



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 22, 2016

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. ACKNOWLEDGEMENTS AND RECOGNITIONS

1. Binghamton High School Seniors

V. REPORTS FROM COMMITTEES AND APPROVAL OF MINUTES

Approval of Minutes

Approve Minutes from June 8, 2016 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

VII. PUBLIC HEARING

VIII. SET PUBLIC HEARINGS

1. CDBG hearing for July 6, 2016

IX. PUBLIC COMMENT/COMMUNICATION

X. REVIEW OF MAYORAL VETO

XI. SECOND READING LEGISLATION



LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

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XII. FIRST READING LEGISLATION

Introductory Ordinance 16-49. Considered in Finance, Chair: Mihalko

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

Introductory Resolution 16-67. Considered in Finance, Chair: Mihalko

Application and acceptance of a 2016 Edward Byrne Memorial Justice Assistance Grant

Introductory Resolution 16-68. Considered in Finance, Chair: Mihalko

A No-cost Time Extension for the Chenango River Trail Connection (TEP) Project with Shumaker Consulting

Introductory Resolution 16-69. Considered in Finance, Chair: Mihalko

Supplemental Agreement No. 1 with McFarland Johnson on the E. Clinton St. Bridge Rehabilitation for additional design

Introductory Resolution 16-70. Considered in Finance, Chair: Mihalko

Renew the 2015 Term Agreement with McFarland Johnson for electrical and mechanical design services for various projects

Introductory Resolution 16-71. Considered in Finance, Chair: Mihalko

Acceptance of grant funds from the NYS Division of Criminal Justice Services GIVE Initiative

Introductory Resolution 16-72. Considered in Finance, Chair: Mihalko

Agreement with Access Technology Integration, Inc. for the purchase of 5 Parking Meter Kiosks

Introductory Resolution 16-73. Considered in MPA, Chair: Matzo

Free Parking for July Fest 2016

XIII. COMMUNICATIONS FROM COUNCIL MEMBERS

XIV. ADJOURNMENT



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

Date: June 22, 2016

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

Introduced by Committee: Finance

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 Facilities (the "BJCJSTF") with the Village of Johnson City (the "Village"); and

WHEREAS, the BJCJSTF is operated and maintained by the Binghamton-Johnson City Joint Sewage Board (the "JSB") 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 JSB has received reimbursements for 2011 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 2011 flood damage to the Terminal Pumping Station require that \$99,772.63 received by the JSB in 2015 and \$160,803.81 received by the JSB in 2016 be reimbursed to the City and the Village in their respective shares; and

WHEREAS, in consultation with the JSB's Fiscal Officer (City of Binghamton Comptroller), the JSB has proposed revenue neutral transfers and modifications to the 2015 and 2016 operating budgets to account for receipt and reimbursement of the above funds.

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

Section 1. That the Council approves the following modifications to the 2015 Joint Sewage Board budget:

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

Date: June 22, 2016

a. That 2015 ledger account J.8130.54899 (“Reimburse Owner Recovery Expense”) be increased by \$99,772.63 and increase J.44960 (Fed. Aid-Emer. Disaster Assist) \$74,829.47 and increase J.43960 (State Aid-Emer. Disaster Assist) \$24,943.16;

b. That appropriations in the 2015 Joint Sewage Board Appropriations budget be increased in the amount of \$99,772.63 on line J8130.54899 (Reimburse Owner Recovery Expenses) to fund payments to or on behalf of the BJCJSTF’s Owners (\$54,675.40 to the City and \$45,097.23 to the Village), and that upon approval of these budget modifications by a majority of the Council and a majority of the Board of Trustees of the Village, the JSB Fiscal Officer is authorized and directed to make and journal such budget modifications.

Section 2. That the Council approves the following modifications to the 2016 Joint Sewage Board budget:

a. That 2016 ledger account J.8130.54899 (“Reimburse Owner Recovery Expense) be increased by \$160,803.81 and increase J.44960 (Fed. Aid-Emer. Disaster Assist) \$120,602.86 and increase J.43960 (State Aid-Emer. Disaster Assist) \$40,200.95;

b. That appropriations in the 2016 Joint Sewage Board Appropriations budget be increased in the amount of \$160,803.81 on line J8130.54899 (Reimburse Owner Recovery Expenses) to fund payments to or on behalf of the BJCJSTF’s Owners (\$88,120.48 to the City and \$72,683.33 to the Village), and that upon approval of these budget modifications by a majority of the Council and a majority of the Board of Trustees of the Village, the JSB Fiscal Officer is authorized and directed to make and journal such budget modifications.

Section 3. That this ordinance shall take effect immediately, except as otherwise provided above.



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

Date: June 22, 2016

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

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE
APPLICATION FOR AND ACCEPTANCE OF A
2016 EDWARD BYRNE MEMORIAL JUSTICE
ASSISTANCE GRANT

WHEREAS, the City of Binghamton is eligible for a 2016 Edward Byrne Memorial Justice Assistance Grant Program Local Solicitation grant (“JAG Grant”) in the amount of \$24,972 to be used for the establishment of additional police officer patrols in City parks; and

WHEREAS, the JAG Grant will require an Inter-Local Agreement with Broome County whereby the City will agree to be responsible for administration of the grant funds; and

WHEREAS, the JAG Grant does not require a local match; the grant funds will be administered by the Chief of Police or his designee; and the estimated date of completion will be September 30, 2017.

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

RESOLVE that the Mayor, or his designee, is hereby authorized to execute any and all documents, approved as to form and content by the Office Corporation Counsel, as may be necessary to accept a 2016 Edward Byrne Memorial Justice Assistance Grant Program Local Solicitation grant in the amount of \$24,972 and to enter into an Inter-Local Agreement with Broome County establishing the City of Binghamton as the grant administering municipality; and be it further

RESOLVED that there is no City match for the acceptance of such funds; that the Chief of Police shall be the grant project administrator, and that the estimated date of completion will be September 30, 2017.



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

Date: June 22, 2016

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

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION AUTHORIZING A NO-COST
TIME EXTENSION FOR THE CHENANGO
RIVER TRAIL CONNECTION (TEP) PROJECT,
PIN 9009.24, WITH SHUMAKER CONSULTING

WHEREAS, the City of Binghamton wishes to approve a no cost time extension of the project completion date of the Chenango River Trail Connection (TEP) Project (PIN 9009.24), with Shumaker Consulting to June 30, 2017, due to delays in final design of right-of-way clearance and obtaining easements; and

WHEREAS, the extension will allow for the New York State Department of Transportation to build a sidewalk at the Cheri Lindsey Park entrance.

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

RESOLVE that the City Council of the City of Binghamton hereby approves a no cost time extension of the project completion date of the Chenango River Trail Connection (Tep) Project (PIN 9009.24), with Shumaker Consulting to June 30, 2017.



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

Date: June 22, 2016

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

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO SUPPLEMENTAL
AGREEMENT NO. 1 WITH MCFARLAND
JOHNSON ON THE E. CLINTON ST. BRIDGE
REHABILITATION, PIN 9753.85, FOR
ADDITIONAL DESIGN

WHEREAS, pursuant to Permanent Resolution 14-062, dated October 8, 2014, the City of Binghamton entered into an Agreement with McFarland Johnson for design services on the East Clinton Street bridge project (PIN 9753.85)[incorrectly stated in the 2014 Resolution as PIN 9753.65]; and

WHEREAS, the City Engineer has recommended Supplemental Agreement No. 1 with McFarland Johnson for additional design services due to unexpected deficiencies repairs at a cost not to exceed \$161,572; and

WHEREAS, the Project is eligible for funding under Title 23 U.S. Code, which calls for the apportionment of the costs of such program to be borne at the ration of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, funding for design services is available from budget line H5120.525025.40914 (East Clinton St. Bridge).

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

RESOLVE that the Mayor, or his designee, is hereby authorized to enter into Supplemental Agreement No. 1, approved as to form and content by the Office of Corporation Counsel, with McFarland Johnson for design services on the East Clinton Street bridge project (PIN 9753.85) and that funding shall be deducted from budget line H5120.525025.40914 (East Clinton St. Bridge).

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 22, 2016

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

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO RENEW THE 2015 TERM AGREEMENT
WITH MCFARLAND JOHNSON FOR
ELECTRICAL AND MECHANICAL DESIGN
SERVICES FOR VARIOUS PROJECTS

WHEREAS, the City of Binghamton wishes to renew the 2015 term agreement with McFarland Johnson for electrical and mechanical design services on an as-needed basis for various projects at a total cost not to exceed \$50,000; and

WHEREAS, the rate for each service to be provided is set forth in the attached fee schedule; and

WHEREAS, the services rendered will be funded with the associated budget line of the various projects.

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

RESOLVE that the Mayor, or his designee, is hereby authorized to enter into an agreement, approved as to form and content by the Office of Corporation Counsel, with McFarland Johnson for electrical and mechanical design services on an as-needed basis for various projects at a total cost not to exceed \$50,000; and be it further

RESOLVED that funds will be paid out with the associated budget line for the various projects.

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 22, 2016

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

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE ACCEPTANCE \$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 A 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, 2017; 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, 2017; and be it further

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

Date: June 22, 2016

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.



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

Date: June 22, 2016

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

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
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

WHEREAS, the 2016 Capital Improvement Plan provides for a conversion of standard parking meters to parking meter kiosks; and

WHEREAS, the City of Binghamton wishes 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.

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

RESOLVE that the Mayor, or his designee, is hereby authorized to enter into an agreement, approved as to form and content by the Office of Corporation Counsel, with Access Technology Integration, Inc., for the purchase of five (5) parking meter kiosks at a cost not to exceed \$44,650 and that funding for same be deducted from budget line H3120.525169.21716 (Parking Meter Kiosks).

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 22, 2016

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

Introduced by Committee: Municipal Public Affairs

RESOLUTION

entitled

**A RESOLUTION AUTHORIZING FREE
PARKING ON JULY 8-10 FOR JULY FEST 2016**

WHEREAS, the Downtown Binghamton Business Association (“DBBA”) will be sponsoring the 2016 July Fest to be held Friday July 8, 2016, through Sunday July 10, 2016; and

WHEREAS, the DBBA has requested free parking for all patrons attending the event from 6AM to 11PM during these dates.

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

RESOLVE that free parking in all municipal ramps shall be provided to all patrons attending the 2016 July Fest sponsored by the Downtown Binghamton Business Association from 6AM to 11PM Friday July 8, 2016, through Sunday July 10, 2016; and be it further

RESOLVED that a copy of this Resolution shall be forwarded to the Binghamton Police Department and to LAZ Parking.