



VILLAGE OF JOHNSON CITY

MUNICIPAL BUILDING

243 MAIN STREET, JOHNSON CITY, NY 13790

www.villageofjc.com

Village Board

Gregory Deemie, Mayor

Deputy Mayor Clark Giblin Trustee Martin Meaney

Trustee Benjamin Reynolds Trustee John Walker

Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, April 16, 2019 in the Municipal Building, 243 Main Street, Johnson City

Present: Gregory Deemie, Mayor
 Clark Giblin, Deputy Mayor
 Martin Meaney, Trustee
 Benjamin Reynolds, Trustee
 John Walker, Trustee

Absent: None

Also Present: Cheryl Sacco, Legal Counsel
 Cindy Kennerup, Clerk/Treasurer

Mayor Deemie called the meeting to order at 7:30pm, led the Pledge of Allegiance.

MAYOR'S ANNOUNCEMENTS

- [1] The Town of Union Board Meeting will be held Wednesday, April 17, 2019 at 7:00pm at 3111 E. Main Street, Endicott, NY 13760.
- [2] A special meeting to adopt the 2019-2020 budget will be held on Tuesday, April 23, 2019 at 6:00pm in the Village Hall Training Room, First Floor.
- [3] The Aging Veteran and Eldercare seminar regarding VA benefits will be held Thursday, April 25, 2019 from 1:00pm – 2:00pm at the Johnson City Senior Center, 30 Brocton Street, Johnson City.
- [4] The next BC Association of Towns & Villages Meeting will be held Thursday, April 25, 2019 at 6:00pm at the Riverdale Banquet Hall, 2901 Watson Blvd., Endwell. The Guest Speaker will be Congressman Brindisi.
- [5] The next regular Village Board Meeting will be Tuesday, May 7, 2019 at 7:30pm with a work session at 5:30pm at Village Hall.
- [6] The next Binghamton-Johnson City Joint Sewage Board Meeting will be Tuesday, May 14, 2019 at 3:30pm at the JSTP Administration Office Building, Main Conference Room.
- [7] Availability for Comment on Draft Chesapeake Bay Phase III Watershed Implementation Plan -The [draft Watershed Implementation Plan](https://www.dec.ny.gov/lands/112126.html) can be found on the NYS DEC website at: <https://www.dec.ny.gov/lands/112126.html>

APPROVAL OF BOARD MINUTES

- [1] Minutes of March 25, 2019 Budget Meeting #1
- [2] Minutes of March 26, 2019 Budget Meeting #2
- [3] Minutes of March 27, 2019 Budget Meeting #3
- [4] Minutes of April 2, 2019 regular meeting and work session
- [5] Minutes of April 3, 2019 Budget Meeting #4
- [6] Minutes of April 4, 2019 Budget Meeting #5
- [7] Minutes of April 6, 2019 Budget Meeting #6
- [8] Minutes of April 8, 2019 Budget Meeting #7
- [9] Minutes of April 9, 2019 Budget Meeting #8

A motion to approve the minutes was made by Trustee Walker and seconded by Trustee Meaney. The motion carried with all those present voting in the affirmative.

BIDS – None

PUBLIC HEARINGS

- [1] Local Law to Override the Tax Levy Limit Established in General Municipal Law Section 3-C

Mayor Deemie opened the public hearing.

Carol Laskowski, Edward St – Asked for a description.

Mayor Deemie explained it is the tax cap which is based on a formula. We have to have the public hearing and vote on the override, but the override is not needed because we are under the cap.

Mayor Deemie closed the public hearing.

- [2] Tentative Budget for 2019-2020 Fiscal Year

Mayor Deemie opened the public hearing.

Richard Balles, Richard St – Questioned amounts on budget regarding Code Enforcement.

Mayor Deemie, Trustee Giblin and Trustee Meaney responded.

Bruce King – Notes that the police and overtime costs are still in the budget for field days. He suggested having bands in the park with those monies.

Paul Stratton, Lester Ave – Town of Union Code enforcement looks the other way on violations.

Karen Beebe, Port Dickinson – Did a decision get made regarding Floral Park pool?

Mayor Deemie confirmed it is still in the discussion process.

Richard Balles, Richard St – Asked about costs for street sweeper and bucket truck.

Mayor Deemie responded they are for replacing the street sweeper and bucket truck. The street sweeper is in bonding. We are waiting for insurance money for the bucket truck that just caught fire.

Mayor Deemie closed the public hearing.

PETITIONS RECEIVED – None

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the first privilege of the floor.

Paul Stratton, Lester Ave – Pictures of 140 Lester Ave – Wondered why the Village allows someone to keep their building in shambles. Code has been all throughout this building numerous times. It is an ongoing problem and safety is an issue. He wants code brought back to Johnson City.

Mayor Deemie said they are looking into bringing code back to Johnson City.

Julie Deemie, Zoa Ave – Wanted to address a couple of houses on Lester Ave. Is code doing anything? Main Street grant – qualification was show no code violations. According to code, 9-11 showed no open violations so they had to include them on grant.

Corinna Johnson, Cook St – There were violations, but they were not documented.

Jeff Rake, Arthur Ave – Concerned regarding the crime of Johnson City pertaining to the shootings. Is his staff safe? Would like to know if there should be concerns to the general public. Anything about Grand Avenue he should know?

Mayor Deemie responded that it is still being investigated and they can't put out information until the investigation is complete. Mayor Deemie stated they should be safe over there. More news will be coming soon on the second incident.

Chief Dodge stated he interviewed with all major media sources. He feels there is no danger to the general public for those threats at this time. With regard to the second shooting on Grand Ave, they picked up the fourth suspect, they are all locked up on a murder charge and they did recover the weapon. They are still working diligently on the first incident. It is his belief that the victim was specifically targeted so doesn't feel the killer poses a threat to the general public. If there was a threat to the general public, there would be a media blast and they would be going door to door giving people a warning if we thought there was a danger on a specific street.

Harry Lewis, Mildred Ave – For questions regarding code, the Town of Union meeting is tomorrow night and they have the responsibility for code. The Board has nothing to do with the field days and did not make the decision to end field days. The Celebration Committee asked permission to hold the field days at the park. Any field days decisions are made by the Celebration Committee. There are multiple reasons for cancelling; vendors backing out, vandalism, costs, police issues.

Ralph Boone, Whitney Point – Field Days is a family event and thinks the County should do something to help. It is an end of summer function and the Village is taking it away from the kids.

Mayor Deemie explained it is not the Village's decision, it is a Celebration Committee event. It will take a lot of work and effort and a not for profit organization that is willing to run the event. It can be discussed with Harry.

Paul Stratton, Lester Ave – spoke regarding having the people who vandalize clean up their own mess.

Julie Morgan, Binghamton – Has been to the field days since she's been alive. Field Days is a great benefit to the community. She would like to talk to the Committee and discuss field days.

Don Slota, Eldredge Ave –What happened to the study that we were paying \$20,000 for?

Mayor Deemie responded at the last budget meeting it was discussed. We are going to be talking to Dee and the Board about how to proceed.

Julie Deemie, Zoa Ave – Thank you to Harry and the Celebration Committee for all their years of effort and dedication. She did a study and most events life cycle is 6 years so 51 years is amazing. Discussed issues at night, crowd control and overflow of bad things after people leave the field days. Ultimate responsibility to the republic is keeping them safe. She likes Bruce King's idea of bringing music back to the park.

Karen Beebe, Port Dickinson – If the concern is the crowd and what happens after, she doesn't see how a music festival would change that? Closing that doesn't solve that within the community, field days is a symptom of the underlying issues.

Mayor Deemie responded it would not be an all day, all night event. It would be for a couple hours.

Harry Lewis and Mayor Deemie further responded to police issues.

Rick Balles – Is the code study foible?

Mayor Deemie responded yes, it is foible.

Mayor Deemie closed the first privilege of the floor.

COMMUNICATIONS – None

COMMITTEE/BOARD REPORTS– None

DEPARTMENT REPORTS

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

- [1] Fire Department Overtime Report for the weeks of March 21 – April 3, 2019
- [2] Police Department Overtime Report for the weeks of March 21 – April 3, 2019
- [3] Water Department 2018 Annual Water Quality Report
- [4] DPW & Water Department Monthly Report for March 2019

PAYROLL AND BILLS PRESENTED

A motion to approve Abstract #18 of the 2018 – 2019 fiscal bills as stated and or amended and recorded as part of the work session minutes, having been audited by the Board and approved, was made by Trustee Giblin and seconded by Trustee Walker. The motion carried with Trustee Trustee Giblin, Trustee Walker and Mayor Deemie voting in the affirmative.

GENERAL FUND	\$ 79,649.12
WATER FUND	\$ 7,661.15
SEWER FUND	\$ 624,016.25
REFUSE FUND	\$ 20,255.72
JSTP	\$ 1,538,665.93
DEBT SERVICE	\$ 611,691.18

Motion Carried – Vote:

Ayes – 3 (Giblin, Walker, Deemie) **Nays** – 2 (Reynolds, Meaney) **Absent** – 0

UNFINISHED BUSINESS – None

NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2019 – 68

A motion to approve the following resolution was made by Trustee Meaney and seconded by Trustee Walker.

Motion Failed – Vote:

Ayes – 0 **Nays** – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Absent** – 0

WHEREAS, the Village of Johnson City scheduled a public hearing for April 16, 2019 at 7:35 p.m. for Local Law No. 3 of the year 2019 entitled “A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C – FISCAL YEAR 2019/2020”; and

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

WHEREAS, said public hearing was duly held at Village Hall, 243 Main Street, Johnson City, New York on the 16th day of April, 2019 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 of the State Environmental Quality Review Act, it has been determined by the Village Board of the Village of Johnson City that adoption of the proposed Local Law does not constitute an "action" as defined and can be considered without further regard to SEQRA; 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. 3-2019 entitled "A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C – FISCAL YEAR 2019/2020", a copy of which is attached hereto and made a part hereof; and

BE IT FURTHER 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

BE IT FURTHER RESOLVED that this resolution will take effect immediately.

Resolution #2019 – 69

A motion to approve the following resolution was made by Trustee Giblin and seconded by Trustee Meaney.

Motion Carried – Vote:

Ayes – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 0

WHEREAS, a local law entitled "A LOCAL LAW AMENDING CHAPTER 300 OF THE VILLAGE CODE ENTITLED 'ZONING'" a copy of which is attached hereto, was introduced at this meeting, and

WHEREAS, the Village Board desires to hold a public hearing with respect to the adoption of said Local Law.

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held by the Village Board of the Village of Johnson City with respect to the adoption of the aforesaid Local Law at 7:35 p.m. on May 7, 2019, at the Village Hall, 243 Main Street, Johnson City, New York, and it is further

RESOLVED, that the Village Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

Resolution #2019 – 70

A motion to approve the following resolution was made by Trustee Meaney and seconded by Trustee Walker.

Motion Carried – Vote:

Ayes – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 0

WHEREAS, a local law entitled “A LOCAL LAW AMENDING CHAPTER 200 OF THE VILLAGE CODE ENTITLED ‘PLUMBING CODE’” a copy of which is attached hereto, was introduced at this meeting, and

WHEREAS, the Village Board desires to hold a public hearing with respect to the adoption of said Local Law.

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held by the Village Board of the Village of Johnson City with respect to the adoption of the aforesaid Local Law at 7:40 p.m. on May 7, 2019, at the Village Hall, 243 Main Street, Johnson City, New York, and it is further

RESOLVED, that the Village Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

Resolution #2019 – 71

A motion to grant permission for the JC Partners to utilize the Municipal Parking Lot behind Village Hall and the parking lot of the George Korutz Justice Building on the 3rd Thursday of May, June, July, August and September 2019 between the hours of 5:00pm and 8:00pm for a “Classic Car Cruze In” and with a location for musicians/bands to perform and resolved further, that the JC Partners shall be responsible for providing insurance naming the Village as an additional insured and the Mayor is authorized to sign an agreement between the Village and JC Partners in a form acceptable to Counsel for the Village was made by Trustee Walker and seconded by Trustee Meaney.

Motion Carried – Vote:

Ayes – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 0

Resolution #2019 – 72

A motion to appoint Joseph Thorn to the position of Water Distribution Operator Trainee from Broome County Certified List #67-379 at a salary of \$17.10 per hour effective May 6, 2019 contingent upon the successful completion of a background investigation and the required pre-employment drug test was made by Trustee Giblin and seconded by Trustee Meaney.

Motion Carried – Vote:

Ayes – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 0

Resolution #2019 – 73

A motion to authorize the Johnson City Rotary to host a Tree Peony Festival on Sunday, May 26, 2019 from 12pm - 4pm at Jennison Park with the Johnson City Rotary being responsible for the parks facility use application naming the Village as an additional insured for events on their liability insurance, providing the Village with a copy of same. Parking and restroom facility access will be provided by the Goodwill Theatre at the Firehouse Stage. If there are traffic control issues and/or police officers are needed they will be the responsibility of the Johnson City Rotary was made by Trustee Walker and seconded by Trustee Giblin.

Motion Carried – Vote:

Ayes – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 0

Resolution #2019 – 74

A motion to authorize the Johnson City Rotary to host the 9th annual “Carousel Day” on Saturday, July 20, 2019 from 11am - 5pm at CFJ Park with the Johnson City Rotary being responsible for the parks facility use application and fees, naming the Village as an additional insured for events on their liability insurance, providing the Village with a copy of same and if there are traffic control issues and/or police officers are needed they will be the responsibility of the Johnson City Rotary was made by Trustee Giblin and seconded by Trustee Walker.

Motion Carried – Vote:

Ayes – 5 (Reynolds, Meaney, Giblin, Walker, Deemie) **Nays** – 0 **Absent** – 0

PUBLIC SAFETY

FIRE (Trustees Balles & Walker) - No new business

POLICE (Trustees Balles & Walker) - No new business

PUBLIC WORKS (Trustees Balles & King) - No new business

RECREATION (Trustees Balles & King) - No new business

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

JOINT SEWAGE TREATMENT BOARD (Trustees Giblin & King) - No new business

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the second privilege of the floor.

Don Slota, Eldredge Ave – When is the Floral Park fence getting fixed?

Mayor Deemie responded the money is in the budget. It is still being discussed.

Jeff Rake, Arthur Ave – Was there money put in the budget to bring us up to this century in billing?

Mayor Deemie responded yes, we are trying to figure out the best way to do it and we have multiple systems we are trying to integrate into our accounting software.

Gary Kratochvil, Beverly Pl – His daughter noticed the pagoda at CFJ is nearing completion. Will there be anything for the opening?

Mayor Deemie responded yes, there will be a ribbon cutting and presentation. Donna Lupardo will be there since she got us the money to do the restoration. The goal is to create an information kiosk with display cases containing replica EJ memorabilia for people to see. We are hoping to have a park attendant staff it and it would be open the hours the park is open.

Richard Balles, Richard St – Questioned increase in salary for Planning - Grant Writer/Senior Account Clerk. Is the roof repair for the library a bond?

Mayor Deemie stated there was an amendment to the Administrative Support Unit Contract that increased all admin salaries by \$2500. The Planning and Grant Writer salaries are under the Mayor's Office. Those salaries include ½ of Kim's salary \$15,581 and the \$25,350 for the Zombie Clerk that will be grant funded. Yes, the roof repair is a bond.

Paul Stratton, Lester Ave – Maybe Chief Dodge could shed some input on his building? There are a ton of kids in the building and there are three level three sex offenders.

Chief Dodge responded under the Sex Registry laws there is no specific provision that sex offenders can't be around children. If they are convicted the Judge can make that a condition of their parole or probation, but that doesn't often happen.

Julie Deemie, Zoa Ave – Very pleased with this year's budget. Thanks the Board, Mayor, Cindy and Cheryl for a job well done on the budget.

Trustee Meaney commended the Department Heads for doing a stellar job coming in with realistic budgets and precipitating the creative ways to finance the vehicles as well. A job well done by all parties involved.

Mayor Deemie thanked everyone involved.

Mayor Deemie discussed the bonding figures for the following:

- Library Maintenance Roof
- DPW facility
- Police Vehicles
- Police Vehicle Equipment
- 4x4 axle dump truck
- Street Sweeper
- Sidewalks & Curbs
- Floral Park Pool Rehab
- Third and final payment on the water tanks on Wren Street
- Reynolds Road water tank

Mike Tugwell – It is difficult to find code employees for Town of Union and Village of Johnson City.

Discussion with Mayor Deemie, the Board and Attorney Sacco.

Mayor Deemie closed the second privilege of the floor.

ADJOURNMENT

Mayor adjourned the meeting at 7:57 pm.

Cindy Kennerup
Village Clerk/Treasurer

CK/kc

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