

FINAL COPY

MINUTES OF A SPECIAL MEETING OF THE BINGHAMTON - JOHNSON CITY JOINT SEWAGE BOARD

Thursday, December 23, 2021

Plant Administration Building

Members Present: George Kolba, Chairman
Chris Papastrat
Edward Crumb
Stephen Andrew
Bruce King

Member Absent: Ron Lake

Also Present: Elliott Wagner, Superintendent
Michele Cuevas, Confidential Secretary
Ronald Warwick, Assistant Superintendent
Adam Afify, Senior Operator
Alfred Paniccia, Jr., Esq., Counsel
Clark Giblin, Village of Johnson City Trustee
Larry Travis, Electrical Engineer
Charles Pearsall, Business Manager (Audio/Visual @ 4:10pm)

Guests: *No guests were present during this meeting*

Chairman Kolba called the meeting to order at 4:00 PM. Sign in sheet was passed and attendance was noted aloud by Michele Cuevas, Confidential Secretary. Five (5) Board Members were present. Board Member Lake was absent. Fire exits were identified. Charles Pearsall was absent at the time of roll call and joined the meeting at 4:10pm. Chairman Kolba requested cell phones be turned off or silenced during the meeting. All stood to recite the Pledge of Allegiance.

Salaried/Management discussion on sell back of additional vacation days by the Acting

Superintendent.

**Edward Crumb made a motion to approve a one time exception to policy with respect to the last sentence of the sixth paragraph of Benefits paragraph 3.A. of the Binghamton-Johnson City Joint Sewage Board Policies and Benefits for Salaried/Management Staff, as most recently amended, to permit the Acting Superintendent to “sell back” and receive cash payment for up to twenty (20) days accumulated unused vacation leave credit during the Joint Sewage Board’s 2021 budget year, provided the request/application for the same is submitted to the Board’s Confidential Secretary not later than December 30, 2021. The exigent circumstances supporting this one-time exception to policy include, but are not limited to, the effects and impacts of the continuing SARS-CoV-2 coronavirus pandemic on personnel and operations – including meeting NYS-DEC minimum staffing requirements despite personnel shortages and personnel non-availability, and support of the continuing/ongoing Owner construction upgrade projects including coordination meetings, associated acceptance and performance testing, as well as process optimization work; all of which have limited the opportunities for the Acting Superintendent to schedule and take vacation time off during 2021. Motion seconded by Steve Andrew
Motion carried. 5/0/1 Absent (RL)**

Proposed 2022 JSB Budget Modifications to re-align Operator III, Operator II, and Operator I/Operator Trainee positions, re-align one Mechanic and one Mechanic Assistant position, modify compensation for CMMS Clerk position, and fund one Electricians assistant position.

The proposed Budget Modifications are as follows:

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PROPOSED 2022 JSB BUDGET MODIFICATIONS (i) TO RE-ALIGN OPERATOR III, OPERATOR II, AND OPERATOR I / OPERATOR TRAINEE POSITIONS, (ii) RE-ALIGN ONE MECHANIC AND ONE MECHANIC'S ASSISTANT POSITION, (iii) MODIFY COMPENSATION FOR CMMS CLERK POSITION, and (iv) FUND ONE ELECTRICIAN'S ASSISTANT POSITION
 (updated: 6-12/23/2021, per JSB Special Meeting)

NOTES:

- 1) 2022 Pay Period #1 begins December 25, 2021. Note: Pay Periods for Joint Sewage Board employees are two weeks long.
 2022 Pay Period #2 begins January 8, 2022.
 2022 Pay Period #3 begins January 22, 2022.
- 2) Given the inability to hire an Operator III meeting the required qualifications from "the outside" or by promotion "[internally]", the Joint Sewage Board proposes to modify the 2022 JSB Budget effective January 8, 2022 to (a) defund one Operator III position and (b) create/fund one Operator I/Operator Trainee position.
- 3) Given the inability to hire two Operator IIs meeting the required qualifications from "the outside" or by promotion "[internally]", the Joint Sewage Board proposes to modify the 2022 JSB Budget effective January 8, 2022 to (a) defund two Operator II positions and (b) create/fund two Operator I/Operator Trainee positions.
- 4) Given the inability to hire a Mechanic meeting the required qualifications from "the outside" or by promotion "[internally]", the Joint Sewage Board proposes to modify the 2022 JSB Budget effective January 22, 2022 to (a) defund one Mechanic position and (b) create/fund one Mechanic's Assistant position.

The proposed Budget Modifications to accomplish these changes are as follows: (based on Section 8.1.3 CBA-established "New Hire" Rates)

BUDGET LINE /NAME	OPERATOR III -1 @ up to \$2989/yr. (-25 pay per loc only)	OPERATOR II / OPERATOR TRAINEE +1 @ up to \$26,48/hr	NET TOTAL	
			MODIFICATION FOR BUDGET LINE	TRANSFER TO J8130.55000 CONTINGENCY
J8130.51000 Personal Services	\$ (59,780.00) (-25 pay per loc only)	\$ 45,880.00 (+25 pay per loc only)	\$ (13,900.00)	\$ 13,900.00
J9010.58000.A State Retirement	\$ (5,828.00)	\$ 4,473.00	\$ (1,355.00)	\$ 1,355.00
J9030.58000.B Social Security	\$ (4,573.00)	\$ 3,509.00	\$ (1,064.00)	\$ 1,064.00
J9040.58000.D Workers Compensation	\$ (6,397.00)	\$ 4,910.00	\$ (1,487.00)	\$ 1,487.00
TOTALS			\$ (17,806.00)	\$ 17,806.00

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(based on Section 8.1.3 CBA-established 'New Hire' Rates)

for ITEM 3), above		OPERATOR I / OPERATOR TRAINEE -2 @ up to \$25.46/hr.	OPERATOR II -2 @ up to \$27.57/hr. (-25 pay periods only)	NET TOTAL MODIFICATION FOR BUDGET LINE	TRANSFER TO J8130.55000 CONTINGENCY
BUDGET LINE /NAME					
J8130.51000	Personal Services	\$ 91,760.00 (+25 pay periods only)	\$ (111,480.00) (-25 pay periods only)	\$ (19,720.00)	\$ 19,720.00
J9010.58000.A	State Retirement	\$ 8,946.00	\$ (10,869.00)	\$ (1,923.00)	\$ 1,923.00
J9030.58000.B	Social Security	\$ 7,019.00	\$ (8,528.00)	\$ (1,509.00)	\$ 1,509.00
J9040.58000.D	Workers Compensation	\$ 9,820.00	\$ (11,930.00)	\$ (2,110.00)	\$ 2,110.00
TOTALS				\$ (25,262.00)	\$ 25,262.00

(based on Section 8.1.3 CBA-established 'New Hire' Rates)

for ITEM 4), above		MECHANIC'S ASSISTANT +1 @ up to \$25.92/hr.	MECHANIC -1 @ up to \$29.19/hr. (-24 pay periods only)	NET TOTAL MODIFICATION FOR BUDGET LINE	TRANSFER TO J8130.55000 CONTINGENCY
BUDGET LINE /NAME					
J8130.51000	Personal Services	\$ 42,957.00 (+24 pay periods only)	\$ (56,044.00) (-24 pay periods only)	\$ (13,077.00)	\$ 13,077.00
J9010.58000.A	State Retirement	\$ 4,189.00	\$ (5,464.00)	\$ (1,275.00)	\$ 1,275.00
J9030.58000.B	Social Security	\$ 3,286.00	\$ (4,287.00)	\$ (1,001.00)	\$ 1,001.00
J9040.58000.D	Workers Compensation	\$ 2,799.00	\$ (3,651.00)	\$ (852.00)	\$ 852.00
TOTALS				\$ (16,205.00)	\$ 16,205.00

OVERALL TOTALS [for Items 2, 3, and 4]

\$ (59,273.00)

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for ITEM 5), increase CMMS Clerk rate

BUDGET LINE/NAME	CMMS Clerk -1 @ up to \$29.29/hr. (-25 pay periods only)	CMMS Clerk +1 @ up to \$30.19/hr. (-25 pay periods only)	NET TOTAL MODIFICATION FOR BUDGET LINE	TRANSFER FROM J8130.55000 CONTINGENCY
J8130.51000 Personal Services	\$ (51,540.00)	\$ 60,380.00	\$ 8,840.00	\$ (8,840.00)
J9010.58000.A State Retirement	\$ (5,025.00)	\$ 5,887.00	\$ 862.00	\$ (862.00)
J9030.58000.B Social Security	\$ (3,942.00)	\$ 4,619.00	\$ 677.00	\$ (677.00)
J9040.58000.D Workers Compensation	\$ (3,357.00)	\$ 3,933.00	\$ 576.00	\$ (576.00)
TOTALS			\$ 10,955.00	\$ (10,955.00)

for ITEM 6), fund Electrician's Helper

BUDGET LINE/NAME	Electrician -1 @ up to \$29.19/hr. (-25 pay periods only)	Electrician's Helper +1 @ up to \$27.19/hr. (-25 pay periods only)	NET TOTAL MODIFICATION FOR BUDGET LINE	TRANSFER TO J8130.55000 CONTINGENCY
J8130.51000 Personal Services	\$ (58,380.00)	\$ 54,380.00	\$ (4,000.00)	\$ 4,000.00
J9010.58000.A State Retirement	\$ (5,692.00)	\$ 5,302.00	\$ (390.00)	\$ 390.00
J9030.58000.B Social Security	\$ (4,466.00)	\$ 4,160.00	\$ (306.00)	\$ 306.00
J9040.58000.D Workers Compensation	\$ (2,668.00)	\$ 2,485.00	\$ (183.00)	\$ 183.00
TOTALS			\$ (4,879.00)	\$ 4,879.00
OVERALL TOTALS [for Items 2, 3, 4, 5 and 6]			\$ (53,197.00)	\$ 53,197.00

**Edward Crumb made a motion that the Board approves the proposed 2022 JSB Budget Modifications to re-align Operator III, Operator II, and Operator I/Operator Trainee positions, re-align one Mechanic and one Mechanic Assistant position, modify compensation for CMMS Clerk position, and fund one Electricians assistant position, as presented, with corresponding Requests for Legislation to be prepared by the Business Manager and submitted to the Owners' Legislative Bodies.
Motion seconded by Bruce King.
Motion carried. 5/0/1 Absent (RL)**

Board Member Crumb noted about the bonding certificate wording issue in relation to a City bond on its sewer infrastructure that there has been no new information and NO communication from City Bond Counsel, only from Fiscal Officer Chuck Shager. Lengthly discussion on this subject took place, but no action was taken.

**Bruce King made a motion to adjourn.
Motion seconded by Steve Andrew.
Motion carried. 5/0/1 Absent (RL)**

Meeting adjourned at 4:40PM

Respectfully submitted,

Michele Cuevas
Confidential Secretary

cc: Board Members
Mayor David, City of Binghamton
Mayor Deemie, Village of Johnson City
City Clerk, City of Binghamton
Village Clerk/Treasurer, Village of Johnson City
Alfred Paniccia, Esq.
Chuck Shager, Fiscal Officer
Elliott Wagner, Acting Superintendent
Brown & Brown Empire State
Haylor Freyer & Coon
Joshua Holland, Village of Johnson City, Director of Public Services
Ronald B. Lake, P.E., City of Binghamton, Acting City Engineer
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