



LEGISLATIVE BRANCH CITY OF BINGHAMTON

Teri Rennia, City Council President
 Jeremy Pelletier, City Clerk

CITY COUNCIL WORK SESSION AGENDA City Council Work Room, 38 Hawley Street, Binghamton Monday December 15, 2014

The Work Session begins at 6:00pm. Times for RL(s)/Topics are approximate only and items may be considered earlier or later.

Time	Committee	Chair	RL(s)/Topic	Pages	Presenter
6:00pm	Finance	Berg	RL 14-175. Transfer in 2014 JSTP budget for legal services	2-5	Charlie Pearsall
6:15pm	Finance	Berg	RL 14-178. Agreement with MEGA Electric	8	Mike Dervay, Gary Holmes
6:30pm	Finance	Berg	RL 14-179. Agreement with Broome County for security services	9-10	Lori Clift
	Finance	Berg	RL 14-180. Extension of GIS Services agreement with Broome County	11-14	
	Finance	Berg	RL 14-181. Agreement with Broome County for Information Technology Shared Services	15-18	
6:45pm	Finance	Berg	RL 14-182. Agreement with CMA, Inc. for least of City-owned property for wireless communication infrastructure	19-24	Jared Kraham
7:00pm	Planning	Webb	RL 14-183. Donation of 10 Alfred Street to City of Binghamton	25	Jennie Skeadas-Sherry
	-----	-----	Discussion: Regulation of internally illuminated signs;	-----	
	-----	-----	Discussion. Update on implementation of Comprehensive Plan	-----	
7:15pm	Finance	Berg	RL 14-174. Amending 2014 City Council budget to donate funds to Brotherz Group at Binghamton High School	1	Jeremy Pelletier
	MPA	Motsavage	RL 14-177. Free parking for Mirabito STOP-DWI Holiday Classic	7	
	Employees	Berg	RL 14-176. Amending Chapter 124, Article VIII regarding officers and employees not covered by collective bargaining agreements	6	
7:30pm	-----	-----	Discussion: Review of Committee Reports & Pending Legislation	-----	Council President Rennia
	-----	-----	Discussion. Review of Mayoral appointments to Planning Commission	-----	

COMMITTEE REPORTS

Employees Committee: Berg (Chair), Webb, Papastrat

Potential amendments to residency requirements for City of Binghamton employees.

Municipal & Public Affairs Committee: Motsavage (Chair), Webb, Matzo

Potential amendments to the City of Binghamton's noise ordinance regulations.



LEGISLATIVE BRANCH CITY OF BINGHAMTON

Teri Renna, City Council President

Jeremy Pelletier, City Clerk

Public Works/Parks & Recreation Committee: Motsavage (Chair), Berg, Mihalko

Review the Traffic Signal Removal Study.



Legislative Branch

RL Number:
14-174
Date Submitted:
12/8/2014

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for consideration at City Council Work Sessions. RLs generated from within City Hall departments must be submitted to the Mayor, Comptroller and Corporation Counsel for review before submission. RLs generated by citizens may be submitted directly to the City Clerk's Office.

Applicant Information

Request submitted by: Jeremy Pelletier

Title/Department: City Clerk

Contact Information: jcpelletier@cityofbinghamton.com

RL Information

Proposed Title: Ordinance for the donation of \$500 to the Brotherz group of BHS for the construction of a decorated bench

Suggested Content: Transfer of \$500 from A1010.54701 (Travel & Training) to A1210.54734 (Youth Programs)

Additional Information

Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY

Mayor: _____

Comptroller: _____

Corporation Counsel: _____

Finance **Planning** **MPA** **PW/Parks** **Employees** **Rules/Special Studies**



Legislative Branch

RL Number:
14-175

Date Submitted:
6/11/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Binghamton-Johnson City Joint Sewage Treatment Board

Title/Department: Business Manager

Contact Information: Charlie Pearsall / cpearsall@stny.rr.com / 607-765-6780 (cell)

RL Information

Proposed Title: Authorize Transfers to increase Legal-BAF budget line for the Binghamton-Johnson City Joint Sewage Board 2014 Budget

Suggested Content: The Comptroller is authorized and requested to make the budget changes of reducing line J8130.54150 Chemicals by \$195,000 and increasing line J8130.54430.JOBFAF Legal Services - BAF by \$195,000

Additional Information

Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY					
Mayor:	_____				
Comptroller:	_____				
Corporation Counsel:	_____				
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>



CITY OF BINGHAMTON

City Hall, 38 Hawley Street, Binghamton, NY 13901 607-772-7005

REQUEST FOR TRANSFER OF FUNDS

Transfer requests of \$2500 or less must be approved by the Comptroller.
Transfer requests over \$2500 and not in excess of \$10,000 must be approved by Board of E&A and Chair of Finance Committee.
Transfer requests in excess of \$10,000 must be approved by City Council.

City Comptroller
c/o Board of Estimate and Apportionment
38 Hawley Street
Binghamton, NY 13901

Date: 11/13/2014

I respectfully request the below described transfer of funds due to the following reasons:

Shortfalls on Legal Services - BAF of the 2014 Binghamton-Johnson City Joint Sewage Board's
annual budget .

From Budget Line (No. and Title)	To Budget Line (No. and Title)	Total Transfer Amount
J8130.54150 Chemicals	J8130.54430.J0BAF Legal Services	\$195,000

I do hereby certify that the funds will not be needed in the budget line from which I am requesting this transfer to be made.

Signature: 

Date: 11/17/2014

OFFICE USE ONLY

I hereby certify that the above funds are unencumbered and available for Transfer. Certified by the Comptroller.

Signature: _____

Date: _____

I hereby certify that the above described funds have been transferred, in accordance with the Code of the City of Binghamton Chapter 9, *Appropriations*. Certified by the Treasurer.

Signature: _____

Date: _____

Transfer of funds APPROVED / DENIED on _____ . Certified by the Secretary of the Board of Estimate and Apportionment.

Signature: _____

Date: _____

Transfer of funds reviewed by the Binghamton City Council Finance Chair. Recommendations to be attached.

Signature: _____

Date: _____

PROPOSED LEGISLATION WORDING

RESOLUTION

entitled

AN ORDINANCE AUTHORIZING THE BINGHAMTON-
JOHNSON CITY JOINT SEWAGE BOARD FISCAL
OFFICER TO MODIFY THE JOINT SEWAGE BOARD
BUDGET FOR UNANTICIPATED LEGAL EXPENSES
RELATED TO THE BAF LITIGATION

WHEREAS, the Board of Trustees of the Village of Johnson City and the Council of the City of Binghamton jointly approve the annual budget of the Binghamton-Johnson City Joint Sewage Board (“JSB”); and

WHEREAS, Inter-Municipal Agreement No. X sets forth the procedure for the JSB to request approval of budget transfers and modifications during the year or within 30 days thereafter so long as any transfers do not increase the JSB’s budgeted expenses for the year; and

WHEREAS, the JSB requests a transfer of funds ^{to cover legal fees;} ~~to facilitate leak repairs in a Digester;~~ and

WHEREAS, the JSB has complied with the IMA-X procedure, and it is appropriate to modify the JSB’s 2014 budgets by making the budget transfers authorized herein, which transfers do not change the total amount of the JSB’s 2014 Capital budget,

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby resolve as follows:

Section 1. The Joint Sewage Board Fiscal Officer is directed and authorized to transfer \$195,000 from the budget for Chemicals (expense code J8130.54150) into the Legal Services – BAF (expense code J8130.54430.J0BAF)

Section 2. That this resolution shall take effect immediately upon approval by a majority of the Board of Trustees of the Village and a majority of the Council of the City of Binghamton.



Charles Pearsall
Business Manager
Binghamton-Johnson City Joint Sewage Board
11/17/2014



Binghamton-Johnson City
JOINT SEWAGE BOARD



Eugene Hulbert, Sr.
Gary Holmes
Edward Crumb

Stephen Andrew
George Kolba, Jr.
Ron C. Davis

**CERTIFICATE OF RESOLUTION OF THE
BINGHAMTON-JOHNSON CITY JOINT SEWAGE BOARD REGARDING:
BUDGET TRANSFER BAF ("LEGAL SERVICES")**

I, Michele Cuevas, Confidential Secretary of the Binghamton-Johnson City Joint Sewage Board, DO HEREBY CERTIFY that, at the regular meeting of the Binghamton-Johnson City Joint Sewage Board held on November 13, 2014, duly convened and a quorum being present and participating throughout the subject action set forth below, the following RESOLUTION was duly adopted on motion duly made, seconded, and carried, which RESOLUTION remain in full force and effect:

Board Members present:

Eugene Hulbert, Sr., (Chairman), George Kolba, Jr., Edward Crumb, Stephen Andrew, Gary Holmes and Ronald Davis

Motion made by Edward Crumb to approve and direct that the Board's Fiscal Officer transfer \$195,000 from Operating budget line J8130.54150 ("Chemicals") to Operating budget line J8130.54430.JOBAF ("Legal Services") seconded by Ronald Davis.

Motion carried: 6 ayes, 0 nays, 0 absent

I HEREBY CERTIFY that the foregoing is a true and complete copy of the resolution duly adopted at the aforesaid meeting of the Joint Sewage Board in accordance with the provisions of said Board's By-Laws, that the resolution has not in any way been rescinded or annulled, and that the resolution is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand as Confidential Secretary of the Joint Sewage Board, this 25th day of November, 2014.

Michele Cuevas

Michele Cuevas

Confidential Secretary, Joint Sewage Board

ATTEST:

Charles Pearsall

Charles Pearsall

Business Manager, Joint Sewage Board

Catherine P. Young, Superintendent
Binghamton-Johnson City Joint Sewage Treatment Facilities
4480 Vestal Road, Vestal, New York 13850
Phone: 607-729-2975 Fax: 607-729-0110
Email: bjo@tp@25ny.rr.com



Legislative Branch

RL Number:

14-176

Date Submitted:

12/9/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Jeremy Pelletier, City Clerk

Title/Department: City Clerk's Office

Contact Information: (607)-772-7005

RL Information

Proposed Title: An Ordinance amending Chapter 124, Article VIII of the Code of the City of Binghamton, regarding officers and employees not covered by collective bargaining agreements

Suggested Content: _____

Additional Information

Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY

Mayor: _____

Comptroller: _____

Corporation Counsel: _____

Finance Planning MPA PW/Parks Employees Rules/Special Studies



Legislative Branch

RL Number:
14-177
Date Submitted:
12/9/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Jeremy Pelletier

Title/Department: City Clerk

Contact Information: clerk@cityofbinghamton.com

RL Information

Proposed Title: A Resolution authorizing free parking for the Mirabito Stop DWI Holiday Classic
from December 27-30, 2014

Suggested Content: _____

Additional Information

Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY

Mayor: _____

Comptroller: _____

Corporation Counsel: _____

Finance Planning MPA PW/Parks Employees Rules/Special Studies



Legislative Branch

RL Number:
14-178
Date Submitted:
12/10/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: MICHAEL DERVAY AND GARY HOLMES

Title/Department: PURCHASING

Contact Information: _____

RL Information

Proposed Title: ENERGY CONTRACT

A Resolution Authorize the Mayor to enter into a contract with Interqys Energy

Suggested Content: ENTER INTO A NEW ENERGY CONTRACT WITH MEGA ELECTRIC

SUPPLIER INTERGYS ENERGY TO REDUCE ENERGY COSTS FOR THE CITY

Additional Information

Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY	
Mayor:	<u>[Signature]</u>
Comptroller:	<u>[Signature]</u>
Corporation Counsel:	<u>[Signature]</u>
Finance <input type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>



Legislative Branch

RL Number: M-179
Date Submitted: 12/10/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for consideration at City Council Work Sessions. RLs generated from within City Hall departments must be submitted to the Mayor, Comptroller and Corporation Counsel for review before submission. RLs generated by citizens may be submitted directly to the City Clerk's Office.

Applicant Information

Request submitted by: Lori Clift

Title/Department: Finance Data Processing Operations Coordinator

Contact Information: lclift@cityofbinghamton.com

RL Information

Proposed Title: A resolution authorizing an agreement with Broome County for security services for 2015.

Suggested Content: Hourly rate of \$36.80, not to exceed \$15,000

Additional Information

- Does this RL concern grant funding? Yes No
- If 'Yes', is the required RL Grant Worksheet attached? Yes No
- Is additional information related to the RL attached? Yes No
- Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY	
Mayor:	<u>Michael J. Dowd</u>
Comptroller:	<u>[Signature]</u>
Corporation Counsel:	<u>[Signature]</u>
Finance <input type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>

The City of Binghamton is interested in entering into an agreement with Broome Security to staff the Security Station at City Hall for non-court related after hours events / meetings for 2015.

Responsibilities of Broome Security personnel:

1. Processing all people entering City Hall, through the Security Station entering City Hall
2. Shutting down and securing the Security Station at end of their shift
3. Making sure appropriate areas are secure at end of their shift

Request for coverage by City of Binghamton:

1. The City will give Broome Security a minimum of 48 hours notice when requesting coverage
2. There will be a minimum of 2 hours for each coverage instance.
3. When the City requests security coverage a form will be faxed (or e-mailed) to Broome Security showing:
 - a. date of request
 - b. date of security coverage required
 - c. location of event and brief description
 - d. hours of coverage needed
 - e. # of Broome Security staff needed (when only one Broome Security officer is requested, Binghamton Police Department officers will act as backup)
 - f. title & signature of person making request
4. The only persons authorized to make a request for security coverage are:
 - a. Executive Assistant to the Mayor – Jared Kraham
 - b. Data Processing Operations Coordinator – Lori Clift
 - c. Police Chief – Joseph Zikuski
 - d. City Clerk – Jeremy Pelletier

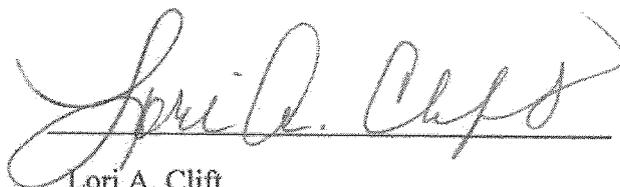
Payment for Services:

1. Broome County will bill the City of Binghamton on a monthly basis for security coverage.
2. The hourly rate for security coverage in 2015 is \$36.80 per hour per person.
3. Total amount of payments under this agreement are not to exceed \$15,000.00

Length of Agreement:

January 1, 2015 to December 31, 2015

November 5, 2014



Lori A. Clift
Finance Data Processing Operations Coordinator
City of Binghamton



Legislative Branch

RL Number:

17-180

Date Submitted:

12/10/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Lori Clift

Title/Department: Finance Data Processing Operations Coordinator

Contact Information: lclift@cityofbinghamton.com

RL Information

Proposed Title: A resolution authorizing the Mayor to extend the GIS Shared Services

Agreement with Broome County through December 2019.

Suggested Content: See attached.

Additional Information

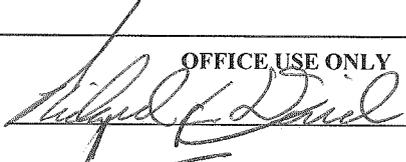
Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY	
Mayor:	<u></u>
Comptroller:	<u></u>
Corporation Counsel:	<u></u>
Finance <input type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>

Office of the Broome County Executive

"The People's Office"

Debra A. Preston, County Executive

November 25, 2014

City of Binghamton
Office of Corporation Counsel
38 Hawley St.
Binghamton, NY 13901

Re: Contract Renewal – Dept. of Planning
GIS Services – CA 9-234

Dear Contractor:

By Permanent Resolution No. 14-449, duly adopted on 11/20/14, the Broome County Legislature has authorized the undersigned to forward to you this letter agreement for the purpose of renewing the previous agreement between the parties dated 12/1/08, previously renewed and/or amended by agreement(s) dated 3/3/11 and 7/27/11, for an additional five year term from the date upon which the previous agreement would have terminated. All terms and conditions of the above agreement shall remain in full force and effect, with the following exceptions:

A. Paragraph #3 of the above agreement shall be modified to provide for a substitution of the following sums for the previous sum:

Year 2015 - \$28,000.00
Year 2016 - \$28,500.00
Year 2017 - \$29,000.00
Year 2018 - \$29,500.00
Year 2019 - \$30,000.00

B. Paragraph #1 shall be modified to provide for a substitution of the term 1/1/15-12/31/19, for the previous term.

If you are in agreement with the terms of this letter, please execute where indicated, in the lower left-hand corner of the letter, and return the original to the **BROOME COUNTY ATTORNEY'S OFFICE**, Edwin L. Crawford County Office Building, Government Plaza, Binghamton, New York, 13901. An extra copy is enclosed herewith for your records.

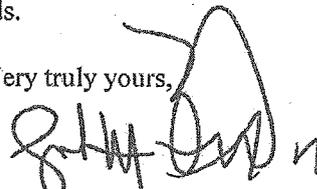
Enc.
ACCEPTED:

By _____

Title _____

Date _____

Very truly yours,



JOHN M. BERNARDO
Deputy County Executive

Intro No. 47
Date 11/20/14
Reviewed by
Co. Attorney _____
Date _____

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Permanent No. 2014-449
Date Adopted 11/20/14
Effective Date 11/24/14

Sponsored by: Economic Development, Education & Culture, Personnel and Finance Committees

Seconded by: Greg W. Baldwin

RESOLUTION AUTHORIZING RENEWAL OF GIS SERVICE PROGRAM GRANT FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE CITY OF BINGHAMTON FOR 2015-2019

WHEREAS, this County Legislature, by Resolution 253 of 2011, authorized and approved renewal of the GIS Service Program Grant for the Department of Planning and Economic Development, adopted a program budget in the amount of \$450,000 and authorized an agreement with the City of Binghamton for the period January 1, 2012 through December 31, 2014, and

WHEREAS, said program grant provides GIS 911 addressing, tax mapping, crime mapping and tax parcel information and maintenance for parcels in the City of Binghamton by the Broome County Department of Planning and Economic Development, and

WHEREAS, it is desired to renew said grant program in the amount of \$720,935, adopt a program budget and renew the agreement with the City of Binghamton for the period January 1, 2015 through December 31, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$28,000 in 2015, \$28,500 in 2016, \$29,000 in 2017, \$29,500 in 2018 and \$30,000 in 2019 from the City of Binghamton, 38 Hawley Street, Binghamton, New York 13901, for the Department of Planning and Economic Development's GIS Service Program Grant for the period January 1, 2015 through December 31, 2019, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$720,935, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the City of Binghamton, 38 Hawley Street, Binghamton, New York 13901 for the Broome County Department of Planning and Economic Development to provide GIS 911 services to the City of Binghamton, for the period January 1, 2015 through December 31, 2019, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 37000007.5000189.3710077 (Other Local Government) and 37000007.5000562.3710077 (Transfer from Gen Fund), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

Intro No. 47
Date 11/20/14
Reviewed by CDS
Co. Attorney
Date 10/30/14

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Permanent No. 2014-449
Date Adopted 11/20/14
Effective Date 11/24/14

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

COUNTY OF BROOME) ss.
STATE OF NEW YORK)

I, the undersigned, Clerk of the Legislature of the County of Broome, DO HEREBY CERTIFY that the above is an original resolution of such Legislature duly adopted on the 20th day of November, 2014, by a majority of the members elected to the Legislature of said County at a regular meeting of said Legislature.

I FURTHER CERTIFY that at the time said resolution was adopted said Legislature was comprised of fifteen members.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Legislature this 21st day of November, 2014.

Date sent to County Executive November 21, 2014

Approved *Dalrust Rust*
County Executive

[Signature]
Clerk, County Legislature
County of Broome

Date 11/24, 2014



Legislative Branch

RL Number:

14-181

Date Submitted:

12/10/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Lori Clift

Title/Department: Finance Data Processing Operations Coordinator

Contact Information: lclift@cityofbinghamton.com

RL Information

Proposed Title: A resolution authorizing the Mayor to enter into an Information Technology

Shared Services Agreement with Broome County through December 31,2015.

Suggested Content: See attached.

Additional Information

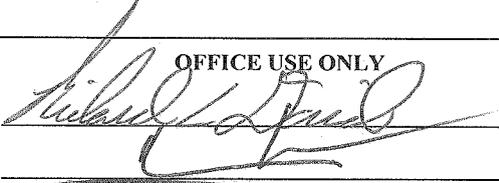
Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

	OFFICE USE ONLY					
Mayor:						
Comptroller:						
Corporation Counsel:						
Finance <input type="checkbox"/>	Planning <input type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>	

This agreement is between Broome County Division of Information Technology and the City of Binghamton for the year 2014-2015

Introduction:

The purpose of this service agreement is to define the service expectations for maintenance and support for the *City of Binghamton*. This service agreement is intended to document the understanding between the *City of Binghamton* and Broome County regarding the type and level of services that the Broome County Division of Information Technology will provide.

Summary of Services:

Broome County will provide maintenance and support for *City of Binghamton* for the services offered in the County IT Services Catalog according to the responsibilities, performance measurements agreed to by the *City of Binghamton* IT and Broome County IT for each of the available services.

Terms of Agreement:

This service agreement is for one (1) year, starting January 1, 2015 (or upon this agreement being signed by both parties) and ending December 31, 2015. This agreement may be renewed at the end of this term by agreement of both the *City of Binghamton* and Broome County.

All changes to this agreement must be authorized in writing by both the *City of Binghamton* and Broome County.

If Broome County finds it necessary to alter this agreement due to a change in network and/or Internet connectivity, it will notify *City of Binghamton* ninety (90) days in advance.

Responsibilities:

Broome County:

1. Will maintain and support all hardware and software needed in providing shared services to the *City of Binghamton* as outlined by the County IT Services Catalog

City of Binghamton:

1. Provide Broome County telephone and e-mail contact information for a representative of the *City of Binghamton* or agent. This person must be available to work with Broome County IT when necessary to help resolve any issues.
2. Any Legal Hold or FOIL requests of *City of Binghamton* email will be the sole responsibility of the *City of Binghamton* IT Staff.
3. Maintenance of users in Active Directory will be the responsibility of the *City of Binghamton*.

Performance Measurements:

Support and Maintenance:

Broome County will respond within one (1) business day to all problems associated with the services

Broome County Division of Information Technology Service Agreement

Authorizations:

By signing below, the parties enter into full agreement with this SLA (Service Level Agreement). The signing Parties affirm that they are authorized agents for their respective agencies and are entitled to enter into such an agreement.

Broome County:	<i>City of Binghamton</i>
Signature:	Signature:
Print Name:	Print Name:
Date:	Date:

2014 Catalog of County IT Services

Description	Cost per User	Per Instance	Cost per GB	Minimum Requirements
RPS (Real Property System)	\$0.00			High speed Internet connection recommended
eMail	\$20.00		\$1.53	
Web Hosting		\$250.00		
OnBase (Electronic Document Management)	\$1,200.00		\$1.53	concurrant user license
OnBase (Electronic Document Management)	\$2,000.00		\$1.53	scanning station license
Virtual Server		\$461.08		Private to Private VPN - bandwidth requirements depend on the applications and number of users. (Server config: 2GB RAM; 2 vCPUs; 58GB storage) *does not include server OS, which varies
Virtual Desktop	\$192.20			Thin Client or citrix receiver and a highspeed connection



Legislative Branch

RL Number:

14-182

Date Submitted:

12/10/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for consideration at City Council Work Sessions. RLs generated from within City Hall departments must be submitted to the Mayor, Comptroller and Corporation Counsel for review before submission. RLs generated by citizens may be submitted directly to the City Clerk's Office.

Applicant Information

Request submitted by: Jared M. Kraham

Title/Department: Office of the Mayor

Contact Information: 607-772-7001

RL Information

Proposed Title: A resolution authorizing the Mayor to enter into a professional service agreement with CMA, Inc. to promote the lease of City-owned property for wireless communication infrastructure.

Suggested Content: _____

Additional Information

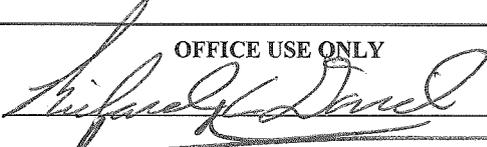
Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY					
Mayor:					
Comptroller:	_____				
Corporation Counsel:					
Finance <input type="checkbox"/>	Planning <input type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>

JC may soon see stronger cellphone service and WiFi

By Stephanie Bouvia
sbouvia@gannett.com

JOHNSON CITY — Kyra Lindow wants to access the Internet from wherever she is in the village.

"I'd rather have Internet with me here all the time," the 17-year-old Johnson City resident said.

For Lindow, and others in the village, WiFi access throughout the area might be a possibility in the near future.

The village board recently approved an agreement with Florida-based Communication Management Associates Inc. to try to bring stronger cellphone service and WiFi at no cost to the village within three years using newer technology.

Communication Management Associates will try to convince one of about two-dozen cellphone carriers, including Verizon and AT&T, to install micro-tower units

— or Distributed Antenna Systems.

Communication Management Associates will not charge the village to reach out to the carriers or for the study, but if any agree to lease space for the units, the village would split revenue from the leases with the company. Johnson City would receive 60 percent of the revenue, Mayor Greg Deemie said.

The Distributed Antenna Systems are small boxes that can fit in the palm of a hand. They provide a 500-foot radius of both cellphone service and WiFi, and can be attached to existing light poles, towers and buildings, said Village Trustee Richard Balles.

Johnson City, which has an area of 4.6 square miles, would require about 50 units to provide service throughout the village.

Most cellphone carriers are now releasing phones that use 4G technology, a service that provides faster Internet and

higher-quality streaming. But that means more towers for the village in the future — unless DAS units are installed.

Don Patch, 68, of Johnson City, said the large cellphone towers are a bit of an eyesore. He said he hopes the village can get the smaller units.

"If you want the technology, you've got to do something," Patch said.

Officials from Communication Management Associates now will try to determine how many units are needed to provide complete coverage and if there are enough sites to install them. They also will try to convince carriers to install the micro-towers.

The hope is that at least one carrier will agree to install the units, resulting in revenue for the village and better coverage for Internet users.

"The older towers are going to become obsolete at some point," Deemie said. "This is a look to the future for the village."



MUNICIPALITY REPRESENTATION AGREEMENT

This agreement entered into as of _____, 2014, is by and between City of Binghamton, NY a Municipality organized and existing under the laws of the State of New York (hereinafter referred to as City), and Communication Management Associates, Inc. (hereinafter referred to as CMA).

WHEREAS, The City is a Municipality which owns certain Properties and Rights of Way that can be utilized for wireless communication infrastructure; and

WHEREAS, The City and CMA desire to enter into a relationship, whereby CMA will promote the lease of these Municipal properties by wireless communications companies and others in the geographical areas hereinafter described, upon the terms and conditions hereinafter set forth.

NOW, THEREFORE, for good and valuable considerations, the receipt and sufficiency of which is hereby acknowledged, it is mutually agreed upon as follows:

1. TERRITORY

CMA will market, lease and manage wireless sites and infrastructure including DAS (Distributed Antennas Systems), Micro Cell and Wi-Fi networks on properties as described by the municipality. (See attached).

See Attachment "A"

2. DUTIES OF CMA

CMA will use its best efforts to market, lease and manage the construction and maintenance of wireless sites and infrastructure including DAS/Micro Cells and Wi-Fi networks.

See Attachment "B"

3. FINANCIAL CONSIDERATION

Subject to the terms and conditions of this and contracts to be negotiated and executed subsequently, The City will receive 60% of all lease/license rental income for the properties leased/licensed as a result of this Sole Source Representation Agreement.

4. ARBITRATION

This agreement is governed by the laws of the State of New York.

5. TERMINATION

This agreement is valid for Five (5) years from date of execution and will automatically renew unless stated otherwise in writing Ninety (90) days before termination date. It can be terminated by either party if the other party is in Material breach of the agreement.

6. TIME OF COMMENCEMENT

The services to be rendered under this agreement shall commence upon execution by all Parties.

7. RIGHT OF FIRST REFUSAL

At the conclusion of this agreement, and in the event that the City is offered similar products or services from a third party, the City shall give Right of First Refusal to CMA on the same terms and conditions at least 90 days prior to the terms hereof.

8. NONCOMPETE COVENANT

For a period of five (5) years after the effective date of this agreement, the City will not directly or indirectly engage in any business that competes with the CMA. This covenant shall apply to the entire geographical area that includes the City or any areas that may be subsequently annexed to the City. Prior to the expiration of or termination of this agreement, no action by the City, including entering into any agreement to engage in any similar 4G program with any competitor to CMA or any Carrier, shall interfere with the CMA's Access Right or ability to realize revenues with respect to any existing agreements between CMA and the Carriers, and the City shall indemnify CMA or against any loss of expected revenues over the term of this agreement arising from the loss of the Access Right or the termination of this agreement

9. INDEMNITY AND SAVE HARMLESS AGREEMENT

CMA agrees to indemnify and save harmless the City, its officers, agents and employees from any liability arising from the negligence, active or passive, of CMA, its officers, agents and/or employees related to this agreement.

The City agrees to indemnify and save harmless CMA, its officers, agents and employees from any liability arising from the negligence, active or passive, of the City, its officers, agents and/or employees related to this agreement.

10. ENTIRE AGREEMENT

This Agreement embodies the entire agreement between the parties hereto, and there are no verbal or collateral agreements between them. All preliminary negotiations, representation and discussions are deemed merged herein. This Sole Source Representation Agreement may be altered or modified only in writing and signed by all parties hereto.

IN WITNESS WHEREOF, the parties have executed this Agreement in _____, on the date and year above first written.

City of Binghamton, NY

CMA, Inc.

By: _____

By: _____

Title: _____

Title: _____

WITNESS

WITNESS

CMA, Inc



*CREATING TOMORROW'S
WIRELESS INFRASTRUCTURE*

Attachment "A"

To Be Determined by Carriers and City of Binghamton, NY.

CMA, Inc

*CREATING TOMORROW'S
WIRELESS INFRASTRUCTURE*
Attachment "B"

Scope of Work

CMA will perform the following task:

- ✓ Conduct an inventory of assets belonging to the municipalities. This shall include defining their latitude, longitude, and elevations.
- ✓ Determine which of the assets can support attachments for micro-towers and/or DAS systems to be used by the carriers for the development of the 4G model.
- ✓ Locate all known fiber routes both underground and aerial. Along with the route define if the fibers are lit and dark and where the termination facility is located. The development of this overlay will establish the best method and location of both the micro-towers and/or DAS.
- ✓ Once assets and facilities are determined CMA shall actively market the municipal assets to wireless carriers, broadband access carriers, and fixed wireless carriers. It will take an aggressive and creative campaign program to persuade carriers to choose municipal assets over that of the private sector.
- ✓ Once the carrier has expressed interest in a given area CMA will provide a detailed engineering plan for the deployment of a 4G deployment.
- ✓ Upon the carriers' review CMA will refine the design for final evaluation.
- ✓ CMA will then engage the appropriate city officials/and engineers to review the design and plans for final approval of deployment.
- ✓ The CMA team will then supervise the installation to ensure that it is done according to specifications and design as approved by the municipal entity.
- ✓ Once all installations are complete CMA will then inspect and certify installations have been done according to standards and code.
- ✓ CMA will then provide the municipality detail records and asset listings of all wireless assets.
- ✓ CMA will establish the appropriate billing and collections for the aforementioned assets sites.
- ✓ CMA will conduct quarterly reviews of all sites and continue to market to other carriers for additional revenue opportunities.
- ✓ CMA will provide the municipality quarterly reports and provide funds to appropriate accounts. CMA will fully comply with external audits on a yearly basis.

Definitions: DAS – stands for Distributed Antenna System.

Micro Towers – Is an antenna system that is much smaller than traditional systems and is not required to be mounted on a tower.



Legislative Branch

RL Number: 14-183
Date Submitted: 12/10/14

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

REQUEST FOR LEGISLATION

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Applicant Information

Request submitted by: Jennie Skeadas Sherry _____
Title/Department: Director - Planning Housing and Community Development _____
Contact Information: ijskeada-sherry@cityofbinghamton.com 772-7028 _____

RL Information

Proposed Title: An ordinance accepting the donation of 10 Alfred Street and \$30,600 in lieu of property disposition. _____

Suggested Content: Approved by the Assessor. Approved by the Board of Estimate and Apportionment on December 11, 2014. City to accept donation conditioned on all taxes, utilities are paid and up to date, or provided for and settled at closing, and in the 2015 Budget increase revenue line A42705 (gifts and Donations) and appropriate it to line A1364.54470 Demolition. _____

Additional Information

Does this RL concern grant funding? Yes No
 If 'Yes', is the required RL Grant Worksheet attached? Yes No
 Is additional information related to the RL attached? Yes No
 Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): _____

OFFICE USE ONLY					
Mayor:					
Comptroller:	_____				
Corporation Counsel:					
Finance <input type="checkbox"/>	Planning <input type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>