



# LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

William Berg, City Council President  
Jeremy Pelletier, City Clerk

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**MINUTES**  
**City Council Business Meeting**  
**Council Chambers, 38 Hawley Street, Binghamton, N.Y.**  
**Wednesday April 8, 2015**

**CALL TO ORDER**

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

**PLEDGE OF ALLEGIANCE**

Council President Berg 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:** Jeremy 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 Wednesday March 18, 2015.

Moved by Rennia, seconded by Webb.

**Voice vote, none opposed.**

**RECOGNITIONS AND ACKNOWLEDGEMENTS**

City Clerk Pelletier read a Proclamation for Larry J. Elbrecht upon the occasion of his retirement.

City Clerk Pelletier read a Proclamation for Employees of the City of Binghamton Water Department.

**APPROVAL OF MAYORAL APPOINTMENTS**

Motion to approve the appointment of James McCoy to the Planning Commission.

Moved by Papastrat, seconded by Webb.

**Voice vote, none opposed.**

**PUBLIC COMMENT/COMMUNICATIONS**

Sharon Fischer, <sup>1</sup>Patricia Donohue, <sup>2</sup>Daniel Kicinski, <sup>3</sup>Kimberly Cuddy, <sup>4</sup>Tone Everlin, <sup>5</sup>Carol Grippen, <sup>6</sup>Michele Braco, <sup>7</sup>Eric Krohn, <sup>8</sup>Cece Lanzoni

<sup>1</sup>Email from Patricia Donohue dated March 30, 2015 opposing the Washington St. Parking Project. Ms. Donohue stated she would like this space to be used for music, art and celebration.

<sup>2</sup>Email from Daniel Kicinski dated March 29, 2015 opposing the Washington St. Parking Project. Mr. Kicinski stated the parking project will do little to improve the parking problem in Binghamton and he questions how snow will be removed from the parking lot.



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<sup>3</sup>Email from Kimberly Cuddy dated March 30, 2015 opposing the Washington St. Parking Project. Ms. Cuddy stated the plan looks wasteful and goes against promoting green initiatives. She also discussed the need to address other public parking lots and ramps first in downtown Binghamton.

<sup>4</sup>Email from Tone Everlin dated March 30, 2015 opposing the Washington St. Parking Project. Ms. Everlin stated it is a waste of money.

<sup>5</sup>Email from Carol Grippen dated March 30, 2015 opposing the Washington St. Parking Project. Ms. Grippen stated the City needs to do something to alleviate homelessness in our community, provide more police monitoring and provide public toilets.

<sup>6</sup>Email from Michele Braco dated March 30, 2015 opposing the Washington St. Parking Project. Ms. Braco stated it is a useless waste of taxpayer money and believes downtown should have more public spaces.

<sup>7</sup>Email from Eric Krohn dated March 30, 2015 opposing the Washington St. Parking Project. Mr. Krohn stated the parking lot offers no progression and no benefit to more than 10 people.

<sup>8</sup>Letter from CeCe Lanzoni dated April 7, 2015 regarding a proposal to develop apartments for low income individuals, those with disabilities and sex offenders.

### **RECONSIDERED LEGISLATION**

#### **Introductory Resolution 15-28. Considered in Finance, Chair: Motsavage**

A Resolution authorizing the Mayor to enter into an agreement with NYSDOT for the replacement of Traffic Signal No. 50 at the Intersection of North Shore Drive and NYS RT 363 at the Exchange St. Bridge

*Note: City Council adopted legislation on March 18<sup>th</sup>. The Mayor vetoed the legislation on March 23<sup>rd</sup>. City Clerk Jeremy Pelletier read the mayoral veto into the record.*

1. Motion to reconsider Introductory Resolution 15-28.

Moved by Papastrat, seconded by Mihalko.

**Voice vote, none opposed.**

2. Motion to eliminate the last "RESOLVED" in the legislation, which stipulated when NYSDOT could be the project to replace the traffic signal.

Moved by Mihalko, seconded by Motsavage.

**Voice vote, none opposed.**

3. Motion to approve legislation as amended.

Moved by Motsavage, seconded by Mihalko.

**Motion carried. Legislation adopted as Permanent Resolution 15-29. (Vote 7-0)**

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

Nays: None



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## **SECOND READING LEGISLATION**

### **Introductory Ordinance 15-16. Considered in Finance, Chair: Motsavage**

An Ordinance authorizing adjustments to water bills for property owners that lost water or were asked to run water  
Motion to approve legislation. Moved by Motsavage, seconded by Matzo.

### **Motion carried. Legislation adopted as Permanent Ordinance 15-17. (Vote 7-0)**

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

Nays: None

## **FIRST READING LEGISLATION**

### **Introductory Ordinance 15-18. Considered in Finance, Chair: Motsavage**

An Ordinance authorizing a budget amendment to pay for road salt  
Motion to approve legislation. Moved by Motsavage, seconded by Matzo.

### **Motion carried. Legislation adopted as Permanent Ordinance 15-18. (Vote 7-0)**

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

Nays: None

### **Introductory Resolution 15-31. Considered in Finance, Chair: Motsavage**

A Resolution authorizing Work Order 7 with GHD for BAF restoration and rehabilitation at the Binghamton-Johnson City  
Joint Sewage Treatment Plant (BJCJSTP)

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

### **Motion carried. Legislation adopted as Permanent Resolution 15-31. (Vote 5-2)**

Ayes: Motsavage, Mihalko, Papastrat, Matzo, Berg

Nays: Renna, Webb

### **Introductory Resolution 15-32. Considered in Finance, Chair: Motsavage**

A Resolution authorizing the Mayor to enter into an agreement with Jacobs Project Management Co. for BAF restoration  
and rehabilitation construction management services of the BJCJSTP

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

### **Motion carried. Legislation adopted as Permanent Resolution 15-32. (Vote 5-2)**

Ayes: Motsavage, Mihalko, Papastrat, Matzo, Berg

Nays: Renna, Webb

### **Introductory Resolution 15-33. Considered in Finance, Chair: Motsavage**

A Resolution authorizing the Mayor to enter into an agreement with Keystone Associates for architectural services  
Motion to approve legislation. Moved by Motsavage, seconded by Mihalko.

### **Motion carried. Legislation adopted as Permanent Resolution 15-33. (Vote 7-0)**

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

Nays: None

### **Introductory Resolution 15-34. Considered in Finance, Chair: Motsavage**

A Resolution authorizing the Mayor to enter into an agreement with Advance Testing for material testing services  
Motion to approve legislation. Moved by Motsavage, seconded by Webb.

### **Motion carried. Legislation adopted as Permanent Resolution 15-34. (Vote 7-0)**

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

Nays: None



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### **Introductory Resolution 15-35. Considered in Finance, Chair: Motsavage**

A Resolution authorizing the Mayor to enter into an agreement with Delta for structural design services

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

#### **Motion carried. Legislation adopted as Permanent Resolution 15-35. (Vote 5-2)**

Ayes: Motsavage, Mihalko, Papastrat, Matzo, Berg

Nays: Renna, Webb

### **Introductory Resolution 15-36. Considered in Finance, Chair: Motsavage**

A Resolution authorizing the Mayor to enter into an agreement with Griffiths Engineering, LLC for civil design services on an as-needed basis for various projects

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

#### **Motion carried. Legislation adopted as Permanent Resolution 15-36. (Vote 5-2)**

Ayes: Motsavage, Mihalko, Papastrat, Matzo, Berg

Nays: Renna, Webb

### **Introductory Resolution 15-37. Considered in Finance, Chair: Motsavage**

A Resolution authorizing the Mayor to enter into an agreement with Keystone Material Testing for various street reconstruction and other capital projects

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

#### **Motion carried. Legislation adopted as Permanent Resolution 15-37. (Vote 5-2)**

Ayes: Motsavage, Mihalko, Papastrat, Matzo, Berg

Nays: Renna, Webb

### **Introductory Resolution 15-38. Considered in Finance, Chair: Motsavage**

A Resolution authorizing the Mayor to enter into an agreement with McFarland Johnson for electrical design for various projects, not to exceed \$50,000

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

#### **Motion carried. Legislation adopted as Permanent Resolution 15-38. (Vote 5-2)**

Ayes: Motsavage, Mihalko, Papastrat, Matzo, Berg

Nays: Renna, Webb

### **Introductory Resolution 15-39. Considered in Finance, Chair: Motsavage**

A Resolution authorizing Supplemental Agreement No. 3 with NYSDOT for traffic signal upgrade at Riverside Drive and Beethoven Street

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

#### **Motion carried. Legislation adopted as Permanent Resolution 15-39. (Vote 7-0)**

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

Nays: None

### **Introductory Resolution 15-40. Considered in Finance, Chair: Motsavage**

A Resolution authorizing the mayor to enter into an agreement with CNY Fair Housing, Inc.

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

#### **Motion carried. Legislation adopted as Permanent Resolution 15-40. (Vote 7-0)**

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

Nays: None



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### **Introductory Resolution 15-41. Considered in Planning, Chair: Webb**

A Resolution authorizing the Mayor to enter into an agreement with Opportunities for Broome and to approve the use of \$89,591 in HOME-CHDO funds for the rehabilitation of 27 Pine Street

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

### **Motion carried. Legislation adopted as Permanent Resolution 15-41. (Vote 7-0)**

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

Nays: None

### **Introductory Resolution 15-42. Considered in Public Works/ Parks & Recreation, Chair: Motsavage**

A Resolution authorizing Agreement with Keystone Associates for Engineering Services for OurSpace at Recreation Park

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

### **Motion carried. Legislation adopted as Permanent Resolution 15-42. (Vote 7-0)**

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

Nays: None

### **Introductory Resolution 15-43. Considered in Employees, Chair: Webb**

A Resolution establishing a standard work day for elected and appointed officials and authorizing the City Clerk to file the standard work day and reporting resolution RS 2417-A with the Office of the NYS Comptroller

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

### **Motion carried. Legislation adopted as Permanent Resolution 15-43. (Vote 7-0)**

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

Nays: None

### **COMMUNICATIONS FROM COUNCIL**

Webb, Mihalko, Renna, Matzo, Papastrat, Motsavage, Berg

### **ADJOURNMENT**

Motion to adjourn at 8:14pm.

Moved by Motsavage, seconded by Matzo.

**Voice vote, none opposed.**