



# LEGISLATIVE BRANCH      CITY OF BINGHAMTON

Teri Rennia, City Council President  
Jeremy Pelletier, City Clerk

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**COUNCIL OF THE CITY OF BINGHAMTON**  
**Business Meeting Minutes**  
**City Council Chambers, 38 Hawley Street, Binghamton, NY 13901**  
**Wednesday November 5, 2014**

## **CALL TO ORDER**

Called to order by City Council President Rennia at 6:30pm.

## **PLEDGE OF ALLEGIANCE**

City Council City Council President Rennia led the Pledge of Allegiance.

## **ROLL CALL**

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

**City Council Members Absent:** None

**Also Present:** Jeremy C. Pelletier, City Clerk; Tito Martinez, Deputy City Clerk; Allison Sosa, Assistant Corporation Counsel

## **REPORTS FROM COMMITTEES AND APPROVAL OF MINUTES**

Motion to approve the minutes from the Business Meeting held on Wednesday October 22, 2014 and from the Special Business Meeting held on Wednesday October 22, 2014.

Moved by Motsavage, seconded by Matzo.

**Voice vote, none opposed.**

## **PUBLIC HEARINGS**

### **Introductory Ordinance 14-61. Considered in Employees, Chair: Berg**

An Ordinance amending Section 26-12 of the Code of the City of Binghamton, regarding City Council's salary starting in 2016

*Note: Notice of his Public Hearing was published in the Press & Sun Bulletin on Friday October 31, 2014.*

In Favor: None

Against: None

## **PUBLIC COMMENT/COMMUNICATION**

Ruth Levy, Jim Dryden, David Hawley, Tarik Abdelazim, George Homsy, Richard Jallon, Joseph Sopata<sup>1</sup>, Linda Smith, Tom Ellis, Tom Dellapena<sup>2</sup>, Ron Sall, Cassandra Comand, Michael Haas, Sean Massey, Solvei Blue<sup>3</sup>, Ed Hickey, Mark Bowers, Robert Murphy<sup>4</sup>, Tammy Muller, Jared Kraham<sup>5</sup>, Cory Ray<sup>6</sup>

<sup>1</sup>Suspension of rules. Motion to suspend the rules to allow Joseph Sopata, not a resident of the City of Binghamton, to speak during public comment

Moved by Matzo, seconded by Papastrat.

**Voice vote, none opposed.**

<sup>2</sup>Suspension of rules. Motion to suspend the rules to allow Tom Dellapena, not a resident of the City of Binghamton, to speak during public comment



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Moved by Berg, seconded by Motsavage.

**Voice vote, none opposed.**

<sup>3</sup>Suspension of rules. Motion to suspend the rules to allow Solvei Blue, not a resident of the City of Binghamton, to speak during public comment

Moved by Berg, seconded by Motsavage.

**Voice vote, none opposed.**

<sup>4</sup> Suspension of rules. Motion to suspend the rules to allow Robert Murphy, a City resident but also the City of Binghamton Director of Economic Development, to speak during public comment

Moved by Berg, seconded by Motsavage.

**Voice vote, none opposed.**

**Point of order.** Aggressive panhandling law in the City

<sup>5</sup> Suspension of rules. Motion to suspend the rules to allow Jared Kraham, a City resident but also the City of Binghamton Executive Assistant to the Mayor, to speak during public comment

Moved by Berg, seconded by Motsavage.

**Voice vote, none opposed.**

<sup>6</sup> Submitted on November 5, 2014 - 5:22pm Details:

Your name Cory Ray

Your e-mail address [CoryRay.Endeavor@gmail.com](mailto:CoryRay.Endeavor@gmail.com)

To Jeremy Pelletier

Subject Unauthorized Development Project Hearing

Message

Please kindly read this letter into the record this evening! :)

Thank you!

Clerk, Council, and Citizens of the City of Binghamton,

My name is Cory Ray, I live in the First Ward on Clinton Street. Before Rich David was elected, I was worried things like this would start happening. With his suspicious appointment of a lawyer to an economic development position, an unrelenting expansion of police departments abilities, the disenfranchisement of the democratically built Blueprint Binghamton plans, the snowplow incident of last winter, it is painfully real to me, that this mayor is not interested in how his constituents and colleagues would like him to govern.

This recent debacle with the Metro Center plaza fits this bill perfectly, blatantly bypassing oversight committees, moving ahead with a project that seems to be in fact illegal, using money that is not earmarked for such purposes, and ignoring again the conventions of our civil institutions.

I would like to remind everyone in the chamber tonight that Mayor Rich David is a Public Servant, not a king, not a ruler, but an executive of the public will through the medium of government.

This project should be halted immediately and given its due process, and hopefully struck down by the city's development and traffic experts.



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This blatant disregard for our civil conventions and local law should not become a trend with this administration, and it would benefit us all if this was fully investigated and this behavior rectified.

As the people, we are the boss. Not the mayor.

Thank you all for coming and showing your support in a dark hour for our city.

May we carry the torch of truth, fairness and transparency another day forward.

## **SECOND READING LEGISLATION**

### **Introductory Resolution 14-72. Considered in Public Works/Parks and Recreation, Chair: Motsavage**

A Resolution authorizing the Mayor to enter into Supplemental Agreement No. 2 with Clark Patterson Lee for additional design services for the Susquehanna North Bank Trail Development Project (PIN 9009.22)

Motion to approve legislation. Moved by Motsavage, seconded by Matzo.

**Motion carried. Legislation defeated. (Vote 3-3-1)**

Ayes: Rennia, Papastrat, Matzo

Nays: Motsavage, Mihalko, Berg

Absent: Webb

## **FIRST READING LEGISLATION**

### **Introductory Ordinance 14-59. Considered in Finance, Chair: Berg**

An Ordinance authorizing the acceptance of a \$300.00 donation from NYSEG in appreciation for the assistance of the Binghamton Fire Bureau

Motion to approve legislation. Moved by Berg, seconded by Mihalko.

**Motion carried. Legislation adopted as Permanent Ordinance 14-58. (Vote 6-0-1)**

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

Nays: None

Absent: Webb

### **Introductory Ordinance 14-60. Considered in Finance, Chair: Berg**

An Ordinance authorizing a transfer in the 2014 Joint Sewage Treatment Plant budget for the Flow Management Plan

Motion to approve legislation. Moved by Berg, seconded by Motsavage.

**Motion carried. Legislation adopted as Permanent Ordinance 14-59. (Vote 5-1-1)**

Ayes: Motsavage, Mihalko, Papastrat, Matzo, Berg

Nays: Rennia

Absent: Webb

### **Introductory Ordinance 14-62. Considered in Municipal & Public Affairs, Chair: Motsavage**

An Ordinance authorizing the free disposal of one bulk item per household from November 17-21, 2014

Motion to approve legislation. Moved by Motsavage, seconded by Berg.

**Motion carried. Legislation adopted as Permanent Ordinance 14-60. (Vote 6-0-1)**

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

Nays: None

Absent: Webb

### **Introductory Resolution 14-74. Considered in Finance, Chair: Berg**

A Resolution authorizing the Mayor to enter into an agreement with Ciaschi, Dietershagen, Little and Mickelson Company LLC for auditing services



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Motion to approve legislation. Moved by Berg, seconded by Motsavage.

**Motion carried. Legislation adopted as Permanent Resolution 14-72. (Vote 6-0-1)**

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

Nays: None

Absent: Webb

**Introductory Resolution 14-75. Considered in Finance, Chair: Berg**

A Resolution authorizing the Mayor to enter into Supplemental Agreement No. 1 with NYSDOT to perform preliminary engineering, design and construction inspection on the Exchange Street Bridge Rehabilitation Project (PIN 9753.10)

Motion to approve legislation. Moved by Berg, seconded by Motsavage.

**Motion carried. Legislation adopted as Permanent Resolution 14-73. (Vote 6-0-1)**

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

Nays: None

Absent: Webb

## **COMMUNICATIONS FROM COUNCIL MEMBERS**

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

## **ADJOURNMENT**

Motion to adjourn at 8:33pm.

Moved by Berg, seconded by Motsavage.

**Voice vote, none opposed.**