



LEGISLATIVE BRANCH CITY OF BINGHAMTON

William Berg, City Council President
Jeremy Pelletier, City Clerk

MINUTES

City Council Business Meeting Council Chambers, 38 Hawley Street, Binghamton, N.Y. Wednesday May 20, 2015

CALL TO ORDER

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

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; Allison Sosa, First Assistant Corporation Counsel

REPORTS FROM COMMITTEES AND APPROVAL OF MINUTES

Motion to approve the minutes from the Business Meeting held Wednesday May 6, 2015.

Moved by Motsavage, seconded by Webb.

Voice vote, none opposed.

Motion to approve the minutes from the Municipal and Public Affairs Committee meeting held on Monday May 18, 2015.

Moved by Rennia, seconded by Webb.

Voice vote, none opposed.

Councilwoman Rennia noted for the record that the Municipal and Public Affairs Committee will hold a meeting on **Wednesday June 17th at 5:45pm** to review the City's noise ordinance. The meeting will take place in the City Council Chambers, 38 Hawley Street, Binghamton, NY.

PUBLIC HEARING

Introductory Ordinance 15-27. Considered in Planning and Community Development, Chair: Webb

An Ordinance authorizing the abandonment of Water Street Public Right of Way as a public street

Note: Notice of this public hearing was published in the Press & Sun Bulletin on May 15, 2015.

In Favor: None

Opposed: John Solak

PUBLIC COMMENT/COMMUNICATIONS

Charles Westgate, Ellen Shaw, Paul Cirba¹, Sharon Nieminski, John Solak, Steve O'Neil

Motion to suspend the rules to allow Paul Cirba a resident of the Town of Fenton to speak during public comment.

Moved by Rennia, seconded by Webb

Voice vote, none opposed.



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Letter from Stephanie Beck on May 14, 2015 regarding the condition of the Collier Street Parking ramp.
Letter from Jane Sheeley on May 20, 2015 regarding the First Ward Senior Center Trip Committee.

FIRST READING LEGISLATION

Introductory Local Law 15-1. Considered in Municipal and Public Affairs, Chair: Rennia

A Local Law requesting home rule from New York State regarding the Homestead Tax Option as it relates to cooperative apartments at 5 Riverside Drive and 4 Oak Street

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

Motion to hold legislation.

Moved by Papastrat, seconded by Matzo.

Item held.

Introductory Ordinance 15-25. Considered in Planning & Community Development, Chair: Webb

An Ordinance authorizing the abandonment of Flynn Avenue as a public street

Note: A public hearing was held at the Business Meeting on May 6, 2015.

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

Motion carried. Legislation adopted as Permanent Ordinance 15-26. (Vote 7-0)

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

Nays: None

Introductory Ordinance 15-27. Considered in Planning and Community Development, Chair: Webb

An Ordinance authorizing the abandonment of Water Street Public Right of Way as a public street

Note: Notice of this public hearing was published in the Press & Sun Bulletin on May 15, 2015.

Motion to hold legislation to the end of the meeting.

Moved by Webb, seconded by Rennia.

Voice vote, none opposed.

Introductory Ordinance 15-28. Considered in Planning & Community Development, Chair: Webb

An Ordinance accepting the donation of 5 Williams Place

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

Motion carried. Legislation adopted as Permanent Ordinance 15-27. (Vote 7-0)

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

Nays: None

Introductory Ordinance 15-29. Considered in Planning & Community Development, Chair: Webb

An Ordinance authorizing the sale of Flynn Avenue, a paper street, to John W. Young for \$6,250

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

Motion carried. Legislation adopted as Permanent Ordinance 15-28. (Vote 7-0)

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

Nays: None

Introductory Ordinance 15-30. Considered in Planning & Community Development, Chair: Webb

An Ordinance authorizing the sale of Water Street Public Right of Way (L74 Pg. 356) to Ellis Brothers and Joseph Inc. for \$5,200

Motion to hold legislation to the end of the meeting.



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Moved by Rennia, seconded by Webb.

Voice vote, none opposed.

Introductory Ordinance 15-31. Considered in Public Works/Parks & Recreation, Chair: Motsavage

An Ordinance amending the Binghamton Johnson City Joint Sewage Treatment Plant Facilities Intermunicipal Agreement X (Master IMA)

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

Motion carried. Legislation failed because to amend the BJCJSTP IMA requires $\frac{3}{4}$ support from Council, or at least 6 ayes.

Ayes: Motsavage, Mihalko, Papastrat, Matzo, Berg

Nays: Rennia, Webb

Introductory Ordinance 15-32. Considered in Employees, Chair: Webb

An Ordinance authorizing the Mayor to enter into an agreement with the Binghamton Police Benevolent Association for the years 2015-2019

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

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

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

Nays: None

Introductory Resolution 15-51. Considered in Finance, Chair: Motsavage

A Resolution authorizing Supplemental Agreement No. 1 with Jacobs Project Management Company for testing of construction and materials for the BAF Restoration and Rehabilitation Project at the Binghamton-Johnson City Joint Sewage Treatment Plant

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

Motion carried. Legislation adopted as Permanent Resolution 15-51. (Vote 5-2)

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

Nays: None

Introductory Resolution 15-52. Considered in Finance, Chair: Motsavage

A Resolution authorizing the acceptance of \$292,671 from the U.S Department of Homeland Security 2014 Assistance to Firefighters Grant

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

Motion carried. Legislation adopted as Permanent Resolution 15-52. (Vote 7-0)

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

Nays: None

Introductory Resolution 15-53. Considered in Finance, Chair: Motsavage

A Resolution authorizing the application for and acceptance of a 2015 Edward Byrne Memorial Justice Assistance Grant

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

Motion carried. Legislation adopted as Permanent Resolution 15-53. (Vote 7-0)

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

Nays: None



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Introductory Resolution 15-54. Considered in Planning & Community Development, Chair: Webb

A Resolution authorizing the adoption of a citizen participation plan as required under the NYS Community Development Block Grant Disaster Recovery Program

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

Motion to hold the legislation.

Moved by Rennia, seconded by Webb.

Item held.

Introductory Resolution 15-55. Considered in Planning & Community Development, Chair: Webb

A Resolution authorizing the adoption of a procurement policy of goods as required under the NYS Community/Development Block Grant-Disaster Recovery Program

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

Motion to hold the legislation.

Moved by Rennia, seconded by Webb.

Item held.

Introductory Resolution 15-56. Considered in Public Works/Parks & Recreation, Chair: Motsavage

A Resolution approving amendments to the rules and regulations relating to use of the Binghamton-Johnson City Joint Sewage Treatment Plant (JSTP)

Motion to approve legislation. Moved by , seconded by.

Motion carried. Legislation adopted as Permanent Resolution 15-54. (Vote 6-0-1)

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

Nays: None

Absent: Papastrat

Introductory Ordinance 15-27. Considered in Planning and Community Development, Chair: Webb

An Ordinance authorizing the abandonment of Water Street Public Right of Way as a public street

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

Motion to hold legislation.

Moved by Rennia, seconded by Webb.

Item held.

Introductory Ordinance 15-30. Considered in Planning & Community Development, Chair: Webb

An Ordinance authorizing the sale of Water Street Public Right of Way (L74 Pg. 356) to Ellis Brothers and Joseph Inc. for \$5,200

No action was taken on this legislation as the sale of this property cannot occur until the property is abandoned as a public street.

COMMUNICATIONS FROM COUNCIL

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

ADJOURNMENT

Motion to adjourn at 8:12pm.



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Moved by Webb, seconded by Motsavage.

Voice vote, none opposed.

May 17, 2015

Mr. Jerry Motsavage
Councilman – 1st District
City Hall
Hawley Street
Binghamton< ny 13901

Dear Jerry,

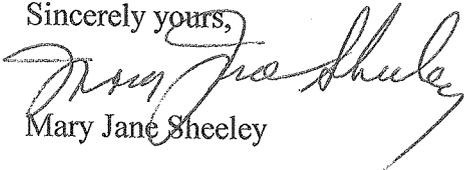
As a concerned member of the Trip Committee at the First Ward Senior Center I would like to convey my feelings on an issue we are having with City Hall.

The committee is made up of volunteers from the First Ward Senior Center who are organizing trips for members of the center. The issue is the fact that the city phone line which we had access to for the trips has now been taken out. A separate phone line with a new number has been installed at the expense of the trip account and a monthly bill will also be paid out of that account. Due to the fact that the travel program is for the benefit of the seniors this seems unfair. We were told by Bill Barber that this phone line would need to be installed. Several of us have tried to contact the Mayor's office but have never received a call back. I finally heard from Gerard Kraham last week and was told the phone had already been scheduled to be installed that day.

As a City resident, taxpayer and member of the First Ward Senior Center, I feel that having to put in a separate phone line in a City owned building is not right. After all the use of the phone is for an activity that benefits the seniors.

Please address this issue and get back to me with a reply. Thank you.

Sincerely yours,



Mary Jane Sheeley



Department of Parks & Recreation

Mayor, Richard C. David
Commissioner, William M. Barber
Assistant Director, Carol Quinlivan

Date: 2/20/15

Memo: Trip Committee Meeting

Per our recent meeting regarding the Trip Committee and the 1st Ward Senior Center, please note the following summarization of issues discussed:

- Present: Bill Barber, Terry Ryan, Patrick McGinnis, Joyce McCloe, Mary Jane Sheeley, Eva Wincek, Liz Whalen.
- There is need for better communication.
- A maximum of five handicap parking spaces (along fence closest to Jarvis St.) will be made available for all trips. These spaces must be requested prior to trip departure.
- We will open the Center by 7:30 a.m. during the week for use of bathroom facilities. Trips departing before 8:00 a.m. will not have access to the Center.
- The Center will not open on weekends.
- The Trip Committee may install their own separate Telephone Line. The City of Binghamton will not assist or facilitate this installation.
- The Senior Center staff will work with the Trip Committee over the next 90 days to transition all telephone calls to the new dedicated phone line to include the call phone used by the Trip Committee.
- When finalizing Trip dates, the Trip Committee will work with the Senior Center staff to minimize program conflicts.
- The key to the IDA parking lot will be stored in the Senior Center office for use by the Trip Committee.
- The parking lot will not be available during the winter months.

Thank You,

Bill Barber

William M. Barber
Commissioner of Parks & Recreation

Cc: Trip Committee
Senior Center
William Berg
Jared Kraham
Carol Quinlivan
File

Corrected copy 3/2/15

Stephanie G. Beck
320 Oak Street
Vestal, New York 13850
sbeck@courts.state.ny.us

RECEIVED

MAY 14 2015

OFFICE OF THE CITY CLERK
CITY OF BINGHAMTON

May 14, 2015

Richard C. David, Mayor
City of Binghamton
Binghamton City Hall
38 Hawley Street, 4th Floor
Binghamton, New York 13901
via fax only: dmferranti@cityofbinghamton.com

RE: Collier Street Parking Ramp Construction Project

Dear Mayor David:

I am hereby putting the City of Binghamton on notice of a dangerous condition within and around the Collier Street Parking Ramp in the City of Binghamton.

The dangerous conditions include, but are not limited to, falling concrete, which may cause injury to vehicles parked in the ramp and piles and pieces of concrete throughout the floors of the ramp, causing a hazardous condition for individuals walking to and from their parked vehicles.

I am personally aware of vehicles which have been damaged by the falling concrete while parked in the Collier Street ramp.

Thank you for your attention to this matter.

Respectfully,



Stephanie G. Beck

cc: City of Binghamton Corporation Counsel (via fax only: 1-607-723-6164)
Clerk of the City of Binghamton (via fax only: 1-607-772-7155)