



OFFICE OF THE CITY CLERK ▪ CITY OF BINGHAMTON

Teri Renna, City Council President

Angela Holmes, City Clerk

BOARD OF ESTIMATE AND APPORTIONMENT

MEETING MINUTES

DPW Conference Room, 3rd Floor City Hall

Wednesday December 18, 2013

Call to Order. Called to order at 11:14am by Mayor Matthew T. Ryan.

Present: Matthew T. Ryan, Mayor; Charles Pearsall, Comptroller; Kenneth J. Frank, Corporation Counsel; Philip T. Krey, City Engineer; Luke Day, Commissioner of Public Works

Absent: None

Also Present: Angela Holmes, City Clerk; Gerald Kennicutt, Deputy Comptroller

ITEMS CONSIDERED

72 Court Street. Offer to Purchase 72 Court Street for \$1, submitted by 33 State Street Associates on August 1, 2013. Sent to the Assessor's Office, the Office of Building Construction, Zoning & Code Enforcement and the Department of Planning, Housing & Community Development on August 2, 2013. Tom Costello responded on August 2, 2013, stating that he is not in favor of this offer, submitted without a plan for development that addresses the primary use for the proposed purchase and related impact on adjacent parcels. In addition, the proposed purchase price seems unrealistic. Scott Snyder responded on August 7, 2013 stating that he agreed with Tom Costello's recommendations. Tarik Abdelazim responded on August 21, 2013, stating that so long as Building and Engineering concerns are addressed (detailed plan with fire safety issues raised, investigation of right-of-way issues, higher sales price), PHCD has no objections to the sale, as the future use of the lot as a downtown park would still be feasible. Philip T. Krey met with Allan Pope, representing both owners of the two adjoining buildings, and discussed the installation of a fire escape. The Board discussed maintaining the parcel as a separate lot, in case the larger portion of 72 Court Street is developed at a future date, with the added condition that the parcel would be re-conveyed to the City for the same purchase price should development of the larger parcel take place. Kenneth J. Frank met with Scott Snyder, who is not in favor of the plan to sell a portion of the lot with the opportunity for the City to purchase it at a later date. Corporation Counsel contacted the applicant's attorney on September 27, 2013, stating that the City is interested in selling the stairwell to the alley, with the proviso that the City reserves an easement to construct over the area. Corporation Counsel instructed the attorney to ask his client to submit a revised offer if this plan is acceptable. No response received. Item held.

Offer to Purchase/Lease 17 Broad Street. Request to purchase or lease space at 17 Broad Street for a new Verizon Wireless communications facility. Luke Day was contacted by Tectonic Engineering, and requested additional time to review the proposal. Item held.

Approval of Minutes. Request to approve the minutes from the Board of Estimate and Apportionment meetings held on December 11, 2013.

Motion to approve minutes.

Moved by Frank, seconded by Krey.

Motion carried. (Vote 5-0)

Ayes: Ryan, Pearsall, Frank, Krey, Day

Nays: None



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Budget Transfer. Request to transfer \$5,000 from budget line G8120.54130 (Construction Materials) to budget line G8120.54112 (Gas/Diesel) to cover fuel line overrun. Submitted by Joseph Yannuzzi, Water/Sewer Superintendent.

Motion to approve budget transfer.

Moved by Pearsall, seconded by Day.

Motion carried. (Vote 5-0)

Ayes: Ryan, Pearsall, Frank, Krey, Day

Nays: None

Budget Transfer. Request to transfer \$2,000 from budget line A1490.51800 (Temporary Services) to budget line A1490.54610 (Building Repairs) to cover a shortage of funds for required building repairs. Submitted by Luke Day, Commissioner of Public Works.

Motion to approve budget transfer.

Moved by Krey, seconded by Pearsall.

Motion carried. (Vote 5-0)

Ayes: Ryan, Pearsall, Frank, Krey, Day

Nays: None

Budget Transfer. Request to transfer \$20,000 from budget line M1910.54900 (Provision for Incurred Loss) to budget line M1910.54430 (Legal Services). Submitted by Kenneth J. Frank, Corporation Counsel.

Motion to approve budget transfer.

Moved by Pearsall, seconded by Krey.

Motion carried. (Vote 5-0)

Ayes: Ryan, Pearsall, Frank, Krey, Day

Nays: None

Adjournment. Motion to adjourn at 11:22am.

Moved by Krey, seconded by Day.

Voice vote, none opposed.