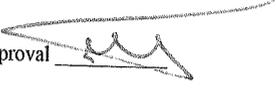


Legal Counsel Approval 

RL 16-100

Introductory No. R16-59

Permanent No. R16-59



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: May 4, 2016

Sponsored by Council Members: Mihalko, Matzo, Papastrat, Scaringi, Cronce, Taylor

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION APPROVING
SUPPLEMENTAL NO. 2 WITH THE NYSDOT
ON S. WASHINGTON ST. PEDESTRIAN
BRIDGE PROJECT, PIN NO. 9753.96, FOR
CONSTRUCTION MANAGEMENT AND
CONSTRUCTION SUPERVISION

WHEREAS, the Council of the City of Binghamton adopted Permanent Resolution 14-47 on July 9, 2014, entitled, "A Resolution Authorizing the Mayor to Enter into an Agreement with NYSDOT for the Design of the South Washington Street Pedestrian Bridge Rehabilitation Project (PIN 9753.96)"; and

WHEREAS, the Council of the City of Binghamton adopted Permanent Resolution 15-058 on June 17, 2015, entitled, "A Resolution Authorizing the Mayor to Enter Into Supplemental Agreement No. 1 With NYSDOT for the South Washington Street Pedestrian Bridge Project, Pin 9753.96; and

WHEREAS, the City Engineer has recommended that the City of Binghamton enter into Supplemental Agreement No. 2 with NYSDOT for the South Washington Street Pedestrian Bridge Project, PIN 9753.96 for construction management and construction supervision; and

WHEREAS, the City of Binghamton desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the construction management and construction supervision at a cost of \$2,025,000 which is available from budget line H5120.525119.40914 (S. Washington St. Bridge).

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 hereby approves the above-subject Project; and be it further

RESOLVED that the Council of the City of Binghamton hereby authorizes the City of Binghamton to pay in the first instance 100% of the Federal and non-Federal share of the costs of the construction and construction inspection services for the Project or portions thereof; and be it further

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RESOLVED that the sum of \$2,025,000 which is available from budget line H5120.525119.40914 (S. Washington St. Bridge) be made available to cover the cost of participation in the above phase of the Project; and be it further

RESOLVED that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Council of the City of Binghamton shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof; and be it further

RESOLVED that the Mayor of the City of Binghamton be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal-aid and/or Marchiselli-aid on behalf of the City of Binghamton with the NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of projects costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriation therefore that are not so eligible; and be it further

RESOLVED that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and be it further

RESOLVED that this Resolution shall take effect immediately.

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



Chuck Shager, Comptroller

Introductory No. RI6-59

Permanent No. R16-59

Sponsored by City Council Members:
Mihalko, Matzo, Papastrat, Scaringi, Cronce, Taylor

A RESOLUTION APPROVING SUPPLEMENTAL
NO. 2 WITH THE NYSDOT ON S. WASHINGTON
ST. PEDESTRIAN BRIDGE PROJECT, PIN NO.
9753.96, FOR CONSTRUCTION MANAGEMENT
AND CONSTRUCTION SUPERVISION

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

5/4/16

Date

Leighton L. Page

City Clerk

5/5/16

Date Presented to Mayor

5/5/16

Date Approved

Richard D. David

Mayor

	Ayes	Nays	Abstain	Absent
Councilman Scaringi	✓			
Councilman Mihalko	✓			
Councilwoman Cronce	✓			
Councilman Taylor	✓			
Councilman Matzo	✓			
Councilman Papastrat	✓			
Total	6	0	0	0

Code of the City of Binghamton

Adopted Defeated

6 Ayes 0 Nays 0 Abstain 0 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 5/4/16. Approved
by the Mayor on 5/5/16.