322	\$2,925.00	
A3410.4.914		\$2,925.00
A5010.4.341	\$1,829.88	
A5010.4.342		\$1,829.88
A5010.4.133	\$35.00	
A5010.4.921		\$35.00
A5110.4.240	\$450.00	
A5110.2.407		\$450.00
A5112.2.011	\$32,000.00	
A5410.4.214		\$32,000.00



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A7140.4.411	\$668.91	
A7140.4.204		\$668.91
A7140.4.730	\$118.10	
A7140.4.915		\$118.10
A7550.4.703	\$168.00	
A7750.4.243		\$168.00
A8010.4.050	\$1,250.00	
A8020.4.050		\$1,250.00
A9085.8.085	\$86,645.40	
A9085.8		\$86,645.40
A9010.8.010	\$30,192.90	
A9040.8.040	\$3,876.10	
A9015.8.015		\$34,069.00
A3589	\$118,143.04	
A1964.0		\$118,143.04
A4321	\$95,399.30	
A5112.2.010		\$95,399.30
A4321	\$316,261.20	
A5112.2.022		\$316,261.20
	<i>\$737,711.75</i>	<i>\$737,711.75</i>
WATER BUDGET TRANSFERS	DEBIT	CREDIT
F8310.4.101	\$225.76	
F8310.4.103		\$225.76
F8310.4.133	\$217.22	
F8310.4.126		\$217.22
F8310.4.340	\$831.95	
F8310.4.341		\$831.95
F8310.4.340	\$2.54	
F8310.4.342		\$2.54



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F8340.1	\$45,000.00	
F8320.1		\$45,000.00
F8320.4.412	\$784.62	
F8320.4.413		\$784.62
F8320.4.647	\$405.90	
F8320.4.645		\$405.90
F8320.4.913	\$1,400.00	
F8320.4.912		\$1,400.00
F8340.4.214	\$593.03	
F8340.4.153		\$593.03
F8340.4.262	\$60.43	
F8340.4.260		\$60.43
F9060.8.060	\$4,651.51	
F9010.8.010		\$4,651.51
F2801	\$437,944.33	
F8320.2.640		\$437,944.33
	\$492,117.29	\$492,117.29
SEWER BUDGET TRANSFERS	DEBIT	CREDIT
G8120.4.254	\$517.30	
G8120.4.240		\$517.30
G2801	\$21,164.91	
G8120.2.625		\$21,164.91
G2801	\$14,095.25	
G8120.4.022		\$14,095.25
G2801	\$107,848.63	
G9901.9.010		\$107,848.63
	\$143,626.09	\$143,626.09