



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

Date: September 9, 2015

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE AUTHORIZING TRANSFERS
IN THE 2015 JOINT SEWAGE TREATMENT
FACILITY BUDGET TO COVER BAF LEGAL
RETAINER/EXPENSES AND LEAD AGENCY
ENGINEERING AND PROCESS EXPERTS FOR
ONGOING LITIGATION**

WHEREAS, the City of Binghamton (the "City") is a joint owner of the Binghamton-Johnson City Joint Sewage Treatment Facilities (the "JSTF") with the Village of Johnson City (the "Village"); and

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

WHEREAS, Inter-Municipal Agreement sets forth the procedure of 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 have requested to transfer funds in the 2015 budget to pay for anticipated BAF legal and Lead Agency engineering and process experts for the ongoing litigation; and

WHEREAS, the Council of the City of Binghamton wishes to approve an amendment to the 2015 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 JSTF is hereby authorized and directed to amend the 2015 JSTF budget to transfer \$140,000 from budget line J8130.55000 (Contingency) and \$140,000 from budget line J8130.54150 (Chemicals) to budget line J8130.54430.JOBAF (Legal Services).

Section 2. That this Ordinance shall take effect immediately.

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

Chuck Shager, Comptroller/JSB Fiscal Officer

Introductory No. 015-52

Permanent No. 015-52

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

9/9/15
Date

[Signature]
City Clerk

9/9/15
Date Presented to Mayor

9/9/15
Date Approved
[Signature]
Mayor

	Ayes	Nays	Abstain	Absent
Motsavage	✓			
Mihalko	✓			
Rennia	✓			
Webb	✓			
Papastrat	✓			
Matzo	✓			
Berg				✓
Total	6	0	0	1

Code of the City of Binghamton

Adopted Defeated

6 Ayes 0 Nays 0 Abstain 1 Absent

I hereby certify the above to be a true copy
of the legislation adopted by the Council
of the City of Binghamton at a meeting
held on 9/9/15. Approved by the
Mayor on 9/9/15.