



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

Date: September 4, 2013

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

Introduced by Committee: Planning and Community Development

ORDINANCE

entitled

**AN ORDINANCE AUTHORIZING THE SALE
OF 17 HARDING AVENUE TO MATTHEW
AND MARCIE MICHALEK FOR \$50.00**

WHEREAS, the City of Binghamton is the owner of certain real property located at 17 Harding Avenue, Binghamton, New York, Tax Parcel No. 161.54-2-5 (the "Premises"); and

WHEREAS, the City received an Offer to Purchase the Premises for \$50.00 from Matthew and Marcie Michalek (the "Applicant"); and

WHEREAS, the Assessor of the City of Binghamton has determined the sale price to be fair and equitable; and

WHEREAS, the Board of Estimate and Apportionment approved and recommended sale of the Premises on July 3, 2013.

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

Section 1. That the Mayor of the City of Binghamton is hereby authorized to enter into a contract for sale and to execute all necessary and appropriate documentation, approved as to form and content by the Office of Corporation Counsel, to transfer 17 Harding Avenue, Binghamton, New York, Tax Parcel No. 161.54-2-5 to Matthew and Marcie Michalek for \$50.00, to be paid by cash, certified or local bank check.

Introductory No. _____

Permanent No. _____

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

AN ORDINANCE AUTHORIZING THE SALE OF
17 HARDING AVENUE TO MATTHEW AND
MARCIE MICHALEK FOR \$50

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

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

Code of the City of Binghamton

Adopted Defeated

Date

_____ Ayes _____ Nays _____ Abstain _____ Absent

City Clerk

Date Presented to Mayor

Date Approved

Mayor



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

Date: September 4, 2013

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

Introduced by Committee: Employees

ORDINANCE

entitled

AN ORDINANCE ESTABLISHING AND
FUNDING THE POSITION OF
SUPERINTENDENT OF CITY STREETS IN THE
DEPARTMENT OF PUBLIC WORKS 2013
BUDGET

WHEREAS, the Commissioner of Public Works has requested an amendment to the Department of Public Works 2013 budget to establish the position of Superintendent of City Streets within budget line A1490.51000 (Personal Services), with an annual salary of \$53,820.00, together with such other amounts as may be necessary for associated benefits; and

WHEREAS, funds are available from budget line A1490.51000 (Personal Services - 2nd Deputy Commissioner of Public Works) for this purpose.

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 amend the Department of Public Works 2013 budget to establish the position of Superintendent of City Streets within budget line A1490.51000 (Personal Services), with an annual salary of \$53,820.00, together with such other amounts as may be necessary for associated benefits.

Section 2. That the Comptroller and Treasurer of the City of Binghamton are hereby authorized and directed to transfer up to \$15,000.00 from budget line A1490.51000 (Personal Services—2nd Deputy Commissioner of Public Works) to budget line A1490.51000 (Personal Services—Superintendent of City Streets) to fund the position for the remainder of 2013 and that the balance of budget line A1490.51000 (Personal Services—2nd Deputy Commissioner of Public Works) be transferred to budget line A1990.55003 (Contingency - DPW).

Section 3. 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, Mihalko

AN ORDINANCE ESTABLISHING AND
FUNDING THE POSITION OF
SUPERINTENDENT OF CITY STREETS IN THE
DEPARTMENT OF PUBLIC WORKS 2013
BUDGET

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

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

Code of the City of Binghamton

Adopted Defeated

Date

_____ Ayes _____ Nays _____ Abstain _____ Absent

City Clerk

Date Presented to Mayor

Date Approved

Mayor



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

Date: September 4, 2013

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

Introduced by Committee: Municipal and Public Affairs

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE CITY CLERK TO DISCONTINUE THE SALE OF SPORTING LICENSES AND TO DISCONTINUE SERVING AS A LICENSE-ISSUING AGENT ON BEHALF OF THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

WHEREAS, New York State Environmental Conservation Law requires municipal clerks to sell hunting, fishing, and trapping licenses as designated New York State Department of Environmental Conservation (NYS DEC) license-issuing agents, unless municipalities authorize their municipal clerks to discontinue serving as NYS DEC license-issuing agents; and

WHEREAS, authorization to allow municipal clerks to discontinue serving as NYS DEC license-issuing agents must be adopted by legislative action; and

WHEREAS, the City Clerk's Office processes an average of thirty-three (33) licenses per year, with an average revenue of \$133.00 per year; and

WHEREAS, as the City of Binghamton processes less than one hundred (100) transactions per year, the NYS DEC has asked the City to confirm whether or not it wishes the City Clerk to continue the sale of sporting licenses; and

WHEREAS, given the number of average transactions and revenue received through the sale of sporting licenses, the City of Binghamton wishes to discontinue the sale of sporting licenses, and to allow the City Clerk to discontinue serving as a NYS DEC license-issuing agent.

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

RESOLVE that the City Clerk is authorized and directed to discontinue the sale of sporting licenses in accordance with the New York State Environmental Conservation Law; and be it further

RESOLVED that the City Clerk shall discontinue serving as a license-issuing agent on behalf of the New York State Department of Environmental Conservation; and be it further

RESOLVED that this Resolution shall take effect October 31, 2013.

Introductory No. _____

Permanent No. _____

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

AN ORDINANCE AUTHORIZING THE CITY
CLERK TO DISCONTINUE THE SALE OF
SPORTING LICENSES AND TO DISCONTINUE
SERVING AS A LICENSE-ISSUING AGENT ON
BEHALF OF THE NEW YORK STATE
DEPARTMENT OF ENVIRONMENTAL
CONSERVATION

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

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

Code of the City of Binghamton

Adopted Defeated

Date

____ Ayes ____ Nays ____ Abstain ____ Absent

City Clerk

Date Presented to Mayor

Date Approved

Mayor



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

Date: September 4, 2013

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

Introduced by Committee: Public Works/Parks and Recreation

ORDINANCE

entitled

**A RESOLUTION AUTHORIZING THE FREE
DISPOSAL OF ONE BULKY ITEM PER
HOUSEHOLD FROM OCTOBER 21-25, 2013**

WHEREAS, Chapter 350 of the Code of the City of Binghamton, entitled *Solid Waste*, outlines the regulations pertaining to the disposal of bulky items in the City of Binghamton, and further defines a bulky item as “Any item that does not fit within a City Refuse Bag, Bulky items include, but are not limited to: refrigerators, stoves, microwaves, freezers, washers and dryers, air conditioners, sinks, tubs, toilets, furniture, swing sets, lawn furniture, rugs, and lawn mowers”; and

WHEREAS, in accordance with the Code of the City of Binghamton § 350-24, *Bulky Items*, a bulky item will only be removed by the Department of Public Works if an official “Bulky Item Sticker” has been placed upon the item in question, such stickers being available for purchase through various commercial outlets and the City of Binghamton for a fee; and

WHEREAS, the Council of the City of Binghamton desires to allow the free disposal of one bulky item per household by the City of Binghamton residents as an annual event, on their regularly scheduled garbage collection days, in accordance with the restrictions established below.

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

Section 1. From Monday October 21 through Friday October 25, 2013, in accordance with the normal garbage collection schedule, the City of Binghamton shall waive the sticker requirement for one bulky item per household under the following terms and conditions:

One bulky item may include a household item such as furniture (*e.g.*, couch, chair, table, mattress, etc...) or other “Bulky Item” as defined in §350-24. Appliances (washers, dryers, stoves, etc...) are also included – however, for metal appliances or other metal trash items, the City dispatch office must be notified at least one day before scheduled pickup by calling (607) 772-7020.

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

Date: September 4, 2013

For miscellaneous smaller items not suitable for City bags, a container can be used or the material can be bundled and tied. The container or bundled material may not exceed five feet in length or 50 pounds in total weight.

One household item, one container, or bundle of material will constitute one bulk item.

Household electronic items such as computers, monitors, televisions and other electronic devices are not included and must be disposed at one of the available electronic disposal locations.

Hazardous waste such as tires, oil, car batteries, paints, and solvents as well as construction and demolition debris are also prohibited. Earthen material such as soil, stones and masonry are also prohibited.

Section 2. That this Ordinance shall take effect immediately.

DRAFT

Introductory No. _____

Permanent No. _____

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

A RESOLUTION AUTHORIZING THE FREE
DISPOSAL OF ONE BULK ITEM PER
HOUSEHOLD FROM OCTOBER 21-25, 2013

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

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

Code of the City of Binghamton

Adopted Defeated

Date

_____ Ayes _____ Nays _____ Abstain _____ Absent

City Clerk

Date Presented to Mayor

Date Approved

Mayor



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

Date: September 4, 2013

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE AUTHORIZING VARIOUS
TRANSFERS IN THE 2013 BINGHAMTON-
JOHNSON CITY JOINT SEWAGE BOARD
BUDGET**

WHEREAS, the City of Binghamton {the “City”) is a joint owner of the Binghamton-Johnson City Joint Sewage Treatment Plant (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 and the Board of Trustees of the Village approve the JSB’s budget and certain mid-year budget transfers; and

WHEREAS, the JSB has requested various transfers in the 2013 JSTP budget; and

WHEREAS, the Council of the City of Binghamton wishes to approve these amendments to the 2013 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 2013 JSTP budget:

- a. transfer \$108,000.00 from Capital Fund line JH8130.554033 (Clearwell Channel Wall Repair) to 2013 budget line J9950.59000 (Transfer to Capital Fund);
- b. transfer \$125,750.00 from Capital Fund line JH8130.554058 (Engineering/Design – Primary Mechanical Scum Screens) to 2013 budget line J9950.59000 (Transfer to Capital Fund);
- c. Transfer \$748,876.25 from Flood Capital Fund line JF8310.559106 (FRP –Building 1 [Compost Facility]) to 2013 budget line J9950.59001 (Transfer to Flood Capital Fund)

Section 2. That the Fiscal Officer of the JSTP is hereby authorized and directed to amend the 2013 JSTP budget, making the following modifications:

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STATE OF NEW YORK**

Date: September 4, 2013

- a. reduce 2013 budget line J9950.59000 (Transfer to Capital Fund) by \$233,750.00 and correspondingly, reduce 2013 Estimated Revenue budget line J42390 (Governmental Entity Fees) by \$233,750.00;
- b. reduce 2013 budget line J9950.59001 (Transfer to Flood Capital Fund) by \$748,876.25 and, correspondingly, reduce 2013 Estimated Revenue budget line J42390 (Governmental Entity Fees) by \$748,876.25.

Section 3. 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

DRAFT

Introductory No. _____

Permanent No. _____

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

AN ORDINANCE AUTHORIZING VARIOUS
TRANSFERS IN THE 2013 BINGHAMTON-
JOHNSON CITY JOINT SEWAGE BOARD
BUDGET

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

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

Code of the City of Binghamton

Adopted Defeated

Date

____ Ayes ____ Nays ____ Abstain ____ Absent

City Clerk

Date Presented to Mayor

Date Approved

Mayor