



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: August 20, 2014

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

Introduced by Committee: Finance

ORDINANCE

entitled
AN ORDINANCE AMENDING THE CODE OF
THE CITY OF BINGHAMTON § 5-7.G
INVESTMENT POLICY, DESIGNATION OF
DEPOSITORIES

WHEREAS, the Code of the City of Binghamton § 5-7.G, *Investment policy, Designation of depositories*, lists the official banks and trust companies authorized for the deposit of City funds; and

WHEREAS, the Comptroller of the City of Binghamton has recommended an amendment to § 5-7.G to update the list of acceptable banks and trust companies; and

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

Section 1. That § 5-7.G of the Code of the City of Binghamton is hereby amended to read as follows:

§ 5-7. *Investment policy*. [Added 10-17-1988 by Ord. No. 88-136; Amended 7-19-1993 by Ord. No. 93-93; Amended 2-21-1996 by Ord. No. 96-16; Amended 5-4-2006 by Ord. No. 06-19; Amended ___-___-2014 by Ord. No. 14-___]

G. *Designation of depositories*. The banks and trust companies authorized for the deposit of monies up to the maximum amounts are:

<u>Depository Name</u>	<u>Maximum Amount</u>	<u>Officer</u>
JP Morgan Chase Bank	\$30,000,000	Chief Fiscal
M & T Bank	\$30,000,000	Chief Fiscal
HSBC Bank	\$30,000,000	Chief Fiscal
NBT Bank	\$30,000,000	Chief Fiscal
Chemung Canal Trust Bank	\$30,000,000	Chief Fiscal

Section 2. That this Ordinance shall take effect immediately.



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STATE OF NEW YORK

Date: August 20, 2014

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

Introduced by Committee: Finance

ORDINANCE

entitled
AN ORDINANCE AMENDING THE 2014
INSURANCE FUND BUDGET TO PURCHASE
ADDITIONAL FLOOD INSURANCE
COVERAGE

WHEREAS, the Comptroller of the City of Binghamton has requested an amendment to the 2014 Insurance Fund budget in order to purchase additional flood insurance coverage for the City of Binghamton; and

WHEREAS, this budget transfer was approved by the Board of Estimate and Apportionment on August 6, 2014; and

WHEREAS, the Council of the City of Binghamton wishes to approve this budget 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 amend the 2014 Insurance Fund budget, transferring \$6,377.00 from budget line M1910.54900 (Provision for Incurred Loss) to budget line M1910.54300 (Insurance).

Section 2. That this Ordinance shall take effect immediately.

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



Chuck Shager, Comptroller



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: August 20, 2014

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

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE AMENDING THE 2014 BUDGET, INCREASING REVENUE BUDGET LINE A41289 (OTHER HOME & COMMUNITY SERVICES) AND EXPENDITURE BUDGET LINE A1440.54701 (TRAVEL & TRAINING) BY \$4,400 EACH TO REFLECT FUNDS RECEIVED FOR AUTOCAD TRAINING SPONSORED BY THE CITY OF BINGHAMTON

WHEREAS, various consultants and outside agencies intend to pay for AutoCad training sponsored by the City of Binghamton; and

WHEREAS, in order to accept payment and arrange for the training, the City Engineer has recommended an amendment to the 2014 budget, increasing revenue budget line A41289 (Other Home & Community Services) and expenditure budget line A1440.54701 (Travel & Training) by \$4,400 each.

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 increase revenue budget line A41289 (Other Home & Community Services) by \$4,400 and to increase expenditure budget line A1440.54701 (Travel & Training) by \$4,400 in order to accept payment from various consultants and outside agencies for AutoCad training, and to provide such training.

Section 2. That this Ordinance shall take effect immediately.

Legal Counsel Approval

RL14-111

Introductory No. 014-45

Permanent No. _____



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: August 20, 2014

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

Introduced by Committee: Finance

ORDINANCE

AN ORDINANCE ^{entitled} AUTHORIZING THE
TRANSFER OF \$3,000 FROM BUDGET LINE
A1440.51800 (TEMPORARY SERVICES) TO
BUDGET LINE A1440.54410 (PROFESSIONAL
SERVICES) TO FUND THE SWPPP REVIEW
CONTRACT

WHEREAS, the City Engineer finds it necessary and proper to transfer funds within the 2014 Engineering budget to cover the cost of Storm Water Pollution Prevention Plan (SWPPP) Reviews; and

WHEREAS, the proposed budget transfer was approved by the Board of Estimate and Apportionment on August 6, 2014.

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 \$3,000 from budget line A1440.51800 (Temporary Services) to budget line A1440.54410 (Professional 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

Legal Counsel Approval 

RL14-116

Introductory No. O14-46

Permanent No. _____



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: August 20, 2014

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

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE AUTHORIZING A
TRANSFER IN THE BINGHAMTON-JOHNSON
CITY JOINT SEWAGE BOARD 2013 BUDGET
TO FUND A BIOSTYR PILOT STUDY

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

WHEREAS, the JSTP is operated pursuant to an Intermunicipal Agreement as amended from time to time; and

WHEREAS, Section 23 of the Intermunicipal Agreement sets forth the procedure to be followed by the Joint Sewage Board ("Sewage Board") to obtain approval of mid-year budget transfers that do not increase the budgeted expenses for the Joint Sewage Treatment Plant; and

WHEREAS, a majority of the members of the Owners' legislative bodies must vote to approve budget transfers that, cumulatively, exceed \$20,000.00 during any year; and

WHEREAS, pursuant to the Modification Consent Ordinance duly approved by Council (Perm. R14-50), it is required that a BIOSTYR Pilot Study be performed from September 1, 2014 through July 1, 2015; and

WHEREAS, the Sewage Board, City Comptroller and Sewage Board Fiscal Officer have identified the funds needed to accommodate the Owners' need to perform the Pilot Study.

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

Section 1. That the Joint Sewage Board Fiscal Officer is directed and authorized to transfer \$250,000.00 in unencumbered funds to 2014 Joint Sewage Board operating budget line J8130.54410.J0BAF (Professional Services – BAF Remediation) from the following 2014 operating budget lines, in the following amounts: (a) from J8130.55000 (Contingency) in the amount of \$162,500.00; and (b) from J8130.54202 (Electricity) in the amount of \$87,500.00.

Section 2. That this Ordinance shall take effect immediately upon the approval of a majority of the legislative body of the Village.

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



Chuck Shager, Comptroller/JSB Fiscal Officer

Legal Counsel Approval 

RL14-118

Introductory No. O14-47

Permanent No. _____



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: August 20, 2014

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

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE AMENDING THE 2014
BUDGET, INCREASING ESTIMATED
REVENUE LINE A.42680 (INSURANCE
RECOVERIES AND EXPENSE LINE
A1440.54410 (PROFESSIONAL SERVICES) BY
\$41,250.00 TO PAY FOR THE DEMOLITION OF
2 BROWN STREET

WHEREAS, 2 Brown Street recently sustained significant fire damage and is now a public safety hazard; and

WHEREAS, the City intends to recover the cost of demolition from the property owner or the property owner's insurance carrier; and

WHEREAS, it is appropriate to increase estimated revenue for recovery of funds and expenses for the demolition of 2 Brown Street.

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

Section 1. That the Comptroller of the City of Binghamton is hereby authorized and directed to increase revenue budget line A.42680 (Insurance Recovery) in the amount of \$41,250 and to increase expenditure budget line A1440.54410 (Professional Services) in the amount of \$41,250 in order to pay for the demolition of 2 Brown Street.

Section 2. That this Ordinance shall take effect immediately.



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: August 20, 2014

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

Introduced by Committee: Municipal and Public Affairs

ORDINANCE

entitled

AN ORDINANCE AMENDING THE CODE OF
THE CITY OF BINGHAMTON § 327-5,
BANNER PERMITS

WHEREAS, the Code of the City of Binghamton § 327, Article III, *Banner permits*, outlines the regulations pertaining to Banner Permits issued by the City of Binghamton; and

WHEREAS, the City Clerk has requested that § 327-5 be amended to state that Banner Permits shall be issued in one (1) week increments for no more than three (3) weeks in total, that requested banner display dates and locations shall be granted on a first-come first-served basis, and that the City reserves the right to modify requested banner display dates and locations based upon availability.

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

Section 1. That § 327-5.D and E of the Code of the City of Binghamton is hereby amended to read as follows:

§ 327-5. Application [Amended ___ - ___-2014 by Ord. No. 14-___]

D. Preferred banner display location. Banner display locations shall be granted on a first-come first-served basis; however, banner applicants in good standing with the City shall have the right of first refusal of the location and dates from which they had a banner the year prior. The City reserves the right to modify the banner display location based upon availability.

E. The requested dates during which the banner shall be displayed. Banners may be hung in one (1) weeks increments, and may be displayed for no more than three (3) weeks in total. Requested banner display dates shall be granted on a first-come first-served basis. The City reserves the right to modify the banner display dates based upon availability.

Section 2. That this Ordinance shall take effect October 1, 2014.



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: August 20, 2014

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

Introduced by Committee: Finance

RESOLUTION

entitled
A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO SUPPLEMENTAL
AGREEMENT NO. 1 WITH SHUMAKER
CONSULTING ENGINEERING FOR RIGHT-OF-
WAY (ROW) SURVEY, MAPPING AND
APPRAISALS FOR EIGHTEEN (18)
TEMPORARY EASEMENTS ON THE
CHENANGO RIVER TRAIL CONNECTION
PROJECT, PIN 9009.24

WHEREAS, the Council of the City of Binghamton adopted Permanent Resolution 11-61 on June 22, 2011, entitled *A Resolution Authorizing the City of Binghamton to Enter into a Professional Services Agreement with Shumaker Consulting Engineering and Land Surveying, PC for Design of the Chenango River Trail Connection Project, PIN 9009.24*; and

WHEREAS, the City Engineer has recommended that the City enter into a supplemental agreement for right-of-way (ROW) survey, mapping and appraisals for eighteen (18) temporary easements on the Chenango River Trail Connection Project, PIN 9009.24 at a cost not to exceed \$133,800.00; and

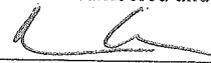
WHEREAS, funding is available from budget line H5410.525053.92206 (Waterfront) for this purpose.

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 Supplemental Agreement No. 1 with Shumaker Engineers for right-of-way (ROW) survey, mapping and appraisals for eighteen (18) temporary easements on the Chenango River Trail Connection Project, PIN 9009.24 at a cost not to exceed \$133,800.00; and be it further

RESOLVED that funding for such contract is available from budget line H5410.525053.92206 (Waterfront).

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



Chuck Shager, Comptroller



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: August 20, 2014

Sponsored by Council Members: Motsavage, Mihalko, Matzo

Introduced by Committee: Public Works/Parks and Recreation

RESOLUTION
entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH I.
KRUGER, INC. FOR A BIOSTYR PILOT STUDY
AT THE BINGHAMTON-JOHNSON CITY
JOINT SEWAGE TREATMENT PLANT
(BJCJSTP)

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 City and Village entered into Intermunicipal Agreement No. VIII designating the City as "Lead Agency" for the Phase III Remedial Project; and

WHEREAS, the Commissioner of Public Works has recommended the approval of a BIOSTYR Biologically Aerated Filter (BAF) Process Pilot Study by I. Kruger, Inc. in order to investigate performance, provide operational data and to develop treatment experience with the BIOSTYR system at an estimated cost of \$174,000.00 for the first six (6) months and at a cost of \$6,500.00 for each week thereafter; subject to potential reductions in cost based on operations, in accordance with the attached proposal; and

WHEREAS, funding for such Pilot Study is available from budget line J8130.54410.J0BAF (Professional Services – BAF Remediation).

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 I. Kruger, Inc. for a BIOSTYR Biologically Aerated Filter (BAF) Process Pilot Study at a cost not to exceed \$174,000.00 for the first six (6) months and at a cost of \$6,500.00 for each week thereafter; subject to potential reductions in cost based on operations, in accordance with the attached proposal; and be it further

THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

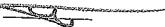
Date: August 20, 2014

RESOLVED that such funds shall be deducted from budget line J8130.54410.J0BAF
(Professional Services – BAF Remediation).

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



Chuck Shager, Comptroller/JSB Fiscal Officer

Legal Counsel Approval 

RL14-113

Introductory No. R14-57

Permanent No. _____



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: August 20, 2014

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

Introduced by Committee: Public Works/Parks and Recreation

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH
KEYSTONE ASSOCIATES TO PERFORM
STORE WATER POLLUTION PREVENTION
PLAN (SWPPP) REVIEWS

WHEREAS, the City of Binghamton wishes to enter into an agreement with Keystone Associates to perform Storm Water Pollution Prevention Plan (SWPPP) Reviews at a cost not to exceed \$4,500; and

WHEREAS, funding is available from budget line A1440.54410 (Professional Services).

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

RESOLVE that the Mayor of the City of Binghamton, or his designee, is hereby authorized to enter into an agreement, approved as to form and content by the Office of Corporation Counsel, with Keystone Associates to perform SWPPP Reviews at a cost not to exceed \$4,500; and be it further

RESOLVED that funding shall be deducted from budget line A1440.54410 (Professional Services).

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



Chuck Shager, Comptroller