



LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

Chris Papastrat, City Council President
Leighton Rogers, City Clerk

COUNCIL OF THE CITY OF BINGHAMTON
Business Meeting Agenda
City Council Chambers, 38 Hawley Street, Binghamton, NY 13901
Wednesday June 8, 2016

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. ACKNOWLEDGEMENTS AND RECOGNITIONS

V. REPORTS FROM COMMITTEES AND APPROVAL OF MINUTES

Approval of Minutes

Approve Minutes from May 18, 2016 Business Meeting

Approve Minutes from May 27, 2016 Special Business Meeting

City Council Finance Committee: Mihalko (Chair), Scaringi, MacGregor

No items to report.

City Council Planning and Community Development Committee: Scaringi (Chair), Matzo, Cronce

No items to report.

City Council Municipal and Public Affairs Committee: Matzo (Chair), Scaringi, Cronce

No items to report.

City Council Public Works/Parks and Recreation Committee: Mihalko (Chair), Matzo, Cronce

No items to report.

City Council Employees Committee: Matzo (Chair), Mihalko, Taylor

No items to report.

City Council Rules and Procedures/Special Studies Committee: Scaringi (Chair), Mihalko, MacGregor

No items to report.

VI. APPROVAL OF APPOINTMENTS

1. Committee Assignments

VII. PUBLIC HEARING

VIII. SET PUBLIC HEARINGS

IX. PUBLIC COMMENT/COMMUNICATION

X. REVIEW OF MAYORAL VETO

XI. SECOND READING LEGISLATION



LEGISLATIVE BRANCH ■ CITY OF BINGHAMTON

*Chris Papastrat, City Council President
Leighton Rogers, City Clerk*

XII. FIRST READING LEGISLATION

Introductory Ordinance 16-41. Considered in Finance, Chair: Mihalko

Ordinance to amend the 2016 Budget to Increase the Insurance Recoveries Revenue Line and Hardware/Software Expense Line to Account for Damages to Equipment at the State Street Parking Ramp

Introductory Ordinance 16-42. Considered in Finance, Chair: Mihalko

Ordinance to amend the 2016 Budget to Increase the Insurance Recoveries Revenue Line and Increase the Vehicle Parts Expense Line to Account for Damages to Police Cars

Introductory Ordinance 16-43. Considered in Finance, Chair: Mihalko

Ordinance to amend the 2016 Budget to Increase the Public Safety Revenue Line and In House Training Service Expense Line to Account for Funds Received from the JC Police Department

Introductory Ordinance 16-44. Considered in Finance, Chair: Mihalko

Ordinance to amend the 2016 Budget to Increase the Insurance Recoveries Revenue Line and Increase the Vehicle Parts Expense Line to Account for Damages to a Fire Truck

Introductory Ordinance 16-45. Considered in Finance, Chair: Mihalko

Ordinance authorizing the transfer of funds from the Chemical Line to the Equipment and Pump Repairs Line for the BJCSTF for removal and replacement of the drive unit and control in the Sludge Thickener No. 3

Introductory Ordinance 16-46. Considered in Employees, Chair: Matzo

Ordinance to amend the 2016 Finance Department Budget to defund the Senior Payroll Clerk position and add Finance Payroll Specialist

Introductory Ordinance 16-47. Considered in Planning, Chair: Scaringi

Ordinance accepting the Donation of 45 Bevier Street

Introductory Ordinance 16-48. Considered in Finance, Chair: Mihalko

Ordinance authorizing the sale of a portion of Eldredge St to STK Partners, LLC

Introductory Resolution 16-66. Considered in Finance, Chair: Mihalko

Resolution authorizing the Mayor to enter into an agreement with Cornell Cooperative Extension for the use of FY39, FY40, and FY41 CDBG funds in an amount not to exceed \$10,302

XIII. COMMUNICATIONS FROM COUNCIL MEMBERS

XIV. ADJOURNMENT



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: June 8, 2016

Sponsored by Council Members: Mihalko, Matzo, Papastrat, Scaringi, Cronce, Taylor, MacGregor

Introduced by Committee: Finance

ORDINANCE

enitled

AN ORDINANCE TO AMEND THE 2016
BUDGET TO INCREASE THE INSURANCE
RECOVERIES REVENUE LINE AND
HARDWARE/SOFTWARE EXPENSE LINE TO
ACCOUNT FOR DAMAGES TO EQUIPMENT
AT THE STATE STREET PARKING RAMP FOR
WHICH THE CITY OF BINGHAMTON
RECEIVED INSURANCE FUNDS

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2016 budget to increase revenue budget line H42680 (Insurance Recoveries) and increase expense budget line H5650.560003 (Hardware/Software), each in the amount of \$13,750; and

WHEREAS, the increase of the revenue and expense lines is to account for damages to equipment at State Street Parking Ramp for which the City of Binghamton received insurance funds; and

WHEREAS, such budget amendment was approved by the Board of Estimate and Apportionment on June 8, 2016.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Comptroller and Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2016 budget to increase revenue budget line H42680 (Insurance Recoveries) and increase expense budget line H5650.560003 (Hardware/Software), each in the amount of \$13,750.

Section 2. That this Ordinance shall take effect immediately.

I HEREBY CERTIFY that the above described funds
are unencumbered and available

Chuck Shager, Comptroller



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: June 8, 2016

Sponsored by Council Members: Mihalko, Matzo, Papastrat, Scaringi, Cronce, Taylor, MacGregor

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE TO AMEND THE 2016
BUDGET TO INCREASE THE INSURANCE
RECOVERIES REVENUE LINE AND INCREASE
THE VEHICLE PARTS EXPENSE LINE TO
ACCOUNT FOR DAMAGES TO POLICE CARS
FOR WHICH THE CITY OF BINGHAMTON
RECEIVED INSURANCE FUNDS

WHEREAS, the Chief of Police and Comptroller of the City of Binghamton find it proper and necessary to amend the 2016 budget to increase revenue budget line A42680 (Insurance Recoveries) and increase expense budget line A3120.54450 (Vehicle Parts), each in the amount of \$10,170.65; and

WHEREAS, the increase of the revenue and expense lines is to account for damages to police cars for which the City of Binghamton received insurance funds; and

WHEREAS, such budget amendment was approved by the Board of Estimate and Apportionment on June 8, 2016.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Comptroller and Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2016 budget to increase revenue budget line A42680 (Insurance Recoveries) and increase expense budget line A3120.54450 (Vehicle Repair), each in the amount of \$10,170.65.

Section 2. That this Ordinance shall take effect immediately.

I HEREBY CERTIFY that the above described funds
are unencumbered and available

Chuck Shager, Comptroller



**THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK**

Date: June 8, 2016

Sponsored by Council Members: Mihalko, Matzo, Papastrat, Scaringi, Cronce, Taylor, MacGregor

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2016
BUDGET TO INCREASE THE PUBLIC SAFETY
REVENUE LINE AND IN HOUSE TRAINING
SERVICE EXPENSE LINE TO ACCOUNT FOR
FUNDS RECEIVED FROM THE JOHNSON CITY
POLICE DEPARTMENT**

WHEREAS, the Chief of Police and Comptroller of the City of Binghamton find it proper and necessary to amend the 2016 budget to increase revenue budget line A41589 (Public Safety Dept Rev) and increase expense budget line A3120.54433 (In House Training Service), each in the amount of \$650; and

WHEREAS, the City of Binghamton Police Bureau held diversity training and the Johnson City Police Department participated and contributed \$650 for said diversity training; and

WHEREAS, this Ordinance is adding the Johnson City Police Department's contribution to the appropriate City budget lines; and

WHEREAS, such budget amendment was approved by the Board of Estimate and Apportionment on June 8, 2016.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Comptroller and Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2016 budget to increase revenue budget line A41589 (Public Safety Dept Rev) and increase expense budget line A3120.54433 (In House Training Service), each in the amount of \$650.

Section 2. That this Ordinance shall take effect immediately.

I HEREBY CERTIFY that the above described funds
are unencumbered and available

Chuck Shager, Comptroller



**THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK**

Date: June 8, 2016

Sponsored by Council Members: Mihalko, Matzo, Papastrat, Scaringi, Cronicc, Taylor, MacGregor

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE TO AMEND THE 2016
BUDGET TO INCREASE THE INSURANCE
RECOVERIES REVENUE LINE AND INCREASE
THE VEHICLE PARTS EXPENSE LINE TO
ACCOUNT FOR DAMAGES TO A FIRE TRUCK
FOR WHICH THE CITY OF BINGHAMTON
RECEIVED INSURANCE FUNDS

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2016 budget to increase revenue budget line A42680 (Insurance Recoveries) and increase expense budget line A3120.54110 (Vehicle Parts), each in the amount of \$47,745.62; and

WHEREAS, the increase of the revenue and expense lines is to account for damages to a fire truck for which the City of Binghamton received insurance funds; and

WHEREAS, such budget amendment was approved by the Board of Estimate and Apportionment on June 8, 2016.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Comptroller and Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2016 budget to accept insurance funds to repair a damaged fire truck by increasing the revenue budget line A42680 (Insurance Recoveries) and increasing the expense budget line A3120.54110 (Vehicle Parts), each in the amount of \$47,745.62.

Section 2. That this Ordinance shall take effect immediately.

I HEREBY CERTIFY that the above described funds
are unencumbered and available

Chuck Shager, Comptroller



**THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK**

Date: June 8, 2016

Sponsored by Council Members: Mihalko, Matzo, Papastrat, Scaringi, Cronce, MacGregor, Taylor

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE AUTHORIZING THE
TRANSFER OF FUNDS FROM THE CHEMICAL
LINE TO THE EQUIPMENT AND PUMP
REPAIRS LINE FOR THE BINGHAMTON
JOHNSON-CITY JOINT SEWAGE TREATMENT
FACILITY FOR REMOVAL AND
REPLACEMENT OF THE DRIVE UNIT AND
CONTROL IN THE SLUDGE THICKENER NO. 3

WHEREAS, the City of Binghamton (the "City") is a joint owner of the Binghamton-Johnson City Joint Sewage Treatment Facilities (the "BJCJSTF") with the Village of Johnson City (the "Village"); and

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

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

WHEREAS, the JSB has requested approval to amend the 2016 budget to transfer \$114,000 from Chemicals to Equipment and Pump Repair for removal and replacement of the drive unit and control in the sludge thickener No. 3.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Joint Sewage Board Fiscal Officer is directed and authorized to transfer \$114,000 from budget line J8130.54150 (Chemicals) to budget line J8130.54621 (Equipment and Pump Repair) for removal and replacement of the drive unit and control in the sludge thickener No. 3.

Section 2. That this Ordinance shall become effective after approval by the Board of Trustees of the Village.

I HEREBY CERTIFY that the above described funds
are unencumbered and available

Chuck Shager, Comptroller/JSB Fiscal Officer



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: June 8, 2016

Sponsored by Council Members: Mihalko, Matzo, Papastrat, Scaringi, Cronce, MacGregor, Taylor

Introduced by Committee: Employees

ORDINANCE

entitled

AN ORDINANCE TO AMEND THE 2016
FINANCE DEPARTMENT BUDGET TO
DEFUND THE SENIOR PAYROLL CLERK
POSITION AND ADD FINANCE PAYROLL
SPECIALIST

WHEREAS, the Comptroller finds it proper and necessary to amend the 2016 Finance Department budget to defund the Senior Payroll Clerk position at an annual salary of \$35,793 and to add a Finance Payroll Specialist position at an annual salary of \$35,793; and

WHEREAS, the Finance Payroll Specialist position was approved by the Civil Service Commission on May 25, 2016.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Comptroller and Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2016 Finance Department budget to amend budget line A1310.51000 (Personal Services) to defund the Senior Payroll Clerk position at an annual salary of \$35,793 and to add a Finance Payroll Specialist position at an annual salary of \$35,793.

Section 2. That this Ordinance shall take effect immediately.

I HEREBY CERTIFY that the above described funds
are unencumbered and available

Chuck Shager, Comptroller



**THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK**

Date: June 8, 2016

Sponsored by Council Members: Mihalko, Matzo, Papastrat, Scaringi, Cronic, MacGregor, Taylor

Introduced by Committee: Planning

ORDINANCE

entitled

**AN ORDINANCE ACCEPTING THE DONATION
OF 45 BEVIER STREET**

WHEREAS, Norman Black, the owner of 45 Bevier Street, Binghamton, New York, has offered to donate said property to the City of Binghamton; and

WHEREAS, the Board of Estimate and Apportionment approved the donation on June 8, 2016.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Mayor of the City of Binghamton, or his designee, is hereby authorized to enter into a contract and to execute all necessary and appropriate documents, approved as to form and content by the Office of Corporation Counsel, to accept donation of 45 Bevier Street, Binghamton, New York.

Section 2. That the donation of said property is subject to the following conditions: (i) that all taxes, utility bills, liens, and any other debts are paid and (ii) the City can obtain marketable title.

Section 3. That this Ordinance shall take effect immediately.



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: June 8, 2016

Sponsored by Council Members: Mihalko, Matzo, Papastrat, Scaringi, Cronce, Taylor

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE AUTHORIZING THE SALE OF
A PORTION OF 18 ELDREDGE ST, 21
ELDREDGE ST, 22 ELDREDGE ST, AND 23
ELDREDGE ST TO STK PARTNERS, LLC FOR
\$11,486

WHEREAS, the City of Binghamton is owner of certain real property designated as a portion of 18 Eldredge St., Parcel ID 160.25-2-13; 21 Eldredge St., Parcel ID 160.26-1-12; 22 Eldredge St., Parcel ID 160.26-1-18; and 23 Eldredge St., Parcel ID 160.26-1-11 (collectively the "Premises"); and

WHEREAS, the City received an Offer to Purchase the Premises for \$11,486 from STK Partners, LLC (the "Applicant"); and

WHEREAS, the City has no public use for the Premises; and

WHEREAS, the Assessor of the City of Binghamton has determined the sale price to be fair and equitable; and

WHEREAS, the Board of Estimate and Apportionment approved and recommended sale of the Premises on June 1, 2016.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Mayor of the City of Binghamton is hereby authorized to enter into a contract for sale and to execute all necessary and appropriate documentation, approved as to form and content by the Office of Corporation Counsel, to transfer the Premises to STK Partners, LLC, by Quitclaim Deed for \$11,486 to be paid by cash, certified, or local bank check.

Section 2. That this sale is subject to such conditions as may be determined by the Corporation Counsel, including, but not limited to, merger of the Premises to contiguous properties owned by the Applicant, where applicable; rights of ingress and egress to third parties, if any; the City's right of access for maintenance, repair, or replacement of all existing utilities; and a requirement that the Applicant develop the Premises as provided by the City of Binghamton Planning Commission site plan approval dated April 19, 2016, or as may be amended, on or before December 31, 2017, and that failure to complete development as provided will subject the Premises to a right of reverter to the City.

**THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK**

Date: June 8, 2016

Section 3. That this Ordinance shall take effect immediately.



**THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK**

Date: June 8, 2016

Sponsored by Council Members: Mihalko, Matzo, Papastrat, Scaringi, Cronce, Taylor, MacGregor

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH
CORNELL COOPERATIVE EXTENSION FOR
THE USE OF FY39, FY40, AND FY41 CDBG
FUNDS IN AN AMOUNT NOT TO EXCEED
\$10,302

WHEREAS, the City of Binghamton wishes to enter into an agreement with Cornell Cooperative Extension for the use of Fiscal Years (FY) 39, 40, and 41 Community Development Block Grant (CDBG) funding (Human Services) in the total amount of \$10,302 for youth programs.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby:

RESOLVE that the Mayor of the City of Binghamton, or his designee, is hereby authorized to enter into an agreement, approved as to form and content by the Office of Corporation Counsel, with Cornell Cooperative Extension for the use of FY39, FY40, and FY41 CDBG funding (Human Services) in the total amount of \$10,302 for youth programs and that funds for this purpose be deducted as follows:

<u>Amount</u>	<u>Budget line</u>
\$ 135.46	CD8676.533515.CDY39 (Human Services)
166.54	CD7310.533516.CDY40 (Youth Programming)
<u>10,000.00</u>	CD7310.533516.CDY41 (Youth Programming)
\$10,302.00	

I HEREBY CERTIFY that the above described funds
are unencumbered and available

Chuck Shager, Comptroller