



# OFFICE OF THE CITY CLERK    CITY OF BINGHAMTON

*Teri Renna, City Council President*

*Jeremy Pelletier, City Clerk*

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**BOARD OF ESTIMATE AND APPORTIONMENT  
MEETING MINUTES  
Engineering Conference Room, 3<sup>rd</sup> Floor City Hall  
Thursday December 11, 2014**

**Call to Order.** Called to order at 11:09am by Chuck Shager, Comptroller.

**Board Members Present:** Chuck Shager, Comptroller; Gary Holmes, Commissioner of Public Works; Kenneth J. Frank, Corporation Counsel

**Board Members Absent:** Richard C. David, Mayor

**Also Present:** Jeremy Pelletier, City Clerk

## ITEMS CONSIDERED

**Permanent Easement for Portion of 70-72 Court Street.** Request to enter into an agreement for a permanent easement for a portion of 72 Court Street, submitted by 33 State Street Associates. Alan Pope, Andrew Urso and Larry Pasquale attended the meeting held January 15, 2014 to discuss the proposal. The Board reviewed this matter, and concluded that any agreement should be limited to the space required for a stairway, but should not include space for a patio. The Board of Contract and Supply approved a Request for Sealed Bids for 70-72 Court Street at a meeting held on February 12, 2014. Such Request for Sealed Bids includes a restriction stating that the sale would be subject to a permanent easement for pedestrian ingress and egress from a basement stairwell at 92 State Street, but that construction above the stairwell would be permitted. Kenneth J. Frank to discuss the details of the permanent easement with Mr. Pope. Item held.

**Water Street – Public Right of Way.** Offer to purchase Water Street-Public Right of Way (L74 Pg. 356) for \$5,200, submitted by Ellis Brothers and Joseph Inc. on July 14, 2014. Sent to the Assessor's Office, the Office of Building Construction, Zoning & Code Enforcement, the Department of Planning, Housing & Community Development, and Economic Development on July 16, 2014. Scott Snyder responded on 7/16/2014 stating that he had no objection to the sale of the property. Bob Murphy responded on October 27, 2014 stating that assuming the OTP meets Scott Snyder's okay and last I heard the neighboring property owners were supportive – I have no objection. Tom Costello responded on 11/10/14 stating that he was in favor of the sale of the property but not the proposed use of the property. Jennie Skeadas-Sherry responded on 11/10/2014 stating that she does not have any problem with the purchase. Kenneth Frank will look into easements and rights of way for adjacent property owners. Kenneth J. Frank to meet with Gary Holmes, Robert Murphy and Jennie Skeadas-Sherry to review maps to ensure that of property owners has access to their buildings. Letter regarding easements and rights of way were drafted and will be sent to the attorney representing Ellis Brothers and Joseph Inc.

## NEW BUSINESS

**Approval of Minutes.** Request to approve the minutes from the Board of Estimate and Apportionment meeting held on December 3, 2014.

Motion to approve minutes from December 3, 2014.

Moved by Ken Frank, seconded by Chuck Shager.

**Motion carried. (Vote 3-0-1)**

Ayes: Holmes, Shager, Frank



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Nays: None

Absent: David

**Budget Transfer.** Request to transfer \$300 from budget line M1910.54102 (Office Supplies) to budget line M1910.51900 (Overtime) and \$4,500 from budget line M1910.54754 (Emergency Repair) to budget line M1910.54300 (Insurance).

Submitted by Chuck Shager, Comptroller.

Motion to approve budget transfers

Moved by Frank, seconded by Shager

**Motion carried. (Vote 3-0-1)**

Ayes: Holmes, Shager, Frank

Nays: None

Absent: David

**10 Alfred Street.** Donation of 10 Alfred Street. Presented by Jennie Skeadas-Sherry.

Motion to approve donation of 10 Alfred Street to the City of Binghamton and \$30,600 in lieu of property disposition with the conditions that all taxes and utilities are paid and up to date. Of the \$30,600 from Wells Fargo, \$29,100 will go to budget line A1364.54470 (Demolition) and \$1,500 will go to budget line A1364.54681 (Acquired property for taxes).

Moved by Holmes, seconded by Shager

**Motion carried. (Vote 3-0-1)**

Ayes: Holmes, Shager, Frank

Nays: None

Absent: David

**Executive Session.** Motion to enter into Executive Session at 11:20am to discuss litigation.

Moved by Frank, seconded by Shager.

**Voice vote, none opposed.**

**Reconvene.** Called to order at 11:51am by Chuck Shager, Comptroller.

**Board Members Present:** Chuck Shager, Comptroller; Gary Holmes, Commissioner of Public Works; Kenneth J. Frank, Corporation Counsel

**Board Members Absent:** Richard C. David, Mayor

**Also Present:** Jeremy Pelletier, City Clerk

Motion authorizing Corporation Counsel to settle litigation regarding the Metro Center as discussed in Executive Session

Moved by Holmes, seconded by Shager.

**Motion carried. (Vote 3-0-1)**

Ayes: Holmes, Shager, Frank

Nays: None

Absent: David

**Adjournment.** Motion to adjourn at 11:52.

Moved by Frank, seconded by Shager.



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**Voice vote, none opposed.**