



LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

Chris Papastrat, City Council President
Leighton Rogers, City Clerk

CITY COUNCIL WORK SESSION AGENDA City Council Work Room, 38 Hawley St, Binghamton 6pm Monday, June 20, 2016

The Work Session begins at 6:00pm. Times for RL(s)/Topics are approximate only and items may be considered earlier or later.

Time	Committee	Chair	RL(s)/Topic	Pages	Presenter
6:00pm	Finance	Mihalko	RL16-127: Amend the 2016 Fire Bureau Budget to fund repairs at the Main Street Station	1	Chief Dan Eggleston
6:05pm	-----	-----	Discussion: CDBG/CDAC	-----	Steve Carson/Maryann Callahan
6:25pm	Finance	Mihalko	RL16-134: FY42 Annual Action Plan and accept any and all funds allocated by the US Department of Housing and Urban Development from CDBG, ESG, and HOME entitlement programs	22	Jared Kraham
6:30pm	-----	-----	Discussion: Park Outdoor Billboards	15-20	
6:45pm	Finance	Mihalko	*RL16-129: Modifying the 2015 and 2016 BJCJS Board Budgets to account for Flood Recovery Reimbursements received which are to be paid-over to the JSTP's owners	9-10	Chuck Shager
6:55pm	-----	-----	Discussion: Audit Report		Chuck Shager
7:15pm	Finance	Mihalko	RL16-128: Project Give 2016	2-8	Ken Frank
7:20pm	Finance	Mihalko	RL16-126: Acceptance of NYSERDA's Cleaner Greener Communities incentive for EV Charging Stations *RL16-130: Agreement with Access Technology Integration, Inc. for the purchase of 5 parking meter kiosks RL16-132: MOU between the City of Binghamton, CHOW, and Binghamton Plaza, Inc. to operate the North Side Fresh Mobile Market at 33 W. State St	11-13	Jared Kraham
7:30pm	Planning	Scaringi	RL16-131: Accepting the Downtown Binghamton Comprehensive Parking Study and Strategic Plan by Nelson/Nygaard as complete	14	Jared Kraham
7:40pm	Planning	Scaringi	RL16-133: Accepting the donation of 42 Bevier Street	21	Leighton Rogers
7:45pm	-----	-----	Discussion: Pending Legislation	-----	Leighton Rogers

COMMITTEE REPORTS

**Please Expedite for Next Business Meeting*



Legislative Branch

RL Number:
16-127
Date Submitted:
6/13/16

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for consideration at City Council Work Sessions. RLs generated from within City Hall departments must be submitted to the Mayor, Comptroller and Corporation Counsel for review before submission. RLs generated by citizens may be submitted directly to the City Clerk's Office.

Applicant Information

Request submitted by: Fire Cheif Daniel Eggleston
Title/Department: Fire Department
Contact Information: 772-7016

RL Information

Proposed Title: An Ordinance to amend the 2016 Budget to fund repairs to the floor at the
Main Street Station (Q-2) ^A FIRE BUREAU

Suggested Content: Transfer funds per attached.

Additional Information

- Does this RL concern grant funding? Yes No
- If 'Yes', is the required RL Grant Worksheet attached? Yes No
- Is additional information related to the RL attached? Yes No
- Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY						
Mayor:						
Comptroller:						
Corporation Counsel:						
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>	



Legislative Branch

RL Number:
160-128
Date Submitted:
6/15/16

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

RECEIVED

REQUEST FOR LEGISLATION

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JUN 15 2016

OFFICE OF THE CITY CLERK
CITY OF BINGHAMTON

Applicant Information

Request submitted by: Chief Joseph T. Zikuski / Ken Frank
Title/Department: Police Department
Contact Information: (607) 772-7091

OFFICE OF THE CITY CLERK
CITY OF BINGHAMTON

JUN 14 2016
RECEIVED

RL Information

Proposed Title: Project GIVE 2016 GV15-1026-D01 \$210,104.00

Suggested Content: Project GIVE 2016 GV15-1026-D01 funds the salaries and benefits for the BPD Crime Analyst and the BPD Field Intelligence Officer. It also provides funding for equipment for the CC Camera Project, Travel and Training for GIVE sponsored events as well as money for Undercover expenses. The GIVE Initiative is a gun/homicide crime reduction project. See R15-97

Additional Information

Does this RL concern grant funding? Yes No
If 'Yes', is the required RL Grant Worksheet attached? Yes No
Is additional information related to the RL attached? Yes No
Is RL related to previously adopted legislation? Yes No
If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): R15-97

OFFICE USE ONLY						
Mayor:	<u>[Signature]</u>					
Comptroller:	<u>[Signature]</u>					
Corporation Counsel:	<u>[Signature]</u>					
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>	



Legislative Branch

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

GRANT APPLICATION WORKSHEET

*The Request for Legislation must include the project title and the purpose of the grant.
Please provide the following additional information.*

Agency providing the grant: Binghamton Police Department

Total project cost: \$210,104.00

Total amount of grant: \$210,104.00

Local match (if any): none

If local match is monetary, provide the budget line and title: n/a

If local match is "in kind", provide the anticipated personnel and hours to be dedicated to the project:

n/a

Disbursement of grant (upfront, reimbursable?): reimbursable

If reimbursable, source of funds pending reimbursement: _____

Grant project manager: Lt. Michael J. Whalen

Anticipated date of project completion: June 30, 2017

Special project completion requirements (if any): _____

Attach any required form of Resolution from the Agency providing the grant.

Please provide any additional information in the space provided below, including any other government agency or private partner participating in the grant, along with a description of such participation:

The GIVE project is New York State's Shooting and Homicide reduction Strategy.

The Binghamton Police Department partners with The District Attorney's Office, The Broome County

Sheriff's Office, NY State Police, Parole, Probation, ICE and others as part of this project.

BPD and the GIVE Consortium engage in a collaborative approach to data-driven, focused crime

reduction. We analyze timely and accurate crime data, gather and share field intelligence and

employ effective strategies in an effort to develop long term, sustained crime reduction.

Project #: **GV15-1026-D01** Project **GIVE** Project Status: **Under Review**
Participant: **Binghamton, City of**

Home Search Open Locked
General | Participants | Budget | Work Plan | Questions | Conditions | Acceptance | Contract Checklist

Complete screen information and save. Add a Program Purpose Area (if applicable). Once finished, proceed to Participants tab. For contract certifications, appendices and supporting documentation, please visit the DCJS website for available downloads. When you have completed your application, click the SUBMIT link in the left margin. Remember, you will no longer be able to edit your application once it has been submitted.

Go to Attachment Progress Site Review
Contract Number: C484359 Federal Agency Name
DCJS Number: GV15484359 Cost Center Funding Year: 2015
GV16484359 2016
CFDA Number: Project Created Date: 05/14/2015
CFDA Description

Equipment Project Title * (60 Character Limit) **Project GIVE**

Reports Application Deficiency Draft Contract
Project Start Date: **07/01/2016** (If known or applicable) Submission Date: 05/31/2016 12:00 AM
Project End Date: **06/30/2017** (If known or applicable) Grant Funds: \$210,104.00 100.00%
Project Period: Years 1 Months 0 Matching Funds: \$0.00 0.00%
Total Funds: \$210,104.00

Help Logout
County: **Broome** Have you included a file attachment with this submission? **No**

Login ID: bpd

Version 2.6.4
Summary Description of Project (Please limit to one or two paragraphs)
The Broome County Give Initiative will reduce shootings and homicides in the City of Binghamton. GIVE funds will be used to support coordinated reduction and prevention initiatives with the express goal of reducing violent firearm -related offenses. This project is designed to achieve sustained, long term gun crime reduction through the application of proven, evidence based practices.

Program Purpose Area.

Program Purpose Code | Description | Remove

Cancel Check Spelling

* - Mandatory Field

Project	Project #: GV15-1026-D01 Project GIVE					Project Status: Under Review		
	Participant: Binghamton, City of							
Home Search Open Locked	General	Participants	Budget	Work Plan	Questions	Conditions	Acceptance	Contract Checklist
Go to	Please enter budget information. If you are requesting an advance, please enter the amount requested and the justification, then save the screen before proceeding. You may edit the Advance if necessary at a later time. Enter budget information by participant. If you will only be operating with one budget, please enter the budget for the Grantee agency. For consortia, you may enter budgets by individual implementing agency. When you have completed your budget, please go on to the Workplan tab. Click here to view previous Project Budgets							
Attachment Progress Site Review	Budget Summary							
Equipment	Participant		Grant Funds		Matching Funds		Total	
Reports Application Deficiency Draft Contract	Binghamton, City of		\$0.00		\$0.00		\$0.00	
Help Logout	Binghamton City Police Department		\$210,104.00		\$0.00		\$210,104.00	
Login ID: bpd	Total		100.00% \$210,104.00		0.00% \$0.00		\$210,104.00	
Version 2.6.4	Advance Request Amount (If not requesting an advance, please skip) \$ <input style="width:100px;" type="text" value="0.00"/>							
	Advance Request Justification (200 character limit)							
	Budget Summary by Participant							
	Binghamton, City of							
	Binghamton City Police Department							
	Version 2 - Edit (Click here to add more lines to budget categories)							
	#	Personnel	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds	Deficient
	1	Sr. Crime Analyst	1	\$59,900.00	\$59,900.00	\$59,900.00	\$0.00	no
	2	Overtime Initiatives (Saturation, Gun/Robbery, DOC...	1	\$22,000.00	\$22,000.00	\$22,000.00	\$0.00	no
	3	BPD Field Intelligence Officer	1	\$68,943.00	\$68,943.00	\$68,943.00	\$0.00	no
	Total				\$150,843.00	\$150,843.00	\$0.00	
	#	Fringe Benefits	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds	Deficient
	1	BPD Field Intelligence Officer	1	\$27,037.00	\$27,037.00	\$27,037.00	\$0.00	no
	2	Sr. Crime Analyst	1	\$18,224.00	\$18,224.00	\$18,224.00	\$0.00	no
	Total				\$45,261.00	\$45,261.00	\$0.00	
	#	Travel and Subsistence	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds	Deficient
	1	Travel & Training for GIVE	1	\$2,000.00	\$2,000.00	\$2,000.00	\$0.00	no
	Total				\$2,000.00	\$2,000.00	\$0.00	
	#	All Other Expenses	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds	Deficient
	1	Public CC Cameras & Wireless Equipment and Mainten...	1	\$10,000.00	\$10,000.00	\$10,000.00	\$0.00	no
	2	Buy Money	1	\$2,000.00	\$2,000.00	\$2,000.00	\$0.00	no
	Total				\$12,000.00	\$12,000.00	\$0.00	
	Version 2 Total		Total Cost		Grant Funds		Matching Funds	
			\$210,104.00		\$210,104.00		\$0.00	



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: October 7, 2015

Sponsored by Council Members: Motsavage, Rennia, Mihalko, Berg, Matzo, Webb

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF \$210,104 IN GRANT FUNDS FROM THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES GUN INVOLVED VIOLENCE ELIMINATION INITIATIVE (GIVE) TO FUND THE SALARY AND BENEFITS FOR ONE CRIME ANALYST POSITION AND ONE FIELD INTELLIGENCE OFFICER POSITION

WHEREAS, the City of Binghamton is eligible to receive a \$210,104 grant from the New York State Division of Criminal Justice Services Gun Involved Violence Elimination Initiative (GIVE) to fund a portion of the salary and benefits for one (1) Crime Analyst position and one (1) Field Intelligence Officer position, along with providing funds for travel and training for GIVE sponsored events, undercover expenses and to maintain closed-circuit cameras; and

WHEREAS, there is no required City match; that, pending reimbursement, funding for the project shall be drawn from the general fund; that the head of Crime Prevention in the Binghamton Police Department will be the grant project manager; and that the anticipated date of project completion is June 30, 2016; and

WHEREAS, the City wishes to accept said grant.

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

RESOLVE that the Council of the City of Binghamton does hereby accept a grant from the New York State Division of Criminal Justice Services Gun Involved Violence Elimination Initiative (GIVE) in an amount not to exceed \$210,104 to fund a portion of the salary and benefits for one (1) Crime Analyst position and one (1) Field Intelligence Officer position, along with providing funds for travel and training for GIVE sponsored events, undercover expenses and to maintain closed-circuit cameras; and be it further

RESOLVED that there is no required City match; that, pending reimbursement, funding for the project shall be drawn from the general fund; that the head of Crime Prevention in the Binghamton Police Department will be the grant project manager; and that the anticipated date of project completion is June 30, 2016; and be it further

THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: October 7, 2015

RESOLVED that the Mayor, or his designee, is hereby authorized to enter into and execute an agreement, approved as to form and content by the Office of Corporation Counsel, with the State to accept such grant.

[Handwritten signature]

OFFICE OF CORPORATION COUNSEL
CITY OF BINGHAMTON
100 N. BROADWAY
BINGHAMTON, NY 13902
TEL: 607/733-1000
FAX: 607/733-1001
WWW.CITYOFBINGHAMTON.NY.GOV

Introductory No. R15-98

Permanent No. R15-97

Sponsored by City Council Members:
Motsavage, Rennie, Mithanko, Berg, Matzo, Webb

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF \$210,104 IN GRANT FUNDS FROM THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES GUN INVOLVED VIOLENCE ELIMINATION INITIATIVE (GIVE) TO FUND THE SALARY AND BENEFITS FOR ONE CRIME ANALYST POSITION AND ONE FIELD INTELLIGENCE OFFICER POSITION

The within Resolution was adopted by the Council of the City of Binghamton.

10/17/15
Date

[Signature]
City Clerk

8 Oct 15
Date Presented to Mayor

[Signature]
Date Approved

[Signature]
Mayor

	Ayes	Nays	Abstain	Absent
Motsavage	✓			
Mithanko	✓			
Rennie	✓			
Webb	✓			
Papastrat	✓			
Matzo	✓			
Berg	✓			
Total	7	0	0	0

Code of the City of Binghamton

Adopted Defeated

7 Ayes 0 Nays 0 Abstain 0 Absent

I hereby certify the above to be a true copy of the legislation adopted by the Council of the City of Binghamton at a meeting held on 10/15/15. Approved by the Mayor on 8 Oct 15.

[Signature]



Legislative Branch

RL Number:
16-129
Date Submitted:
6/15/16

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Binghamton-Johnson City Joint Sewage Board
Title/Department: POC: Charlie Pearsall, Business Manager
Contact Information: <cpearsall@stny.rr.com>, 217-5429 [o], 765-6870 [c]

RL Information

Proposed Title: AN ORDINANCE MODIFYING THE 2015 AND 2016 BINGHAMTON-
JOHNSON CITY JOINT SEWAGE BOARD BUDGETS TO ACCOUNT FOR FLOOD RECOVERY
REIMBURSEMENTS RECEIVED WHICH ARE TO BE PAID-OVER TO THE JSTP'S OWNERS.

Suggested Content: _____
(please see proposed legislation wording attached)

(* - please expedite to 06/22/2016 Business Meeting to support 2015 AUD/audit preparation)

Additional Information

Does this RL concern grant funding? Yes No
If 'Yes', is the required RL Grant Worksheet attached? Yes No
Is additional information related to the RL attached? Yes No
Is RL related to previously adopted legislation? Yes No
If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): JSB 2015/16 Budgets

OFFICE USE ONLY						
Mayor:	_____					
Comptroller:	_____					
Corporation Counsel:	_____					
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>	

(proposed legislation wording)

Dated:

Sponsored by Councilmember(s):

Introduced by Committee(s) on:

[C/Bgm] **ORDINANCE**
entitled

AN ORDINANCE MODIFYING THE 2015 AND 2016 BINGHAMTON-JOHNSON CITY JOINT SEWAGE BOARD BUDGETS TO ACCOUNT FOR FLOOD RECOVERY REIMBURSEMENTS RECEIVED WHICH ARE TO BE PAID-OVER TO THE JSTP'S OWNERS.

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

WHEREAS, the JSTP is operated and maintained by the Binghamton-Johnson City Joint Sewage Board (the "Sewage Board") under a series of inter-municipal agreements between the City and the Village; and

WHEREAS, the Council and the Board of Trustees of the Village approve the Sewage Board's budget; and

WHEREAS, the Sewage Board has received reimbursements for flood recovery expenses incurred by the City and the Village which require corresponding reimbursement to the City and the Village; and

WHEREAS, progress payments under FEMA Project Worksheet #02150 compensating for September 2011 flood damage to the Terminal Pumping Station require that \$99,772.63 received by the Sewage Board in 2015 and \$160,803.81 received by the Sewage Board in 2016 be reimbursed to the City and the Village in their respective shares; and

WHEREAS, in consultation with the Sewage Board's Fiscal Officer (City of Binghamton Comptroller), the Sewage Board has proposed revenue neutral transfers and modifications to the Sewage Board's 2015 and 2016 operating budgets to account for the receipt by the Sewage Board and reimbursement to the City and the Village of the flood recovery



Legislative Branch

RL Number:
16-126
Date Submitted:
6/13/16

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Jared M. Kraham

Title/Department: Office of the Mayor

Contact Information: x7001

RL Information

Proposed Title: A Resolution authorizing the acceptance of NYSERDA's Cleaner Greener Communities incentive of \$5,000 for adopting streamlined permitting and zoning ordinances for electric vehicle charging stations.

Suggested Content: To be drafted by Corporation Counsel.

Additional Information

Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): 016-11

OFFICE USE ONLY	
Mayor:	<u>[Signature]</u>
Comptroller:	<u>[Signature]</u>
Corporation Counsel:	<u>[Signature]</u>
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>



Legislative Branch

RL Number:
16-130
Date Submitted:
6/16/16

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Jared M. Kraham
Title/Department: Office of the Mayor
Contact Information: x7001

RL Information

Proposed Title: A Resolution authorizing the City of Binghamton to enter into an agreement with Access Technology Integration, Inc. for the purchase of five (5) parking meter kiosks at a cost not to exceed \$44,650.

Suggested Content: To be drafted by Corporation Counsel.

Funds available in budget line: H3120.525169.10616 (Serial Bond - Parking Meter Kiosks)
16500

Additional Information

- Does this RL concern grant funding? Yes No
- If 'Yes', is the required RL Grant Worksheet attached? Yes No
- Is additional information related to the RL attached? Yes No
- Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY	
Mayor:	<u>[Signature]</u>
Comptroller:	<u>[Signature]</u>
Corporation Counsel:	<u>[Signature]</u>
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>



Legislative Branch

RL Number:
110-132
Date Submitted:
6/16/16

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Jared M. Kraham
 Title/Department: Office of the Mayor
 Contact Information: x7001

RL Information

Proposed Title: A Resolution authorizing a Memorandum of Understanding between the City of Binghamton, Community Hunger Outreach Warehouse (CHOW) and Binghamton Plaza, Inc. to operate the North Side Fresh Mobile Market at 33 W. State St.

Suggested Content: To be drafted by Corporation Counsel.

Budget line: A1210.54733 \$4950.00
Community outreach

Additional Information

Does this RL concern grant funding? Yes No
 If 'Yes', is the required RL Grant Worksheet attached? Yes No
 Is additional information related to the RL attached? Yes No
 Is RL related to previously adopted legislation? Yes No
 If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY						
Mayor:	<u>[Signature]</u>					
Comptroller:	<u>[Signature]</u> - per funding being available					
Corporation Counsel:	<u>[Signature]</u>					
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>	

13



Legislative Branch

RL Number:
16-131
Date Submitted:
6/16/16

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Jared M. Kraham
Title/Department: Office of the Mayor
Contact Information: x 7001

RL Information

Proposed Title: A Resolution accepting the Downtown Binghamton Comprehensive Parking Study and Strategic Plan by Nelson \ Nygaard as complete.

Suggested Content: To be drafted by Corporation Counsel.

Additional Information

- Does this RL concern grant funding? Yes No
- If 'Yes', is the required RL Grant Worksheet attached? Yes No
- Is additional information related to the RL attached? Yes No
- Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY						
Mayor:						
Comptroller:						
Corporation Counsel:						
Finance <input type="checkbox"/>	Planning <input checked="" type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>	

14 B



**Department of
Transportation**

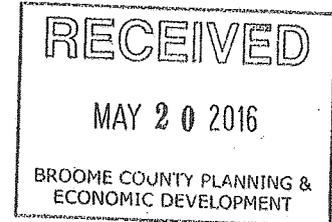
ANDREW M. CUOMO
Governor

MATTHEW J. DRISCOLL
Commissioner

JOHN R. WILLIAMS, P.E.
Regional Director

May 19, 2016

Ms. Lora Zier, Senior Planner
Broome County Department of Planning and Economic Development
Edwin L. Crawford County Office Building
44 Hawley Street
P.O. Box 1766
Binghamton, New York 13902



**RE: Site Plan Review – Two Billboard Locations
159.5 N. Griswold Street and 50 Brandywine Street, Binghamton, Broome County
NYSDOT Case #16-172**

Dear Ms. Zier:

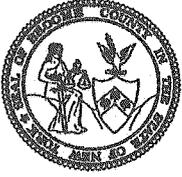
We have reviewed the site plans for the above-referenced locations and have the following comments.

- Both proposed billboard locations are located within 500 feet of an existing billboard. Per New York State's Codes, Rules and Regulations, Title 17 CRR-NY 150.7, *On interstate highways and controlled access highways on the primary highway system, no two sign structures shall be spaced less than 500 feet apart.* Both signs, as proposed, do not meet this spacing requirement.
- The applicant may contact Terry Pritchard at NYSDOT's Office of Right-of-Way at (607) 721-8736 for details and permitting requirements.

Sincerely,

Scott Vergason, P.E.
Region 9 Site Plan Coordinator

ec: NYSDOT Region 9 Site Plan Committee
Jim Massar, NYSDOT Broome County Resident Engineer
Corey Hurlbert, NYSDOT Broome County Assistant Resident Engineer
Kelly Eaton, NYSDOT Region 9 Real Estate Officer
Terry Pritchard, NYSDOT Region 9 Office of Right-of-Way



Broome County Department of Planning & Economic Development
Debra A. Preston, County Executive . Frank Evangelisti, Director

May 23, 2016

Mr. Nicholas Corcoran, Chair
Planning Commission
City of Binghamton
38 Hawley Street
Binghamton, New York 13901

RE: Review Pursuant to Section 239-l and -m of the General Municipal Law

Dear Mr. Corcoran:

The Broome County Department of Planning and Economic Development has received your request for review of the below captioned matter:

Applicant: Park Outdoor America
Project: Other: Request for prohibited activity (billboard): reconstruct 50-foot billboard at 50 Brandywine Street
Municipality: City of Binghamton
Tax Map No: 144.67-3-47
BC Case: 239-2016-073

Applicant: Park Outdoor America
Project: Other: Request for prohibited activity (billboard): construct new 75-foot billboard at 159.5 North Griswold Street
Municipality: City of Binghamton
Tax Map No: 144.52-1-22.11
BC Case: 239-2016-074

The Planning Department has reviewed the above-cited case. We recommend denial of the proposed billboards. We concur with the City Planning staff and emphasize these issues:

- The proposed sign would be 10 feet higher than the maximum allowable height for a structure in the zoning district and would be significantly larger than many off-premise signs located in the City of Binghamton.
- A new sign of this size would adversely affect the view of the City for visitors and travelers.

In addition, according to New York State Department of Transportation, both signs violate New York State spacing requirements for signs. Both billboard signs are located within 500 feet of an existing billboard. Per New York State's Codes, Rules, and Regulations, on interstate highways and controlled access highways and the primary highway system, no two sign structures shall be spaced less than 500 feet apart. Both signs as proposed do not meet this spacing requirement. See enclosed comments from New York State Department of Transportation.

The case file was routed to the following agencies for review:

- New York State Department of Transportation (NYSDOT)
- Broome County Health Department (BCHD)

Enclosed are comments from NYSDOT and BCHD that need to be addressed.

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Department of Planning, Housing, & Community Development

Mayor, Richard C. David

Memorandum

TO: City Council Members
FROM: Planning, Housing and Community Development
DATE: June 15, 2016
RE: 159.5 N. Griswold Street, Off-Premise Advertising Sign ("Billboard")

SUMMARY OF PROPOSAL

Park Outdoor Advertising (POA) has submitted a proposal to erect one off-premise advertising sign, commonly known as billboards, at the above referenced site. The 75-foot tall sign would contain two 14- by 48-foot (672 square foot) sign faces oriented toward, and primarily viewable from, Interstate 81 and the entry and exit ramps onto the Brandywine Highway. The proposed new sign totals 1,344 square feet. Off-premise advertising signs are prohibited in the City of Binghamton, except upon a permit issued by the City Council.

PLANNING COMMISSION'S RECOMMENDATION

Pursuant to the City of Binghamton Sign Regulations, the applicant was first required to submit the proposal to the Planning Commission for their review and recommendation to the City Council. On May 23, 2016, The Planning Commission reviewed POA's request and voted 6-1 to recommend that the City Council **APPROVE** the proposal subject to compliance with applicable NYS DOT regulations.

In recommending approval the Planning Commission considered the following criteria:

- (a) Whether the proposed sign will have a substantial or undue adverse effect upon adjacent properties, the character of the neighborhood, traffic safety, and other matters affecting the public health, safety and general welfare.
- (b) Whether the proposed sign will be constructed or arranged so as not to dominate the immediate vicinity or interfere with the development or use of neighboring property.
- (c) Whether the proposed design will result in the destruction, loss or damage of any natural, scenic or historic features of significant importance.

- (d) Whether the proposed design will be compatible with the physical environment and aesthetically harmonious with the surrounding area.
- (e) Whether the proposed location and placement of the sign will create any traffic or safety hazards.
- (f) Whether the placement of the sign is necessary or desirable to provide a service which is in the interest of public convenience or which contributes to the general welfare of the community.

Based upon the above criteria, the Commission found the following:

1. That the applicant's proposal would benefit Park Outdoor and the businesses advertised on the signs;
2. That the applicant's proposal would not positively contribute to the physical environment and aesthetic of the surrounding area, but that it was not out of character with its surroundings;

BROOME COUNTY'S RECOMMENDATION

Pursuant to Section 239 -l and -m of the General Municipal Law, the proposal was also reviewed by Broome County Department of Planning and Economic Development. The County found that the proposed sign would be significantly larger than many off-premise signs located in the City of Binghamton would adversely affect the view of the City for visitors and travelers. In addition, according to New York State Department of Transportation, both signs violate New York State spacing requirements for signs. Both billboard signs are located within 500 feet of an existing billboard.

Therefore, Broome County has recommended **DENIAL** of the proposal. Please see enclosed letter dated May 23, 2016.

Under Municipal Law 239, the County's denial of the project can only be overridden with a majority plus one vote of the full City Council. A simple majority vote by the Council would be required to deny the project.

CITY COUNCIL ACTION

Within 30 days, or such longer period as may be agreed upon by the applicant, of receipt and review of the written recommendation of the Planning Commission, the Common Council shall either deny the permit or, by duly adopted ordinance, approve the permit, with or without modifications to be accepted by the applicant as a condition of such approval. Per the Sign Regulations, **inaction by the City Council within the aforementioned time period shall be deemed a final denial of the permit.**



Department of Planning, Housing, & Community Development

Mayor, Richard C. David

Memorandum

TO: City Council Members
FROM: Planning, Housing and Community Development
DATE: June 15, 2016
RE: 50 Brandywine Street, Off-Premise Advertising Sign ("Billboard")

SUMMARY OF PROPOSAL

Park Outdoor Advertising (POA) has submitted a proposal to reconstruct one off-premise advertising sign at the above referenced site. The proposed sign would be 50 feet tall with two 12 x 50.5-foot faces (606 square feet per face), totaling 1,212 square feet. Off-premise advertising signs are prohibited in the City of Binghamton, except upon a permit issued by the City Council.

PLANNING COMMISSION'S RECOMMENDATION

Pursuant to the City of Binghamton Sign Regulations, the applicant was first required to submit the proposal to the Planning Commission for their review and recommendation to the City Council. On May 23, 2016, The Planning Commission reviewed POA's request and voted 7-0 to recommend that the City Council **APPROVE** the proposal subject to compliance with applicable NYSDOT regulations.

In recommending approval the Planning Commission considered the following criteria:

- (a) Whether the proposed sign will have a substantial or undue adverse effect upon adjacent properties, the character of the neighborhood, traffic safety, and other matters affecting the public health, safety and general welfare.
- (b) Whether the proposed sign will be constructed or arranged so as not to dominate the immediate vicinity or interfere with the development or use of neighboring property.
- (c) Whether the proposed design will result in the destruction, loss or damage of any natural, scenic or historic features of significant importance.
- (d) Whether the proposed design will be compatible with the physical environment and aesthetically harmonious with the surrounding area.

- (e) Whether the proposed location and placement of the sign will create any traffic or safety hazards.
- (f) Whether the placement of the sign is necessary or desirable to provide a service which is in the interest of public convenience or which contributes to the general welfare of the community.

Based upon the above criteria, the Commission found the following:

1. That the applicant's proposal would benefit Park Outdoor and the businesses advertised on the signs;
2. That the applicant's proposal would not constitute a change, as it would involve the reconstruction, in-kind, of an existing billboard;

BROOME COUNTY'S RECOMMENDATION

Pursuant to Section 239 -l and -m of the General Municipal Law, the proposal was also reviewed by Broome County Department of Planning and Economic Development. The County found that the proposed sign violates New York State spacing requirements for signs. It is located within 500 feet of an existing billboard.

Therefore, Broome County has recommended **DENIAL** of the proposal. Please see enclosed letter dated May 23, 2016.

Under Municipal Law 239, the County's denial of the project can only be overridden with a majority plus one vote of the full City Council. A simple majority vote by the Council would be required to deny the project.

CITY COUNCIL ACTION

Within 30 days, or such longer period as may be agreed upon by the applicant, of receipt and review of the written recommendation of the Planning Commission, the Common Council shall either deny the permit or, by duly adopted ordinance, approve the permit, with or without modifications to be accepted by the applicant as a condition of such approval. Per the Sign Regulations, **inaction by the City Council within the aforementioned time period shall be deemed a final denial of the permit.**



Legislative Branch

RL Number:
16-133
Date Submitted:
10/17/16

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for consideration at City Council Work Sessions. RLs generated from within City Hall departments must be submitted to the Mayor, Comptroller and Corporation Counsel for review before submission. RLs generated by citizens may be submitted directly to the City Clerk's Office.

Applicant Information

Request submitted by: Leighton Rogers

Title/Department: City Clerk

Contact Information: 772-7005

RL Information

Proposed Title: A Resolution accepting the donation of 42 Bevier Street.

Suggested Content: To be drafted by Corp. Council.

Additional Information

Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY

Mayor: _____

Comptroller: _____

Corporation Counsel: _____

Finance Planning MPA PW/Parks Employees Rules/Special Studies



Legislative Branch

RL Number:
16-134
Date Submitted:
6/17/16

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for consideration at City Council Work Sessions. RLs generated from within City Hall departments must be submitted to the Mayor, Comptroller and Corporation Counsel for review before submission. RLs generated by citizens may be submitted directly to the City Clerk's Office.

Applicant Information

Request submitted by: Jared M. Kraham

Title/Department: Office of the Mayor

Contact Information: x7001

RL Information

Proposed Title: An Ordinance authorizing the Mayor to submit the FY42 Annual Action Plan and accept any and all funds allocated by the U.S. Department of Housing and Urban Development from the CDBG, ESG and HOME entitlement programs.

Suggested Content: To be drafted by Corporation Counsel.

Additional Information

Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY					
Mayor:					
Comptroller:	_____				
Corporation Counsel:					
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>