

Proclamation



Office of the Mayor City of Johnstown, New York

WHEREAS, the Federation of New York Insurance Professionals, Inc. was formed in 1942 to provide opportunities for increasing the knowledge of insurance, stimulate and encourage members in the insurance industry and assist them in securing advancement and recognition; and

WHEREAS, the work of insurance professionals requires advanced knowledge and expertise in communications, technology, organization and customer service; and

WHEREAS, the Federation of New York Insurance Professionals Week is observed annually to recognize the efforts and achievements of its members; and

WHEREAS, the Federation of New York Insurance Professionals annual convention will be held in Batavia, New York from April 11 – April 14, 2024.

NOW, THEREFORE, I, Amy Praught, Mayor of the City of Johnstown, do proclaim the week of April 7 - April 13, 2024 as ***Federation of New York Insurance Professionals Week*** and I call on all employers in the insurance industry to support the continued training and development of insurance professionals.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Johnstown, New York to be affixed this 18th day of March, 2024.

Amy Praught, Mayor



February 20, 2024

Mayoral Appointment

The following named individual is hereby appointed to the City of Johnstown Planning Board to fill the seat previously held by Jason Mylott. This appointment shall take effect April 1, 2024 and said term will expire March 31, 2027:

- Roberta M. Thomas

Adopted on February 20, 2024	Appointment is hereby approved.
<hr/> Carrie M. Allen, City Clerk	<hr/> Amy Praught, Mayor



Resolution No. 13, 2024

Council Member Hayner presented the following Resolution and moved its adoption:

**RETAIN ARCADIS OF NEW YORK, INC. TO PROVIDE MONITORING AND REPORTING
ACTIVITIES FOR THE CLOSED JOHNSTOWN LANDFILL SITE**

WHEREAS, the City of Johnstown is required to conduct semi-annual groundwater and surface water monitoring sampling as part of the Post-Closure Monitoring Plan for the closed Johnstown Landfill; and

WHEREAS, Arcadis has successfully provided this service to the city in the past; and

WHEREAS, it is the City Engineer's recommendation to hire Arcadis for continued consulting support and monitoring activities of the closed Johnstown Landfill.

NOW, THEREFORE BE IT

RESOLVED, that Arcadis be retained to perform continued consulting support and 2024 compliance monitoring of the closed Johnstown Landfill within the scope of services of the proposal provided by Arcadis, attached hereto as Schedule "A", for an amount not to exceed \$58,600.00; and be it further

RESOLVED, that the Mayor is hereby authorized and directed to execute any and all documents associated with the project.

Seconded by Council Member _____

Adopted by the following vote:

	YES	NO	ABSTAIN	ABSENT
Ward 1 – Council Member Hayner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 2 – Council Member Miller	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 3 – Council Member Parker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 4 – Council Member Spritzer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Council Member-at-Large Jeffers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS				
RESULT	Passed / Failed			

Adopted by the Common Council on February 20, 2024

Resolution # _____, 2024 is hereby approved

Carrie M. Allen, City Clerk

Amy Praught, Mayor



Mr. Christopher Vose
City Engineer
City of Johnstown
33-41 East Main Street
Johnstown, NY 12095

Arcadis of New York, Inc.
855 Route 146
Suite 210
Clifton Park
New York 12065
Phone: 518 250 7300
Fax: 518 371 2757
www.arcadis.com

Date: February 7, 2024
Our Ref: 30117925
Subject: Johnstown Landfill, Fulton County, NY
NYSDEC Site Number 518002
Proposal for 2024 Monitoring Activities

Dear Mr. Vose,

Attached is Arcadis of New York, Inc.'s (Arcadis') proposal for 2024 monitoring and reporting activities for the Johnstown Landfill Site in Fulton County, New York (Site). The specific activities included in this scope of work, which are described herein, include the following:

- Health and Safety Plan review and update as needed;
- Quarterly inspections of the closed landfill;
- Groundwater, surface water, and sediment sampling, per the New York State Department of Environmental Conservation (NYSDEC)-approved Site Management Plan (SMP);
- Project reporting; and
- Project management and coordination.

Task 1: Site Inspections – Landfill inspections will be conducted quarterly in 2024, as required by the SMP, and will include the following:

- Using a four gas (CO, H₂S, LEL, and O₂) meter to monitor the landfill vents and onsite air quality;
- Inspecting the landfill cap to assess the extent of vegetative cover and to check for signs of erosion, settlement, surface water ponding, and stressed vegetation;
- Inspecting the site for evidence of vectors (birds, rodents, pests);
- Locating and inspecting the groundwater monitoring wells (both on-site and off-site) for the presence and operation of locks, damage/vandalism, and the condition of the surface seals;
- Performing minor monitoring well maintenance activities as needed (e.g., replacing j-plugs, locks, well caps);
- Inspecting the site access gates and fence for operational locks, vandalism, or other damage;
- Inspecting the warning signs and verifying their presence and legibility;
- Inspecting the access roads for ruts, standing water, and overall drivability; and
- Inspecting the site for debris, litter and/or waste.

The inspection and maintenance activities will be documented on field inspection forms and photographs will be taken at the time of the inspections to document the observed conditions and any deficiencies or areas requiring maintenance or repair. A summary of the inspection results will be provided to the City quarterly via email. The completed field inspection forms and photographs will be maintained digitally and made available to the United States Environmental Protection Agency (USEPA) and/or the NYSDEC upon request. Otherwise, the results of

Mr. Christopher Vose
City of Johnstown
February 7, 2024

the inspections will be summarized and provided to the USEPA/NYSDEC in the Annual Monitoring and Maintenance Report (see Task 3).

At this time, it is anticipated that the 2024 quarterly landfill inspections will be conducted in March, June, September, and November/December, weather and site conditions permitting. If maintenance activities are deemed necessary based on the results of the inspections, the City will be notified immediately such that deficiencies may be corrected promptly.

Task 2: Field Sampling and Laboratory Analyses – As detailed below, Arcadis will complete the required sampling of environmental media as described in the EPA-approved Quality Assurance Project Plan (QAPP) and NYSDEC-approved SMP.

Groundwater

It is anticipated that the annual groundwater sampling event will be completed in June 2024. Water levels will be measured in the 35 Site monitoring wells prior to collecting the groundwater samples. Groundwater from fourteen (14) monitoring wells (MW-3S, 3M, and 3D; MW-2S, 2M, and 2D; MW-6S and 6M; MW-7S and 7D; MW-9S and 9D; and MW-15S and 15D) will be sampled and analyzed for NYCRR Part 360 Baseline Parameters (volatile organic compounds (VOCs), metals, hardness, and general chemistry). The routine purging and sampling will be completed consistent with previous sampling events with the use of a dedicated bladder pump or bailer depending on the well. In 2018, select groundwater samples were analyzed for emerging contaminants (per- and polyfluoroalkyl substances (PFAS) and 1,4-dioxane) and the resulting data was provided to NYSDEC, who has not requested additional PFAS and 1,4-dioxane sampling. As such, this proposal does not include costs for emerging contaminant sampling and analyses.

Surface Water

Surface water from Mathew Creek will be sampled semiannually (twice in 2024) at three locations (SW-1 through SW-3). The surface water samples will be analyzed for NYCRR Part 360 Baseline Parameters (VOCs, total and dissolved metals, hardness, and general chemistry) during the first event of the year (June 2024). The surface water samples will be analyzed for NYCRR Part 360 Routine Parameters (total and dissolved metals, hardness, and general chemistry) during the second event of the year (November/December 2024). At this time, PFAS and 1,4-dioxane analysis of surface water samples has not been requested by NYSDEC and costs for these analyses are not included herein. The first semiannual surface water sampling event will coincide with the annual groundwater sampling event anticipated to be conducted in June. The second surface water event will be scheduled for late fall 2024 (anticipated in late November or early December) to coincide with the fourth quarter landfill inspection.

Sediment

The sediment sampling event will coincide with the annual groundwater sampling event anticipated to be conducted in June. Sediment samples will be collected from Mathew Creek at nine locations (SED-1 through SED-9) and analyzed for target analyte list (TAL) metals and total organic carbon (TOC). At this time, PFAS and 1,4-dioxane analysis of sediment samples has not been requested by NYSDEC and costs for these analyses are not included herein.

All laboratory analyses are anticipated to be performed by Alpha Analytical under subcontract to Arcadis. All samples will be analyzed on a standard turnaround time basis.

Mr. Christopher Vose
City of Johnstown
February 7, 2024

Task 3: Data Review and Reporting – Analytical data generated as a result of the June 2024 sampling activities will be accompanied by a USEPA Level IV data deliverable. Approximately 10% of the June 2024 data will undergo full validation, which will be performed in accordance with the USEPA Functional Guidelines for Data Validation and USEPA SOPs HW 2/HW-24.

Pertinent field sampling records (e.g., field sampling logs, chain-of-custody records) will be reviewed in conjunction with the laboratory deliverables for accuracy, precision, completeness, overall quality of data, and absence of transcription errors.

Following completion of the data review and validation, an Annual Monitoring and Maintenance Report (Annual Report) will be prepared. The Annual Report will summarize the usability of the data and will also include a comparison of the data to applicable standards and a summary of any changes in groundwater, surface water, and sediment quality. The Annual Report will also provide and discuss the results of the landfill inspections.

The Annual Report will be provided as a draft to the City of Johnstown for review and comment prior to being submitted to the USEPA and the NYSDEC. It is anticipated that the Annual Report will be submitted to USEPA and NYSDEC in the first quarter of 2025.

Task 4: Project Management and Coordination – This task includes project management and coordination activities in support of Tasks 1 through 3 described above. In addition, the Health and Safety Plan (HASP) will be reviewed and updated as needed.

SCHEDULE AND COST

Compensation for the work described above will be on a lump sum basis in the amount of \$58,600. The work will be performed in accordance with the terms and conditions outlined in the attached contract agreement. A breakdown of our estimated costs for this project is provided in the following table.

Category	Estimated Cost
Arcadis Labor (Project coordination and management, sampling, data validation, reporting, and landfill inspections)	\$35,500
Subcontractors: Alpha Analytical Laboratories	\$19,100
Other Direct Costs (Field Equipment, Transportation, and Shipping)	\$4,000
Total Cost	\$58,600

Mr. Christopher Vose
City of Johnstown
February 7, 2024

Thank you for the opportunity to assist the City of Johnstown with this project. If this proposal is acceptable to you, please sign below and the attached contract document and return to us. If you have any questions, please contact Mark Flusche at 518.250.7322.

Sincerely,
Arcadis of New York, Inc.



Mark Flusche
Principal Hydrogeologist

Email: Mark.Flusche@arcadis.com
Direct Line: 518.250.7322
Mobile: 518.859.3579

CC. Katie Bidwell (Arcadis)

Accepted by:

Signature

Name

Title

Date

This proposal and its contents shall not be duplicated, used or disclosed — in whole or in part — for any purpose other than to evaluate the proposal. This proposal is not intended to be binding or form the terms of a contract. Further, client shall have the right to duplicate, use or disclose the data contained in this proposal only to the extent provided in the resulting contract.

PROFESSIONAL SERVICES AGREEMENT

This PROFESSIONAL SERVICES AGREEMENT (the "Agreement") is entered into and made effective as of this 7th day of February, 2024 (the "Effective Date").

1. PARTIES (individually a "Party" and collectively the "Parties")

CLIENT	ARCADIS
Name: <u>City of Johnstown</u> (the "Client") Address 1: <u>P.O. Box 160</u> Address 2: <u>33-41 East Main Street</u> City: <u>Johnstown</u> State: <u>New York</u> Zip: <u>12095</u>	Name: <u>Arcadis of New York, Inc.</u> ("Arcadis") Address 1: <u>201 Fuller Road, Suite 201</u> Address 2: _____ City: <u>Albany</u> State: <u>New York</u> Zip: <u>12203</u>
	The parties hereto acknowledge and agree that when individual Work Authorizations are necessary hereunder, all such Work Authorizations will be issued and executed by the appropriate Arcadis entity authorized and licensed to perform work in the respective state, country or province where the work is being performed.

2. PARTY REPRESENTATIVES

CLIENT REPRESENTATIVE	ARCADIS REPRESENTATIVE
Mail Originals: <u>City of Johnstown</u> <u>P.O. Box 160, 33-41 East Main Street</u> <u>Johnstown, New York, 12095</u> Attention: <u>Christopher Vose</u> Telephone: <u>518.736.4014</u> Fax: <u>518.762.4939</u>	Mail Originals: <u>Arcadis of New York, Inc.</u> <u>201 Fuller Road, Suite 201</u> <u>Albany, New York 12203</u> Attention: <u>Mark Flusche</u> Telephone: <u>518.250.7322</u> Fax: <u>518.371.2757</u>
With Copies To: _____ _____ Attention: _____ Telephone No.: _____ Facsimile No.: _____	With Copies To: _____ _____ Attention: _____ Telephone: _____ Fax: _____

3. GENERAL TYPES OF SERVICES TO BE PERFORMED

Check each appropriate box:

☒ Environmental ☐ Infrastructure ☐ PM/ CM
☐ Other _____

The specific Services performed under this Agreement are detailed in the Work Authorizations approved by the Client and Arcadis attached hereto as Exhibit C.

4. SPECIAL TYPES OF SERVICES TO BE PERFORMED

Check each appropriate box:

☐ Phase I ESA
☐ TDD (Technical Due Diligence)
☐ Asbestos & Other Hazardous Materials
☐ PM / CM
☐ GPS / REACH

5. AGREEMENT

- The following documents, as applicable, are attached hereto and are incorporated herein and form part of this Agreement:
- Exhibit A: General Terms and Conditions for Professional Services
 - Exhibit(s) B: (As applicable to the scope) Special Terms and Conditions for Professional Services
 - Exhibit C: Work Authorizations

6. EXECUTION

In witness hereof, and in consideration of the promises and covenants set forth herein, and for other good and valuable consideration, the receipt, adequacy, and legal sufficiency of which are hereby acknowledged, the Parties have caused this Agreement to be executed on the day and year first set forth above.

Client	Arcadis
By: _____	By: _____
Name: _____	Name: <u>MARK FLUSCHE</u>
Title: _____	Title: <u>PRINCIPAL HYDROGEOLOGIST</u>



February 20, 2024

Resolution No. 14, 2024

Council Member Miller presented the following Resolution and moved its adoption:

**AUTHORIZE PNJ TECHNOLOGY PARTNERS TO
PROVIDE PROFESSIONAL SERVICES AND MATERIALS TO RELOCATE
THE SERVER ROOM IN CITY HALL**

WHEREAS, PNJ Technology Partners currently provides the City with endpoint user management, IT and Network Management, and Backup Management Services; and

WHEREAS, the current server which is housed in a basement closet in City Hall does not have adequate ventilation to function properly; and

WHEREAS, PNJ Technology Partners has proposed relocating the server to an upstairs vacant office in City Hall; and

WHEREAS, PNJ Technology Partners has submitted a quote, attached hereto, to provide professional services and materials to complete the relocation for an amount of \$16,900.00.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor is hereby authorized to enter into an Agreement with PNJ Technology Partners to provide professional services and materials for the Server Room Project.

Seconded by Council Member _____

Adopted by the following vote:

	YES	NO	ABSTAIN	ABSENT
Ward 1 – Council Member Hayner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 2 – Council Member Miller	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 3 – Council Member Parker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 4 – Council Member Spritzer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Council Member-at-Large Jeffers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS				
RESULT	Passed / Failed			

Adopted by the Common Council on February 20, 2024

Resolution # 2024 is hereby approved

Carrie M. Allen, City Clerk

Amy Praught, Mayor



Sales Quote

TO: City of Johnstown
ATTN: Amy Praught
QUOTE #: AAAQ47970
RE: Server Room Project
FROM: Jeff Thomas
DATE: 01/23/24

<u>Qty</u>	<u>Part Number</u>	<u>Description</u>	<u>Unit Price</u>	<u>Ext. Price</u>
1	PNJ-ENT-SVCS	PNJ / CRC Professional Services/Materials for Server Room Project CRC providing labor and materials to consolidate and reestablish new server rack - Install (12) cat 6 cables from the basement to the new 2nd floor rack and include new patch panel - Installing (12) cat 6 drops on the 2nd floor to replace the existing drops - Extend cat 6 cables from the rack in the PD hallway to server rack patch panel - Extend cat 6 cables from the rack in the Finance Office to server rack patch panel - Clean up the basement rack after the usable equipment is removed - All cable drops to be terminated, labeled, and certified Hardware Move & Installation - Shut down all equipment on Friday afternoon - Physically remove all switches/servers/storage equipment - Physically move server rack to 2nd floor - Reinstall all switch/servers/storage equipment - Re-cable all networking equipment & make connections to new patch panel - Power on all equipment & test network connections - Test all end point devices/connections - PNJ tech onsite Monday morning to remediate any issues	\$16,900.00	\$16,900.00

Total: \$16,900.00

Note: This pricing is valid for 30 Days from the date of this quote. All pricing is subject to change without prior notice or obligation. This quote does not contain NYS Sales Tax. Please make Purchase Orders payable to: PNJ Technology Partners 426 New Karner Road, Albany, NY 12205 and fax hard copy to 518-456-0152.



February 20, 2024

Resolution No. 15, 2024

Council Member Parker presented the following Resolution and moved its adoption:

AUTHORIZE AMENDMENT TO EMPLOYEE HANDBOOK; OVERTIME – EXEMPT POSITIONS

WHEREAS, an Employee Handbook was adopted by the Common Council by Resolution #36 on May 15, 2023; and

WHEREAS, on January 1, 2024, New York State Labor Law amended the minimum salary edibility criteria regarding overtime for executive and administrative employees from \$1,064.25 per week to \$1,124.20 per week; and

WHEREAS, pursuant to the new criteria established, an amendment to Overtime, Compensatory Time is required eliminating the exempt positions of the Human Resource Manager and Deputy Treasurer.

NOW, THEREFORE, BE IT

RESOLVED, that this amendment be made part of the City of Johnstown Employee Handbook adopted May 15, 2024.

Seconded by Council Member: _____

Adopted by the following vote:

	YES	NO	ABSTAIN	ABSENT
Ward 1 – Council Member Hayner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 2 – Council Member Miller	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 3 – Council Member Parker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 4 – Council Member Spritzer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Council Member-at-Large Jeffers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS				
RESULT	Passed / Failed			

Adopted by the Common Council on February 20, 2024	Resolution # , 2024 is hereby approved
Carrie M. Allen, City Clerk	Amy Praught, Mayor



February 20, 2024

Resolution No. 16, 2024

Council Member Spritzer presented the following Resolution and moved its adoption:

**EXECUTE A MEMORANDUM OF AGREEMENT BETWEEN THE
CITY OF JOHNSTOWN AND JOHNSTOWN POLICE BENEVOLENT
ASSOCIATION (PBA) TO OFFER A SIGN ON BONUS**

WHEREAS, the City and Johnstown Police Benevolent Association (PBA) have been in discussions that there is a need to encourage police officers to apply to join the Johnstown Police Department; and

WHEREAS; the City and PBA have reached a Memorandum of Agreement (MOA), attached hereto, to offer a sign on bonus of \$5,000, payable over three years as indicated in the MOA; and

WHEREAS, the criteria to be eligible for the sign on bonus would include that an officer would need to have completed academy training and have served for three (3) or more years as a police officer.

NOW, THEREFORE BE IT,

RESOLVED, that the Mayor is hereby authorized and directed to execute a Memorandum of Agreement, attached hereto, with the Johnstown Police Benevolent Association (PBA), with an expiration of December 31, 2025.

Seconded by Council Member

Adopted by the following vote:

	YES	NO	ABSTAIN	ABSENT
Ward 1 – Council Member Hayner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 2 – Council Member Miller	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 3 – Council Member Parker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 4 – Council Member Spritzer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Council Member-at-Large Jeffers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS				
RESULT	Passed / Failed			

Adopted by the Common Council on February 20, 2024

Resolution # , 2024 is hereby approved

Carrie M. Allen, City Clerk

Amy Praught, Mayor

MEMORANDUM OF AGREEMENT

BY AND BETWEEN

THE CITY OF JOHNSTOWN

AND THE

JOHNSTOWN POLICE BENEVOLENT ASSOCIATION, INC.

The City of Johnstown ("City") and the Johnstown Police Benevolent Association, Inc., ("PBA"), are parties to a collective bargaining agreement covering the period of January 1, 2019, through December 31, 2023, and a ratified Memorandum of Agreement covering the period of January 1, 2024 through December 31, 2025 ("CBA"); and

WHEREAS, the City and PBA have discussed the issues regarding recruitment and retention of police officers throughout New York State and specifically the City; and

WHEREAS, the parties have discussed the matter of encouraging police officers who have completed their police academy training and have served for three (3) or more years as a police officer to apply to join the City of Johnstown Police Department; and

WHEREAS, the parties have agreed to the following for a police officer hired on or after the date of execution of this Memorandum of Agreement:

1. A police officer who has completed his/her police basic academy training and served as a police officer for three (3) or more years who either laterally transfers, or is a resignation/reinstatement pursuant to law, into the City of Johnstown Police Department, will be paid a one (1) time total bonus of five thousand dollars (\$5,000.00). The bonus will be paid over three (3) years as follows:

- a. Upon completing six (6) full months of employment from the date of hire, that police officer will be paid a one-thousand-dollar (\$1,000.00) bonus payment,

subject to applicable taxes, which shall not be required to be repaid in the event he/she separates from employment after six (6) full months; and

- b. Upon completion of twelve (12) full months of employment from the date of hire, that police officer will be paid another one-thousand-dollar (\$1,000.00) bonus payment; subject to applicable taxes, which shall not be required to be repaid in the event he/she separates from employment after twelve (12) full months; and
- c. Upon completion of eighteen (18) full months of employment from the date of hire, that police officer will be paid another one-thousand-dollar (\$1,000.00) bonus payment, subject to applicable taxes, which shall not be required to be repaid in the event he/she separates from employment after eighteen (18) full months; and
- d. Upon completion of twenty-four (24) full months of employment from the date of hire, that police officer will be paid another one-thousand-dollar (\$1,000.00) bonus payment, subject to applicable taxes, which shall not be required to be repaid in the event he/she separates from employment after twenty-four (24) full months; and
- e. Upon completion of thirty (30) full months of employment, that police officer will be paid a final bonus payment of one thousand dollars (\$1,000.00), subject to applicable taxes, which shall not be required to be repaid in the event he/she separates from employment after thirty (30) full months; and
- f. There shall be no pro-rated bonus payment in the event of separation prior to the required full months of service set forth above.

This Memorandum of Agreement will sunset at midnight of January 31, 2025.

FOR THE PBA

S. Mitchell 2/7/24
Seth Mitchell Date
President

FOR THE CITY

Amy Praught Date
Mayor



February 20, 2024

Resolution No. 17, 2024

Council Member Jeffers presented the following Resolution and moved its adoption:

ADVERTISE FOR A PUBLIC HEARING REGARDING PROPOSED
AMENDMENTS TO THE CITY'S COMPREHENSIVE PLAN

WHEREAS, the City's Comprehensive Plan is in need of review and the Common Council directed the Johnstown City Planning Board to handle the review process under SEQR and to submit its report as to any recommended changes of the Comprehensive Plan to the Common Council; and

WHEREAS, the Planning Board has submitted its recommendations to the Common Council, attached hereto; and

WHEREAS, a Public Hearing is required so all interested parties may be heard concerning said amendments to the Comprehensive Plan.

NOW, THEREFORE BE IT

RESOLVED, that the City Clerk is hereby authorized and directed to prepare a Notice of Public Hearing and to publish same in the Leader-Herald that a Public Hearing is set for Monday, March 18, 2024 at 6:00 p.m. in the Common Council Chambers, City Hall, Johnstown, New York, at which time anyone interested or affected may be heard.

Seconded by Council Member

Adopted by the following vote:

	YES	NO	ABSTAIN	ABSENT
Ward 1 – Council Member Hayner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 2 – Council Member Miller	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 3 – Council Member Parker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 4 – Council Member Spritzer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Council Member-at-Large Jeffers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS				
RESULT	Passed / Failed			

Adopted by the Common Council on February 20, 2024

Resolution # , 2024 is hereby approved

Carrie M. Allen, City Clerk

Amy Praught, Mayor



February 6, 2024

Resolution No. 1, 2024

Planning Board Member Smith presented the following Resolution and moved its adoption:

AUTHORIZE THE RECOMMENDED AMENDMENTS TO THE COMPREHENSIVE
PLAN BE PRESENTED TO THE COMMON COUNCIL FOR ADOPTION

WHEREAS, the City's Comprehensive Plan is in need of review; and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (SEQR) a Comprehensive Plan is a Type 1 Action which requires review under SEQR regulations, which is the responsibility of the Common Council; and

WHEREAS, pursuant to Resolution #12, 2024 the Common Council directed the Johnstown City Planning Board to handle the review process under SEQR and to submit its report as to any recommended changes of the Comprehensive Plan to the Common Council; and

WHEREAS, the Planning Board reviewed and made recommendations, attached hereto, to amend the Comprehensive Plan.

NOW, THEREFORE BE IT

RESOLVED, that the Planning Board of the City of Johnstown suggest recommendations to amend the Comprehensive Plan, attached hereto, to be presented to the Common Council for review and adoption.

Seconded by Planning Board Member Vose

Adopted by the following vote:

	YES	NO	ABSTAIN	ABSENT
Board Member Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Board Member Cotter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Board Member Easterly	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Board Member Mylott <u>Resigned</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Board Member Albanese	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Board Member Vose	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Board Member Camarra	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS	4			2
RESULT	Passed / Failed			

Adopted by the Common Council on February 6, 2024

Carrie M. Allen
Carrie M. Allen, City Clerk

Resolution # 1, 2024 is hereby approved

Peter Smith
Peter Smith, Chairman



February 20, 2024

Resolution No. 18, 2024

Council Member Hayner presented the following Resolution and moved its adoption:

**ADVERTISE FOR A PUBLIC HEARING REGARDING PROPOSED
AMENDMENTS TO THE CITY'S ZONING ORDINANCE**

WHEREAS, the City of Johnstown Planning Board is proposing changes to the City of Johnstown Zoning Ordinance; and

WHEREAS, the Planning Board has submitted its recommendations to the Common Council, attached hereto; and

WHEREAS, a Public Hearing is required so all interested parties may be heard concerning said amendments to the Zoning Ordinance.

NOW, THEREFORE BE IT

RESOLVED, that the City Clerk is hereby authorized and directed to prepare a Notice of Public Hearing and to publish same in the Leader-Herald that a Public Hearing is set for Monday, March 18, 2024 at 6:00 p.m. in the Common Council Chambers, City Hall, Johnstown, New York, at which time anyone interested or affected may be heard.

Seconded by Council Member

Adopted by the following vote:

	YES	NO	ABSTAIN	ABSENT
Ward 1 – Council Member Hayner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 2 – Council Member Miller	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 3 – Council Member Parker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 4 – Council Member Spritzer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Council Member-at-Large Jeffers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS				
RESULT	Passed / Failed			

Adopted by the Common Council on February 20, 2024

Resolution # , 2024 is hereby approved

Carrie M. Allen, City Clerk

Amy Praught, Mayor

City of Johnstown
Zoning Ordinance
Proposed Changes February 2024

Add to Section 22-501:

Schedule Allowable Land Uses in Zoning Districts

- Cannabis Dispensary in C2 Arterial Commercial Zone only with Site Plan Review by the City of Johnstown Planning Board.
- Airbnb to be allowed in all Zoning Districts with Site plan and Special use permit from the City of Johnstown Planning Board.
- Garage / Storage building to all Zoning Districts. Must comply with all Zoning and permitting regulations.

Add to Section 22-508: Prohibited Land Uses

- 3. The Construction of Solar Farms within the Corporate City Limits

Add to Section 22-801: Accessory Uses

- Add Airbnb to this section for definition and allowable use on the same lot as a primary structure

Add Definitions:

- Cannabis Dispensary: Cannabis dispensary or "cannabis retailer" means a facility, whether fixed or mobile, operated in accordance with state and local laws and regulations, where cannabis and/or cannabis products are offered for retail sale, including a facility that delivers cannabis and/or cannabis products as part of a retail sale.
- Airbnb / Bed and Breakfast:
 - o AirBnb: Airbnb is an online community marketplace to list, discover and book short-term accommodations around the world. It enables individuals to rent out their house, rooms or apartments to people who are looking for accommodations. The name "Airbnb" is short for Air bed and breakfast.
 - o Bed and Breakfast: is a small lodging establishment that offers overnight accommodation. Bed and breakfasts are often private family homes and typically have between four and eleven rooms, with six being the average. In addition, a B&B usually has the hosts living in the house.
- Garage / Storage building: This structure is walled and roofed, and used mainly for storing vehicles. Garages typically get designed to house one or two vehicles and to store vehicle parts and other equipment. A garage can either be attached or detached from a residential building.



February 20, 2024

Resolution No. 19, 2024

Council Member Miller presented the following Resolution and moved its adoption:

EXECUTE A MEMORANDUM OF AGREEMENT BETWEEN
THE CITY OF JOHNSTOWN AND JOHNSTOWN FIREFIGHTERS
ASSOCIATION, LOCAL 779 TO OFFER

WHEREAS, the City and Johnstown Firefighters Association, Local 779 (Local 779) have been in discussions that there is a need to attract qualified Emergency Medical Technician-Paramedics (EMT-P) to apply; and

WHEREAS, the City and Local 779 have reached a Memorandum of Agreement (MOA), attached hereto, to increase the salaries for an EMT-P as follows:

YEAR	BUDGETED AMOUNT	INCREASE
2024	\$50,508.00 - \$24.28/hr.	\$57,720.00 - \$27.75/hr.
2025	\$52,275.78 - \$25.13/hr.	\$59,740.20 - \$28.72/hr.

; and

WHEREAS, there is no additional cost to City tax payers for the increase in salary as the cost for an EMT-P is paid from revenues earned by the Advanced Life Support First Response Service (Ambulance Service).

NOW, THEREFORE BE IT,

RESOLVED, that the Mayor is hereby authorized and directed to execute a Memorandum of Agreement, attached hereto, with the Johnstown Firefighters Association, Local 779, effective February 17, 2024 through December 31, 2025.

Seconded by Council Member

Adopted by the following vote:

	YES	NO	ABSTAIN	ABSENT
Ward 1 – Council Member Hayner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 2 – Council Member Miller	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 3 – Council Member Parker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 4 – Council Member Spritzer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Council Member-at-Large Jeffers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS				
RESULT	Passed / Failed			

Adopted by the Common Council on February 20, 2024

Carrie M. Allen, City Clerk

Resolution # , 2024 is hereby approved

Amy Praught, Mayor



February 20, 2024

Resolution No. 20, 2024

Council Member Parker presented the following Resolution and moved its adoption:

EXECUTE AGREEMENT WITH CT MALE ASSOCIATES FOR GENERAL CONSULTING SERVICES FOR THE CITY OF JOHNSTOWN

WHEREAS, the City of Johnstown is desirous of entering into an Agreement with CT Male (CT Male) Associates for general consulting services; and

WHEREAS, CT Male will provide the City with consulting services for the period commencing January 1, 2024 through December 31, 2024; and

WHEREAS, CT Male will perform consulting services on an hourly basis, with a maximum amount payable, not to exceed \$20,000.00, set by purchase order. Additional work may be performed as requested with the execution of additional purchase orders issued by the City.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor is hereby authorized and directed to execute a General Engineering Services Proposal, a copy of which is annexed hereto, with CT Male Associates, to provide on-call general consulting services for the City of Johnstown.

Seconded by Council Member _____

Adopted by the following vote:

	YES	NO	ABSTAIN	ABSENT
Ward 1 – Council Member Hayner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 2 – Council Member Miller	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 3 – Council Member Parker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 4 – Council Member Spritzer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Council Member-at-Large Jeffers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS				
RESULT	Passed / Failed			

Adopted by the Common Council on February 20, 2024

Resolution # _____, 2024 is hereby approved

Carrie M. Allen, City Clerk

Amy Praught, Mayor

C.T. MALE ASSOCIATES

Engineering, Surveying, Architecture, Landscape Architecture & Geology, D.P.C.

50 Century Hill Drive, Latham, NY 12110
518.786.7400 FAX 518.786.7299 www.ctmale.com



February 15, 2024

TRANSMITTED VIA EMAIL ONLY

Hon. Amy Praught, Mayor
City of Johnstown
33-41 E. Main Street
Johnstown, NY 12095

Re: 2024 General Engineering Services Proposal
City of Johnstown, NY

Dear Mayor Praught:

We respectfully submit this proposal to the City of Johnstown (City) for consideration of an agreement between the City of Johnstown and C.T. Male Associates Engineering, Surveying, Architecture, Landscape Architecture & Geology, D.P.C. (C.T. Male) for general engineering, operational, and construction related consulting services for 2024.

We are available to assist the City with a wide array of tasks including, but not limited to:

- Drafting technical letters and responses;
- Drafting requests for proposals, cost estimates, and reports;
- Providing engineering consulting, advice, guidance, and design;
- Reviewing submissions to the City for conformance with applicable regulations, codes, and City requirements;
- Assisting with long term planning;
- Assisting with funding alternatives and sources of grants and loans;
- Preparing grant applications;
- Conducting income surveys;
- Providing City maintenance guidance;
- Mapping and GIS services;
- Water system hydraulic modeling;
- Sewer System hydraulic modeling;
- Environmental investigations and compliance including workplace health and safety;
- Energy audits and energy efficiency studies and planning;
- Infrastructure repair and replacement prioritization and planning;
- Construction administration and inspection;
- Professional Surveying Services;

The above is just a sampling of what we can offer the City.

C.T. Male's office located at 10 N. Perry Street in Johnstown, one block from City Hall, will be the primary point of contact for the City. C.T. Male will work with the City and its employees as the

C.T. MALE ASSOCIATES

February 14, 2024
Hon. Amy Praught
Page - 2

need arises and will coordinate assistance with C.T. Male professionals as requested by the City. Professional engineering services for capital projects as initiated by the City would be provided under separate agreements negotiated with the City.

We propose to perform the above services on an hourly basis as requested and authorized by the City with an initial Not-To-Exceed Fee of \$20,000.00. Additional work, beyond the initial not-to-exceed fee can be performed as requested with the execution of a technical service change order to amend the maximum not-to-exceed fee. The term of the contract will be from the date January 1, 2024, through December 31, 2024. Hourly rates and reimbursement for out-of-pocket expenses such as mileage, printing, copies, phone, fax, etc. will be billed at our standard rates. Invoices for services provided will be issued on a monthly-basis and will show each C.T. Male staff person who performed work for the City, their hourly rate, and the total number of hours for the billing period.

Thank you for the opportunity to submit this proposal. Should the City find this proposal acceptable, I have attached a contract for review and execution. If you have any questions, or need additional information, please don't hesitate to call me at (518)848-3533 or email me at j.gordon@ctmale.com.

Respectfully submitted,

C.T. MALE ASSOCIATES
Engineering, Surveying, Architecture, Landscape Architecture & Geology, D.P.C.



Jacob R. Gordon, P.E.
Regional Office Manager

Attachments

C: Charles R. Kortz, P.E., C.T. Male
Jim Thatcher, C.T. Male

C.T. MALE ASSOCIATES

CONTRACT AGREEMENT

Project No.: _____

Agreement made this 15th day of February 2024, by and between C.T. MALE ASSOCIATES ENGINEERING, SURVEYING, ARCHITECTURE, LANDSCAPE ARCHITECTURE & GEOLOGY, D.P.C., a Design Professional Corporation registered in New York State and authorized to do business in the State of New York, (hereinafter called C.T. MALE ASSOCIATES); and CITY OF JOHNSTOWN (hereinafter called the CLIENT).

CLIENT and C.T. MALE ASSOCIATES agree as follows:

- A. CLIENT and C. T. MALE ASSOCIATES, for the mutual consideration hereinafter set forth, agree as follows:

Perform general engineering, surveying, operational and construction related consulting services as requested by the Client for the calendar year of 2024 effective upon execution of this contract as described in the proposal letter dated February 15, 2024.

- B. CLIENT agrees to pay C. T. MALE ASSOCIATES as compensation for services as follows:

Hourly up to a maximum not-to-exceed fee of \$20,000.00 as described in the proposal letter dated February 15, 2024.

- C. CLIENT shall furnish the following:

Executed contract agreement.

- D. This Agreement, as signed by the CLIENT and/or his/her representative, includes the following Standard Terms and Conditions incorporated herein by this reference.

E. The person signing this Agreement warrants he/she has authority to sign as, or on behalf of, the CLIENT. If such person does not have such authority, it is agreed that he/she will be personally liable for all breaches of this Agreement, and that in any action against them for breach of such warranty, a reasonable attorney's fee shall be included in any judgment rendered.

F. CLIENT shall provide C.T. MALE ASSOCIATES personnel with any information regarding potential hazards or whether personal protective measures are required when working on project site(s) associated with this contract and that C.T. MALE ASSOCIATES personnel be afforded the opportunity to review any health and safety plan available for site(s) that they will be working on.

AGREED TO:

CITY OF JOHNSTOWN

33-41 E. Main Street
Johnstown, NY 12095
Phone: (518) 736-4012

AGREED TO:

C.T. MALE ASSOCIATES ENGINEERING, SURVEYING,
ARCHITECTURE, LANDSCAPE ARCHITECTURE &
GEOLOGY, D.P.C.
50 Century Hill Drive
Latham, NY 12110
Phone: (518) 786-7400

By: _____
Honorable Amy Praught (Date)

By: Jacob R. Gordon 2/15/2024
Jacob R. Gordon, P.E. (Date)

Title: Mayor

Title: Regional Office Manager



February 20, 2024

Resolution No. 21, 2024

Council Member Spritzer presented the following Resolution and moved its adoption:

AUTHORIZE UPSTATE UTILITIES, INC. TO REQUEST PROPOSALS FROM ENERGY SUPPLIERS IN ORDER TO REDUCE NATURAL GAS AND ELECTRIC COSTS AT CITY OWNED FACILITIES

WHEREAS, the City is seeking to reduce energy costs at city owned facilities; and

WHEREAS, Upstate Utilities, Inc. represents multiple energy suppliers and is committed to finding the best possible energy supplier in order for the City to manage energy needs and costs; and

WHEREAS, Upstate Utilities, Inc. was able to provide cost savings of 18% on electric and 8% on gas billing for the City of Johnstown in 2023; and

WHEREAS, Upstate Utilities, Inc. has prepared Request for Proposals for both natural gas and electric supply, attached hereto, to qualified suppliers in New York State; and

NOW, THEREFORE BE IT,

RESOLVED, that the Common Council authorizes Upstate Utilities, Inc. to advertise for Request for Proposals to obtain supply prices for natural gas and electricity from qualified suppliers in New York State for 2024.

Seconded by Council Member

Adopted by the following vote:

	YES	NO	ABSTAIN	ABSENT
Ward 1 – Council Member Hayner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 2 – Council Member Miller	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 3 – Council Member Parker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ward 4 – Council Member Spritzer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Council Member-at-Large Jeffers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS				
RESULT	Passed / Failed			

Adopted by the Common Council on February 20, 2024

Resolution # , 2024 is hereby approved

Carrie M. Allen, City Clerk

Amy Praught, Mayor