



LEGISLATIVE BRANCH CITY OF BINGHAMTON

Teri Rennia, City Council President
Angela Holmes, City Clerk

MINUTES
City Council Business Meeting
Council Chambers, 38 Hawley Street, Binghamton, N.Y.
Wednesday February 19, 2014

CALL TO ORDER

Called to order by Council President Rennia at 6:32pm.

PLEDGE OF ALLEGIANCE

Council President Rennia led the Pledge of Allegiance.

ROLL CALL

Present: Jerry Motsavage, Joseph Mihalko, Teri Rennia, Lea Webb, Chris Papastrat, John Matzo, Bill Berg

Absent: None

Also in attendance: Angela Holmes, City Clerk; Jeremy Pelletier, Deputy City Clerk; Allison Sosa, 2nd Assistant Corporation Counsel

REPORTS FROM COMMITTEES AND APPROVAL OF MINUTES

Motion to approve the minutes from the Business Meeting held on Wednesday February 5, 2014 and from the Municipal and Public Affairs Committee meeting held on Tuesday February 18, 2014.

Moved by Motsavage, seconded by Webb.

Voice vote, none opposed.

Councilman Motsavage noted for the record that the Municipal and Public Affairs Committee will meet on Monday March 3, 2014 at 5:00pm to review proposed amendments to peddler, stationary pushcart vendor and food vendor regulations. This meeting will held immediately prior to the regularly scheduled Work Session, and will be held in the City Council Work Room, located through the City Clerk's Office on the first floor of City Hall.

Councilwoman Webb noted for the record that a public hearing regarding "An Ordinance amending Chapter 410, Article XI of the Code of the City of Binghamton, regarding sign regulations" will be held on Wednesday March 5, 2014 at 6:30pm, during the regularly scheduled City Council Business Meeting. This public hearing was set at the Business Meeting held on Wednesday January 22, 2014, and notice of this public hearing will be published in the Press & Sun Bulletin on Friday February 28, 2014.

Councilman Berg noted for the record that the Employees Committee will meet on Monday April 7, 2014 at 4:00pm to review RL 13-225, "A Resolution amending the PBA Agreement from 2012-2014 regarding the salary grid for police officers hired after January 1, 2013" and RL 14-24, "An Ordinance amending Section 124-17.B(1) of the Code of the City of Binghamton, regarding Annual Leave". This meeting will be held immediately prior to the regularly scheduled Work Session, and will be held in the City Council Work Room, located through the City Clerk's Office on the first floor of City Hall.



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PUBLIC HEARINGS

Introductory Local Law 14-1. Considered in Municipal and Public Affairs, Chair: Motsavage

A Local Law establishing a Public Art Advisory Board

Note: Notice of this public hearing was published in the Press & Sun Bulletin on Thursday February 13, 2014.

In Favor: Shawna Stevenson, James Brosius, Cory Ray

Opposed: None

APPROVAL OF MAYORAL APPOINTMENTS

Motion to approve the appointment of John R. Chanecka to the Planning Commission, to fulfill the remainder of former Planning Commission member John Stella's term, through December 31, 2014.

Moved by Papastrat, seconded by Motsavage.

Voice vote, none opposed.

Motion to approve the appointment of Carole E. Coppens and Joshua J. Moldt to the Binghamton Human Rights Commission for three-year terms, expiring upon December 31, 2016.

Moved by Webb, seconded by Motsavage.

Voice vote, none opposed.

PUBLIC COMMENT/COMMUNICATIONS

James Brosius, Debra Hogan

FIRST READING LEGISLATION

Introductory Ordinance 14-6. Considered in Finance, Chair: Berg

An Ordinance authorizing the purchase, closing cost, and demolition of flood-damaged homes, stating the estimated maximum cost of \$3,500,000, appropriating said amount for such purpose, and authorizing the issuance of \$3,500,000 bonds of said City to finance said appropriation

1. Motion to approve Introductory Ordinance 14-6, entitled "An Ordinance authorizing the purchase, closing cost, and demolition of flood-damaged homes, stating the estimated maximum cost of \$3,500,000, appropriating said amount for such purpose, and authorizing the issuance of \$3,500,000 bonds of said City to finance said appropriation".
Moved by Berg, seconded by Webb.
2. Motion to declare City Council as Lead Agency.
Moved by Webb, seconded by Motsavage.
Voice vote, none opposed.
3. Motion to declare Introductory Ordinance 14-6 as an Unlisted Action under the State Environmental Quality Review Act.
Moved by Webb, seconded by Motsavage.
Voice vote, none opposed.
4. Motion to approve a Negative Declaration, as this action will have no significant negative environmental impact, because these homes are not habitable and are in the natural watercourse during flood conditions, the demolition of these homes will remove blight and provide for natural disbursement of flood waters.



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Moved by Berg, seconded by Webb.

Voice vote, none opposed.

5. **Point of Order.** Council President Rennia stepped down in order to comment on the legislation. Council President Pro Team Webb assumed the President's chair. Council President Rennia questioned whether all property owners affected by this legislation had agreed to the sale of such properties, and requested that the legislation be held until such question is answered.
6. Motion to hold Introductory Ordinance 14-6.
Moved by Rennia, seconded by Motsavage.
Item held.

Point of Order. Council President Rennia resumed the President's chair.

Introductory Ordinance 14-7. Considered in Finance, Chair: Berg

An Ordinance authorizing various transfers in the Binghamton-Johnson City Joint Sewage Treatment Plant 2013 budget
Motion to approve legislation. Moved by Berg, seconded by Webb.

Motion carried. Legislation adopted as Permanent Ordinance 14-6. (Vote 7-0)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg

Nays: None

Introductory Ordinance 14-8. Considered in Municipal and Public Affairs, Chair: Motsavage

An Ordinance amending Section 400-24 of the Code of the City of Binghamton, regarding the maintenance of the Traffic Code

1. Motion to approve legislation.
Moved by Motsavage, seconded by Webb.
2. **Point of Order.** Council President Rennia questioned whether the language included in Introductory Ordinance 14-8 contradicted the language in the recently adopted Permanent Local Law 13-3, which provides City Council with thirty (30) days to review any Traffic Board decisions prior to implementation, and requested that the legislation be held until such question is answered.
3. Motion to hold Introductory Ordinance 14-8.
Moved by Berg, seconded by Matzo.
Item held.

Introductory Resolution 14-7. Considered in Finance, Chair: Berg

A Resolution authorizing various amendments to the 2014 tax roll, resulting from waived garbage violations
Motion to approve legislation. Moved by Berg, seconded by Webb.

Motion carried. Legislation adopted as Permanent Resolution 14-7. (Vote 7-0)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg

Nays: None



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Introductory Resolution 14-8. Considered in Finance, Chair: Berg

A Resolution authorizing various amendments to the 2014 tax roll, for properties purchased by New York State
Motion to approve legislation. Moved by Berg, seconded by Webb.

Motion carried. Legislation adopted as Permanent Resolution 14-8. (Vote 7-0)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg
Nays: None

Introductory Resolution 14-9. Considered in Municipal and Public Affairs, Chair: Motsavage

A Resolution authorizing free parking for the 2014 Greater Binghamton Bridge Run and Half-Marathon and 5K
Motion to approve legislation. Moved by Motsavage, seconded by Berg.

Motion carried. Legislation adopted as Permanent Resolution 14-9. (Vote 7-0)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg
Nays: None

Introductory Resolution 14-10. Considered in Public Works/Parks and Recreation, Chair: Motsavage

A Resolution authorizing the Mayor to enter into an agreement with the NYSDOT for design work for the East Clinton
Street Bridge Rehabilitation Project, PIN 975385, D034256
Motion to approve legislation. Moved by Motsavage, seconded by Webb.

Motion carried. Legislation adopted as Permanent Resolution 14-10. (Vote 7-0)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg
Nays: None

Introductory Resolution 14-11. Considered in Public Works/Parks and Recreation, Chair: Motsavage

A Resolution authorizing the Mayor to enter into an agreement with the NYSDOT for design work for the Front Street
Pavement Restoration Project, PIN 975386, D034257
Motion to approve legislation. Moved by Motsavage, seconded by Webb.

Motion carried. Legislation adopted as Permanent Resolution 14-11. (Vote 7-0)

Ayes: Motsavage, Mihalko, Rennia, Webb, Papastrat, Matzo, Berg
Nays: None

COMMUNICATIONS FROM COUNCIL

Papastrat, Matzo, Berg, Motsavage, Mihalko, Webb, Rennia

ADJOURNMENT

Motion to adjourn at 7:39pm.
Moved by Motsavage, seconded by Matzo.
Voice vote, none opposed.