



**THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK**

Date: July 8, 2015

Sponsored by Council Members: Webb, Rennia, Motsavage, Berg

Introduced by Committee: Public Works/Parks & Recreation

ORDINANCE

entitled

AN ORDINANCE REPEALING AN ORDER OF
THE BINGHAMTON TRAFFIC BOARD TO
INSTALL STOP SIGNS AT THE INTERSECTION
OF OAK AND LEROY STREET AND ORDERING
THE RE-INSTALLATION OF A TRAFFIC
SIGNAL AT SAID INTERSECTION

WHEREAS, pursuant to § 400-26 of the Code of the City of Binghamton, entitled *Authority of Council to amend or repeal orders, rules and regulations*, the Council of the City of Binghamton has the authority to enact ordinances to repeal or amend any order, rule, or regulation adopted by the Binghamton Traffic Board; and

WHEREAS, on August 21, 2014, the Binghamton Traffic Board adopted an order to install four permanent stops signs with "4 way" on the sign, change the parking spaces as needed and install all necessary painting on the streets; and

WHEREAS, City Council wishes to repeal such order.

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

Section 1. That the Council of the City of Binghamton does hereby repeal the order of the Traffic Board adopted on August 21, 2014, authorizing the installation of four permanent stops signs with "4 way" on the sign, changing the parking spaces as needed and the installation of all necessary painting on the streets.

Section 2. That the Council of the City of Binghamton does hereby order that the traffic light at the intersection of Oak and Leroy Street be reinstalled.

Section 3. That this Ordinance shall take effect immediately.

Introductory No. 015-57

Permanent No. **VETOED**

Sponsored by City Council Members:
Webb, Rennia, Motsavage, Berg

AN ORDINANCE REPEALING AN ORDER OF THE BINGHAMTON TRAFFIC BOARD TO INSTALL STOP SIGNS AT THE INTERSECTION OF OAK AND LEROY STREET AND ORDERING THE RE-INSTALLATION OF A TRAFFIC SIGNAL AT SAID INTERSECTION

The within Ordinance was adopted by the Council of the City of Binghamton.

9/23/15
Date

[Signature]
City Clerk

28 Sept 15
Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Motsavage	✓			
Mihalko		✓		
Rennia	✓			
Webb	✓			
Papastrat		✓		
Matzo	✓	✓		
Berg	✓			
Total	4	3	0	0

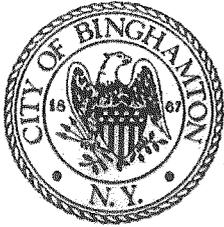
Code of the City of Binghamton

Adopted Defeated

4 Ayes 3 Nays 0 Abstain 0 Absent

Veto

"See Attached"



MEMORANDUM OFFICE OF THE MAYOR

Richard C. David, Mayor
Jared M. Kraham, Deputy
Donna Ferranti, Secretary

DATE: Sept. 25, 2015
TO: City Council
CC: Joe Merrill, City Clerk
Ken Frank, Corporation Counsel
Jared Kraham, Binghamton Traffic Board
Joseph T. Zikuski, Police Chief
Terry Kellogg, Public Works Commissioner
Gary Holmes, Acting City Engineer
Dr. Juliet Berling, PHCD
FROM: Richard C. David, Mayor
RE: Veto — Ordinance No. 15-57, which repealed an order of the Binghamton Traffic Board to install stop signs at the intersection of Oak and Leroy Streets and ordered the re-installation of a traffic signal at said intersection.

I am vetoing Ordinance No. 15-57 passed on Sept. 23, 2015.

As has been expressed repeatedly by the Binghamton Metropolitan Transit Study (BMTS), Binghamton Police Department and members of the Binghamton Traffic Board, there is no warrant for a traffic light at the intersection of Oak and Leroy Streets.

On July 31, 2014, a tractor trailer struck the traffic light and first responders found it hanging from a wire. Acting City Engineer Gary Holmes determined structurally unsound support poles caused the light to sag. He did not recommend installing a new light.

Traffic Board looked at the intersection, with input from the Department of Public Works and Engineering, and data from BMTS and the Binghamton Police Department, and concluded a signal was no longer warranted based on traffic counts. It was never the Administration's intention to remove any traffic signals in the Leroy St. corridor, especially during Riverside Dr. reconstruction. However, a chance traffic accident provided us an opportunity to evaluate the intersection and make a decision based on the traffic volume, not anecdotal evidence.

Sincerely,

Richard C. David
Mayor