



# VILLAGE OF JOHNSON CITY

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

## Village Board

Gregory Deemie, Mayor  
Richard Balles, Deputy Mayor  
Bruce King, Trustee    Martin Meaney, Trustee    John Walker, Trustee

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### **Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, March 7, 2017 in the Municipal Building, 243 Main St., Johnson City**

Present:        Gregory Deemie, Mayor  
                  Richard Balles, Deputy Mayor  
                  John Walker, Trustee  
                  Bruce King, Trustee  
                  Martin Meaney, Trustee

Absent:         None

Also Present:  Cindy Kennerup, Village Clerk/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]     Congratulations to the JCHS Boys Varsity Basketball Team – Section 4 Champs
- [2]     The next regular Village Board Meeting will be Tuesday, March 21, 2017 at 7:30pm with a work session at 5:30pm

#### **APPROVAL OF BOARD MINUTES**

A motion to approve the minutes of February 21, 2017 regular meeting and work session and the March 2, 2017 special meeting 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 #2-2017, amending sections of Chapter 264 of the Village Code entitled “Vehicles and Traffic” as follows: §264-100 (Schedule XXV: Red-Line Streets) to delete Franklin Street and North Broad Street, and to add Arthur Avenue\*, Bernice Street, High Street, Miller Street, and North Broad Street\*; §264-101 (Schedule XXVI: Parking Prohibited Between November 1 and April 1) to delete November 1 and replace it with December 1, in the title and the section, and to delete April 1 and replace it with March 31, in the title and the section.

Mayor Deemie opened the public hearing.

*Mary Anne Gallagher, Overbrook Road & Don Slota, Eldridge Avenue*– Asked why Overbrook Road is no longer on the list of streets in the local law. Mayor Deemie explained that what we wanted to do had already been done. The no parking signs were replaced with no standing signs at some point.





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*Carol Laskoski, Edward Street* – Asked which Bernice Street is being referred to? East Bernice Street or West Bernice Street. Mayor Deemie stated that he wasn't sure but is assuming that it is the entire street.

Mayor Deemie closed the public hearing.

**PETITIONS RECEIVED** - None

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

Mayor Deemie opened the first privilege of the floor.

*Carol Laskoski, Edward Street* – Heard the Mayor mention the building that used to house the Crystal Tea room (later the Painted Pig) had been sold. Mayor Deemie explained that someone has purchased the building and is fixing it up and going to rent it out. Trustee Meaney explained that shortly after the building was sold there was a dumpster next to the building and they cleaned out the first floor.

*Fire Chief Jacyna* – Stated that, under the public hearing, it should be East Bernice Street.

*Julie Deemie, Zoa Avenue* – Announcement regarding Carousel Day. Explained that Corinna Johnson worked to find another group to put on Carousel Day and was successful. The JC Rotary has agreed to do Carousel Day this year with the JC Partner's assistance. Next year, Rotary will do the event on their own. This year the event will be held on Saturday, July 29<sup>th</sup>.

*Trustee Walker* – Stated that JCHS will be presenting the musical "Cats" this year on March 23<sup>rd</sup> – 26<sup>th</sup>.

*Corinna Johnson, Cook Street* – Monthly breakfast being held at Sarah Jane Church on March 18<sup>th</sup> from 8am – 11pm to raise funds for JC youth sports.

Mayor Deemie closed the first privilege of the floor.

### **COMMUNICATIONS**

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

- [1] Notice of NYS DOS Training for local officials on March 20, 2017 in Cortland, NY
- [2] Notice of the March 16, 2017 meeting of the Association of Municipal Clerks
- [3] Invitation to a "Call to Action" Press Conference for all local governments on 3/2/17
- [4] Anonymous letter regarding alternate street parking on the south side of the Village
- [5] Letter from American Legion Post 758 regarding the Memorial Day parade

### **COMMITTEE/BOARD REPORTS**

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

- [1] Minutes of the January 31, 2017 regular meeting of the JC Planning Board
- [2] Minutes of the Feb. 16, 2017 meeting of the Broome Co. Assoc. of Municipal Clerks
- [3] Minutes of the February 15, 2017 regular meeting of the Town of Union Board
- [4] Minutes of the February 17, 2017 work session 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] Police Department overtime report for the week of February 9 – 22, 2017
- [2] Fire Department overtime report for the week of February 9 – 22, 2017
- [3] Department of Public Works monthly report – February 2017
- [4] Department of Public Works overtime report – February 2017

## PAYROLL AND BILLS PRESENTED

A motion to approve abstract #16 of the 2016 - 2017 fiscal bills, having been audited by the Board and approved, was made by Trustee King and seconded by Trustee Walker.

Motion Carried - Vote:

**Ayes** – 5 (*Meaney, King, Walker, Balles, Deemie*)    **Nays** – 0    **Absent** – 0

GENERAL FUND	\$877,327.53
WATER FUND	\$180,576.10
SEWER FUND	\$22,604.36
REFUSE FUND	\$33,693.62
JSTP	\$705,558.79
VARPUR	\$2,099,794.80

UNFINISHED BUSINESS – None

## NEW BUSINESS

### FINANCE & RULES (All Board Members)

#### **Resolution #2017 - 41**

A motion to adopt Local Law #2-2017, amending sections of Chapter 264 of the Village Code entitled “Vehicles and Traffic” as follows: §264-100 (Schedule XXV: Red-Line Streets) to delete Franklin Street and North Broad Street, and to add Arthur Avenue\*, Bernice Street, High Street, Miller Street, and North Broad Street\*; §264-101 (Schedule XXVI: Parking Prohibited Between November 1 and April 1) to delete November 1 and replace it with December 1, in the title and the section, and to delete April 1 and replace it with March 31, in the title and the section was made by Trustee King and seconded by Trustee Meaney.

Motion Carried - Vote:

**Ayes** – 5 (*Meaney, King, Walker, Balles, Deemie*)    **Nays** – 0    **Absent** – 0

*WHEREAS, the Village of Johnson City scheduled a public hearing for March 7, 2017 at 7:35 p.m. for Local Law No. 2 of the year 2017 entitled “A LOCAL LAW AMENDING CHAPTER 264 OF THE VILLAGE CODE ENTITLED ‘VEHICLES AND TRAFFIC’”; 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 7<sup>th</sup> day of March, 2017 at 7:35 p.m. and all parties in attendance were*



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*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 617.5(c)(16) of the implementing regulations pertaining to Article 8 of the State Environmental Quality Review Act ("SEQRA"), it has been determined by the Village Board of the Village of Johnson City that adoption of the proposed Local Law constitutes a Type II Action as defined under said regulations. SEQRA provides that installation of traffic control devices on existing streets is not subject to review, and the Vehicles and Traffic Law includes in the scope of traffic control devices those devices erected to guide traffic; 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 of the Village of Johnson City hereby adopts said Local Law as Local Law No. 2-2017 entitled "A LOCAL LAW AMENDING CHAPTER 264 OF THE VILLAGE CODE ENTITLED 'VEHICLES AND TRAFFIC'", a copy of which is attached hereto and made a part hereof; and*

*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*

*RESOLVED, that this resolution will take effect immediately.*

### **Resolution #2017 - 42**

A motion to appoint Donna Zollman to the position of Typist Part-Time in the Clerk/Treasurer's Office, effective March 9, 2017, at a salary of \$10.00 per hour, contingent upon the completion of a successful background check was made by Trustee King and seconded by Trustee Walker.

Motion Carried - Vote:

**Ayes** – 5 (*Meaney, King, Walker, Balles, Deemie*)    **Nays** – 0    **Absent** – 0

### **Resolution #2017 - 43**

A motion to authorize the Mayor to sign an easement with NYSEG to allow them to extend their natural gas facilities across the Village's property at 401 Boland Drive was made by Trustee Meaney and seconded by Trustee King.

Motion Carried - Vote:

**Ayes** – 5 (*Meaney, King, Walker, Balles, Deemie*)    **Nays** – 0    **Absent** – 0

## **PUBLIC SAFETY**

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

#### **Resolution #2017 - 44**

Authorize the Mayor to sign a Fire Protection Agreement between the Village of Johnson City and the Town of Union for calendar year 2017 for the Westover Fire Protection District #6 in the amount of \$153,600.00.

*This resolution was held over by Mayor Deemie.*





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**POLICE (Trustees Balles & Walker)** – No new business

**PUBLIC WORKS (Trustees Balles & King)**

**Resolution #2017 - 45**

A motion to authorize the United with Christ Church to hold a summer kick-off event on Friday, June 30, 2017 from 6 – 7:30pm at CFJ Park contingent upon the completion of a parks reservation request form and the submission of the required proof of insurance and security was made by Trustee King and seconded by Trustee Balles.

Motion Carried - Vote:

**Ayes – 5** (*Meaney, King, Walker, Balles, Deemie*)    **Nays – 0**    **Absent – 0**

**RECREATION (Trustees Balles & King)** – No new business

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

**JOINT SEWAGE TREATMENT BOARD (Trustees Meaney & King)**

**Resolution #2017 – 46**

A motion to authorize the transfer of \$60,000.00 from Contingency (line J8130.55000) plus \$65,000 from Chemicals (J8130.54150) and increase the Equipment Lease/Rental (line J8130.54520) to allow for the leasing of odor control equipment not considered part of the plant rehabilitation project was made by Trustee King and seconded by Trustee Meaney.

Motion Carried - Vote:

**Ayes – 5** (*Meaney, King, Walker, Balles, Deemie*)    **Nays – 0**    **Absent – 0**

**PRIVILEGE OF THE FLOOR – VISITORS**

Mayor Deemie opened the second privilege of the floor.

*Shirley Krno, Mill Place* – Asked about the overtime reports. Mayor Deemie explained that each department submits an overtime report listing the amount of overtime worked in a pay period. Ms. Krno asked if overtime was being kept in check. Mayor Deemie stated yes, they are doing a good job with that. Trustee Meaney listed the overtime.

*Corinna Johnson, Cook Street* – Asked if the United With Christ Church is in the Village. Trustee Meaney stated that they are on Robinson Hill Road.

*Rob Egan, Plymouth Street* – Stated that about a month ago Trustee Meaney voted no on the payroll and bills because of concerns on how money was being spent. Tonight and at the last meeting he voted yes. Mr. Egan asked if something had changed. Trustee Meaney explained yes, things have been corrected. A lot of his concerns were with the cell phones and mi-fi's that he didn't believe we were getting the best utilization for it. Those costs have started to come down and we ended up getting a credit from Verizon for the mi-fi's this month.

Mayor Deemie closed the second privilege of the floor.



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### ADJOURNMENT

Mayor Deemie adjourned the meeting at 7:51 pm.

*Cindy Kennerup*

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Cindy Kennerup  
Clerk/Treasurer

CK/db

*Recordings of the Village Board meetings and work sessions are available for review through the Village Clerk/Treasurer's Office.*



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### VILLAGE OF JOHNSON CITY - LOCAL LAW NO. 2 FOR THE YEAR 2017

#### 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:

#### **§ 264-100 Schedule XXV: Red-Line Streets.**

In accordance with the provisions of § 264-33B, the following streets or parts of streets\* shall be considered red-line streets. "Red-line streets" are those which are designated by signs as only allowing one-side parking. Alternate-street parking regulations shall not supersede posted parking regulations:

#### **Name of Street**

**\*Part of street is red line.**

*Delete the following:*

Franklin Street  
North Broad Street

*Insert the following:*

Arthur Avenue\*  
Bernice Street  
High Street  
Miller Street  
North Broad Street\*

*[The remainder of this section remains the same]*

#### **§ 264-101 Schedule XXVI: Parking Prohibited Between November 1 and April 1.**

In accordance with the provisions of § 264-32, parking shall be prohibited between November 1 and April 1 on the following described streets or parts of streets:

This Title shall be amended as follows:

*Delete:* November 1; *Replace with:* December 1

*Delete:* April 1; *Replace with:* March 31





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This Section shall be amended as follows:

*Delete: November 1; Replace with: December 1*

*Delete: April 1; Replace with: March 31*

*[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.