



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

Date: February 5, 2014

Sponsored by Council Members: Berg, Motsavage, Matzo, Rennia, Papastrat, Mihalko

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE AUTHORIZING THE
TRANSFER OF EXISTING FUNDS FROM THE
BRICK REPAIR AND CAPITAL
CONTINGENCY CAPITAL BUDGET LINES IN
THE 2014 JOINT SEWAGE TREATMENT
PLANT BUDGET TO THE DIGESTER NO. 3
LEAK REPAIR CAPITAL BUDGET LINE FOR
THE REPAIR OF DIGESTER LEAKS

WHEREAS, the City of Binghamton (the “City”) is a joint owner of the Binghamton-Johnson City Joint Sewage Treatment Plan (the “JSTP”) with the Village of Johnson City (the “Village”); and

WHEREAS, the JSTP is operated and maintained by the Binghamton-Johnson City Joint Sewage Board (the “JSB”) under a series of inter-municipal agreements between the City and the Village; and

WHEREAS, the Council of the City of Binghamton and the Board of Trustees of the Village of Johnson City approve the JSB’s budget and certain mid-year budget transfers; and

WHEREAS, the JSB has requested various transfers in the 2014 JSTP budget; and

WHEREAS, the Council of the City of Binghamton wishes to approve these amendments to the 2014 JSTP budget.

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

Section 1. That the Fiscal Officer of the JSTP is hereby authorized and directed to amend the 2014 JSTP budget transferring \$6,710 from budget line JH8130.554032 (Brick Repair) to budget line JH8130.554030 (Digester #3 Leak Repair) and \$90,000 from budget line JH8130.554040 (Capital Contingency) to budget line JH8130.554030 (Digester #3 Leak Repair)

Section 2. That this Ordinance shall take effect immediately.

I HEREBY CERTIFY that the above described funds are unencumbered and available.

Charles Pearsall, Comptroller and JSB Fiscal Officer

Introductory No. _____

Permanent No. _____

Sponsored by City Council Members:
Berg, Motsavage, Matzo, Rennia, Papastrat, Mihalko

AN ORDINANCE AUTHORIZING THE TRANSFER OF EXISTING FUNDS FROM THE BRICK REPAIR AND CAPITAL CONTINGENCY CAPITAL BUDGET LINES IN THE 2014 JOINT SEWAGE TREATMENT PLANT BUDGET TO THE DIGESTER NO. 3 LEAK REPAIR CAPITAL BUDGET LINE FOR THE REPAIR OF DIGESTER LEAKS

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Motsavage				
Mihalko				
Rennia				
Webb				
Papastrat				
Matzo				
Berg				
Total				

Code of the City of Binghamton

Adopted Defeated

_____ Ayes _____ Nays _____ Abstain _____ Absent



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

Date: February 5, 2014

Sponsored by Council Members: Berg, Motsavage, Matzo, Rennia, Mihalko, Papastrat

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE
ACCEPTANCE OF \$200,000 FROM THE
CHESAPEAKE BAY STEWARDSHIP FUND TO
ESTABLISH A 50/50 STORMWATER
MATCHING FUND

WHEREAS, the Council of the City of Binghamton adopted Permanent Resolution 12-36 on May 9, 2012, entitled, “A Resolution Authorizing the Mayor to Submit an Application for up to \$199,989 in Grant Funds from the Chesapeake Bay Stewardship Fund Grant”: and

WHEREAS, the City of Binghamton was awarded \$200,000 instead of \$199,989 from the Chesapeake Bay Stewardship Fund Grant to establish a 50/50 Stormwater Matching Fund; and

WHEREAS, the \$200,000 grant award is 100% reimbursable and current funding for the project is available from budget line H8746.555555.C0033 (Erosion & Flood Control); and

WHEREAS, there is no required City match, the City of Binghamton’s Senior Planner shall be the grant project manager, and the anticipated date of project completion is January 2016.

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

RESOLVE, that the Council of the City of Binghamton does hereby authorize and direct the Mayor, or his designee, to enter into and execute a project agreement, approved as to form and content by the Office of Corporation Counsel, to carry out and comply with the terms of such project agreement and to accept grant funds of \$200,000 from the Chesapeake Bay Stewardship Fund Grant to establish a 50/50 Stormwater Matching Fund; and be it further

RESOLVED that current funding for the project is available from budget line H8746.555555.C0033 (Erosion & Flood Control); and be it further

RESOLVED that there is no required City match, the City of Binghamton’s Senior Planner shall be the grant project manager, and the anticipated date of project completion is January 2016.

Introductory No. _____

Permanent No. _____

Sponsored by City Council Members:
Berg, Motsavage, Matzo, Rennia, Mihalko, Papastrat

A RESOLUTION AUTHORIZING THE
ACCEPTANCE OF \$200,000 FROM THE
CHESAPEAKE BAY STEWARDSHIP FUND TO
ESTABLISH A 50/50 STORMWATER MATCHING
FUND

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Motsavage				
Mihalko				
Rennia				
Webb				
Papastrat				
Matzo				
Berg				
Total				

Code of the City of Binghamton

Adopted Defeated

_____ Ayes _____ Nays _____ Abstain _____ Absent



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

Date: February 5, 2014

Sponsored by Council Members: Motsavage, Matzo, Rennia, Berg, Mihalko, Papastrat

Introduced by Committee: Municipal and Public Affairs

RESOLUTION

entitled

**A RESOLUTION AUTHORIZING FREE
PARKING FOR THE GREATER BINGHAMTON
CHAMBER OF COMMERCE'S GREATER
BINGHAMTON BUSINESS EXPO**

WHEREAS, the Greater Binghamton Chamber of Commerce has requested the City of Binghamton to provide free parking for patrons of the Greater Binghamton Business Expo on Thursday April 10, 2014 from 8:00 A.M. to 6:00 P.M.; and

WHEREAS, the City wishes to provide free parking at all municipal ramps for patrons attending the Greater Binghamton Business Expo.

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

RESOLVE that the Council of the City of Binghamton authorizes free parking at all municipal parking ramps for patrons of the Greater Binghamton Business Expo on Thursday April 10, 2014 from 8:00 A.M. to 6:00 P.M.; and be it further

RESOLVED that notice of this Resolution shall be forwarded to the Binghamton Police Bureau and LAZ Parking.

Introductory No. _____

Permanent No. _____

Sponsored by City Council Members:
Motsavage, Matzo, Rennia, Berg, Mihalko, Papastrat

A RESOLUTION AUTHORIZING FREE PARKING
FOR THE GREATER BINGHAMTON CHAMBER
OF COMMERCE'S GREATER BINGHAMTON
BUSINESS EXPO

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Motsavage				
Mihalko				
Rennia				
Webb				
Papastrat				
Matzo				
Berg				
Total				

Code of the City of Binghamton

Adopted Defeated

_____ Ayes _____ Nays _____ Abstain _____ Absent



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

Date: February 5, 2014

Sponsored by Council Members: Berg, Motsavage, Matzo, Rennia, Mihalko, Papastrat

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE AUTHORIZING A
TRANSFER IN THE DEPARTMENT OF PUBLIC
WORKS 2013 BUDGET TO COVER THE COST
OF SALT PURCHASES IN 2013

WHEREAS, the Commissioner of Public Works finds it proper and necessary to transfer funds within the Department of Public Works 2013 budget to cover the cost of salt purchases in 2013; and

WHEREAS, the budget transfer was approved by the Board of Estimate and Apportionment on January 22, 2014; and

WHEREAS, the Council of the City of Binghamton wishes to approve the transfer.

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

Section 1. That the Comptroller and Treasurer of the City of Binghamton are hereby authorized and directed to transfer \$15,000 from budget line A5182.54220 (Street Lighting) to budget line A5142.54141 (Salt-Sand & Other) in the Department of Public Works 2013 budget.

Section 2. That this Ordinance shall take effect immediately.

I HEREBY CERTIFY that the above described funds are unencumbered and available.

Charles Pearsall, Comptroller

Introductory No. _____

Permanent No. _____

Sponsored by City Council Members:
Berg, Motsavage, Matzo, Rennia, Mihalko, Papastrat

AN ORDINANCE AUTHORIZING A TRANSFER
IN THE DEPARTMENT OF PUBLIC WORKS 2013
BUDGET TO COVER THE COST OF SALT
PURCHASES IN 2013

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Motsavage				
Mihalko				
Rennia				
Webb				
Papastrat				
Matzo				
Berg				
Total				

Code of the City of Binghamton

Adopted Defeated

_____ Ayes _____ Nays _____ Abstain _____ Absent



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

Date: February 5, 2014

Sponsored by Council Members: Berg, Motsavage, Matzo, Rennia, Mihalko, Papastrat

Introduced by Committee: Finance

RESOLUTION

entitled

**A RESOLUTION AUTHORIZING A PAYMENT
IN LIEU OF TAXES (PILOT) AGREEMENT
WITH CHENANGO PLACE, LLC**

WHEREAS, Chenango Place LLC (the “Company”) is the owner of one parcel located at 7 Court Street, Binghamton, New York, Parcel ID # 160.40-2-7 in the City of Binghamton (the “Property”); and

WHEREAS, the Company intends to construct and operate a multi-residential and retail development, with commercial use on first floor and residential (mix of studios, 1BRs, 2BRs, 3BRs, 4BRs, 5BR, 6BRs) on the upper 3 three floors, as approved by the City of Binghamton Planning Commission on September 10, 2012 (the “Facility”); and

WHEREAS, the Company has agreed to convey the Property to the Broome County Industrial Development Agency (the “Agency”) and has agreed to construct and operate the Facility thereon (collectively the “Project”); and

WHEREAS, the Agency will lease the Project to the Company for ten (10) years as provided in a Payment in Lieu of Taxes Agreement (“PILOT”) to be executed by the City of Binghamton, the Agency, and the Company; and

WHEREAS, the Agency was created as a public benefit corporation pursuant to and for the purposes specified in Title 1 of Article 18-A of the General Municipal Law (GML) and pursuant to GML §874 and Real Property Tax Law (RPTL) §412-a is exempt from the payment of real estate taxes and certain assessments imposed upon real property; and

WHEREAS, the Agency and the Company have agreed that notwithstanding such exemption, the Company will nevertheless make payments to the City, the Binghamton City School District, and Broome County during the term of the lease in lieu of general tax levies as provided herein; and

WHEREAS, the Binghamton City School District has been advised of the proposed Project and PILOT Agreement and has not objected to same.

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

Date: February 5, 2014

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

RESOLVE, that the City Council hereby exempts the Property from real property taxes to the extent authorized by GML §874 and RPTL §412-a and authorizes a PILOT Agreement among the City of Binghamton, the Agency, and the Company, and be it further

RESOLVED, that the Mayor is hereby authorized to enter into a PILOT Agreement, approved as to form and content by the Office of Corporation Counsel, with the Agency and the Company, or its designee, for a ten (10) year term.

Introductory No. _____

Permanent No. _____

Sponsored by City Council Members:
Berg, Motsavage, Matzo, Rennia, Mihalko, Papastrat

A RESOLUTION AUTHORIZING A PAYMENT IN LIEU OF TAXES (PILOT) AGREEMENT WITH CHENANGO PLACE, LLC

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Motsavage				
Mihalko				
Rennia				
Webb				
Papastrat				
Matzo				
Berg				
Total				

Code of the City of Binghamton

Adopted Defeated

_____ Ayes _____ Nays _____ Abstain _____ Absent