

Legal Counsel Approval 

RL15-037

Introductory No. R15-28

Permanent No. ~~**VETOED**~~

R15-30



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: March 18, 2015

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

Introduced by Committee: Finance

RESOLUTION

enitted

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH NYSDOT FOR THE REPLACEMENT OF TRAFFIC SIGNAL NO. 50 AT THE INTERSECTION OF NORTH SHORE DRIVE AND NYS RT 363 AT THE EXCHANGE ST BRIDGE

WHEREAS, the City of Binghamton wishes to enter into an agreement with NYSDOT for the replacement of Traffic Signal No. 50 at the intersection NYS Route 363 with North Shore Drive at no cost to the City; and

WHEREAS, the agreement requires a commitment on the part of the City of Binghamton to energize and maintain the traffic signal after installation; and

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

RESOLVE that the Mayor, or his designee, is hereby authorized to enter into an agreement, approved as to form and content by the Office of Corporation Counsel, with NYSDOT for the replacement of Traffic Signal No. 50 at the intersection NYS Route 363 with North Shore Drive ~~and be it further~~

~~RESOLVED that the NYSDOT will begin work to replace the Traffic Signal No. 50 at the intersection of NYS Route 363 with North Shore Drive at the Exchange St Bridge at the Exchange St Bridge reconstruction project.~~

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 4/8/15. Approved by the Mayor on 4/9/15



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

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH
NYS DOT FOR THE REPLACEMENT OF TRAFFIC
SIGNAL NO. 50 AT THE INTERSECTION OF
NORTH SHORE DRIVE AND NYS RT 363 AT
THE EXCHANGE ST BRIDGE

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

Date April 8, 2015

City Clerk Judy Felicia

Date Presented to Mayor April 9, 2015

Date Approved 4/9/15

Mayor Michael J. David

Motion to reconsider Intro R15-28.
Moved by Papastrat, seconded by Mihalko.
Voice vote, none opposed.

Motion to remove the last RESOLVED.
Moved by Mihalko, seconded by Motsavage.
Voice vote, none opposed.

Motion to approve legislation as amended.
Moved by Motsavage, seconded by Mihalko.
Legislation adopted as amended see "Final
Vote".

"Final Vote"

	Ayes	Nays	Abstain	Absent
Motsavage	✓			
Mihalko	✓			
Rennia	✓			
Webb	✓			
Papastrat	✓			
Matzo	✓			
Berg	✓			
Total	7	0	0	0

Code of the City of Binghamton

Adopted Defeated

7 Ayes 0 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: March 23, 2015
TO: City Council
CC: Jeremy Pelletier, City Clerk
Ken Frank, Corporation Counsel
Chuck Shager, Comptroller
Gary Holmes, Acting City Engineer
Rich Perkins, Assistant City Engineer
FROM: Richard C. David, Mayor
RE: Veto — Resolution 015-28, A Resolution authorizing the Mayor to enter into an agreement with NYSDOT to replace a traffic signal at the Exchange St Bridge

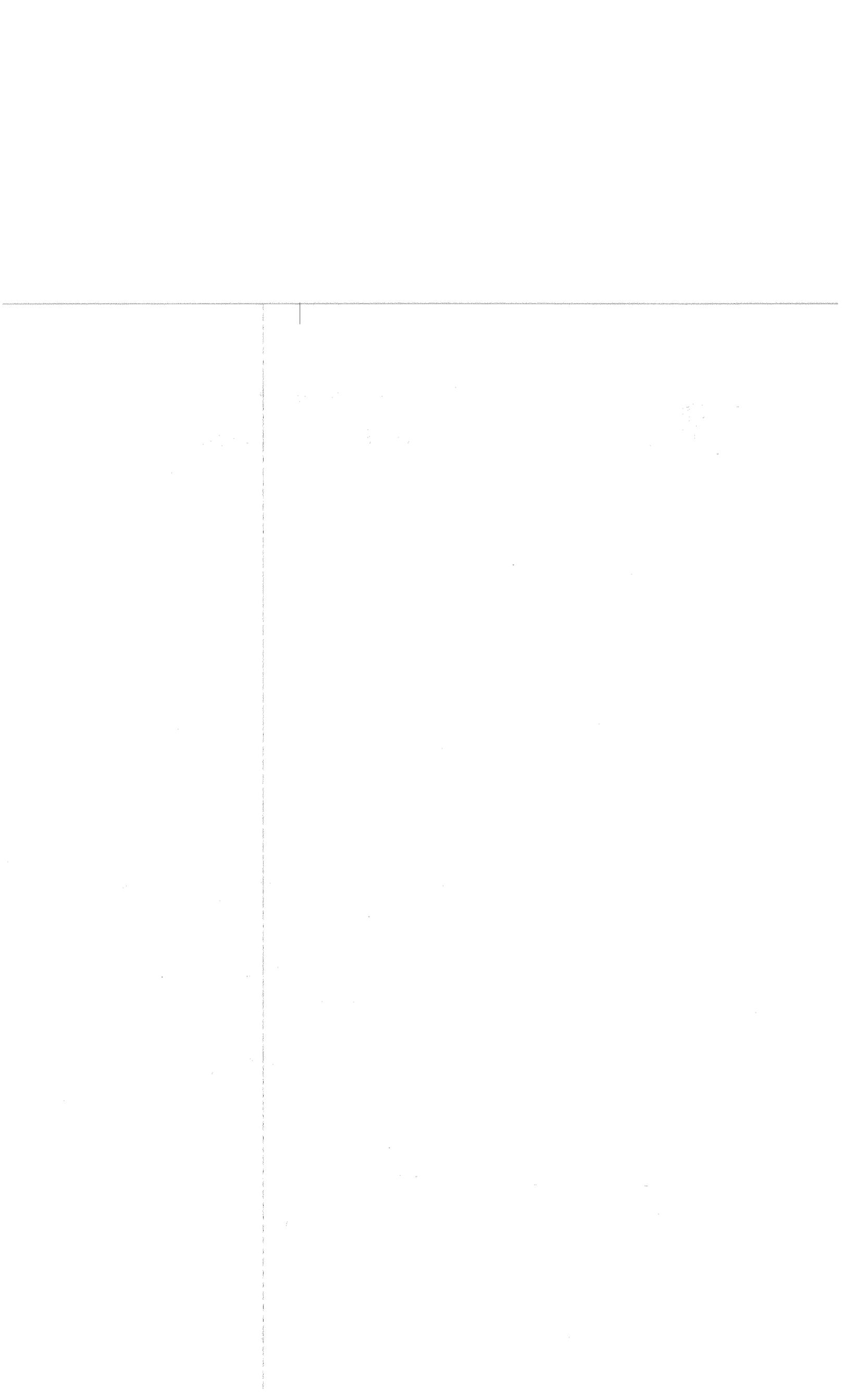
I have vetoed Introductory Resolution 15-28 as amended. The essence of the legislation is the City's agreement with the New York State Department of Transportation (NYSDOT) to accept the responsibility to energize and maintain the new traffic signal at Exchange St/Rte 363, after installation by the NYSDOT and acceptance by the City.

While it is my understanding that the NYSDOT does not intend to install the new traffic signal until after the Exchange Street Bridge project is complete in 2015; the amendment to the legislation prohibiting the NYSDOT from installing the traffic light at a possible different time is not acceptable.

Construction schedules can change. If the Exchange Street Bridge project is delayed or the traffic light installation moved up, the installation of the traffic light should not be prohibited by the amended legislation.

Sincerely,

Richard C. David
Mayor





LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

William Berg, City Council President
Jeremy Pelletier, City Clerk

Richard C. David
Mayor of the City of Binghamton
4th Floor City Hall
38 Hawley Street
Binghamton, NY 13901

Thursday April 9, 2015

RE: RECONSIDERATION OF INTRO R15-28

Dear Mayor David,

At the Business Meeting on April 8, 2015 City Council reconsidered your veto of Introductory R15-28 regarding traffic signal replacement at the intersection of North Shore Drive and Exchange St. City Council decided to remove the last "Resolved" that stipulated when the NYSDOT could begin work on the traffic signal project. Please see the amended legislation where the last "Resolved" has been removed. If you have any questions please let me know.

Sincerely,

Jeremy Pelletier
City Clerk

