



# OFFICE OF THE CITY CLERK ▪ CITY OF BINGHAMTON

*Hadassah Mativetsky, City Council President*  
*Sarah Dinhofer, City Clerk*

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**BOARD OF ESTIMATE & APPORTIONMENT  
MINUTES  
City Council Chambers – Binghamton City Hall  
Wednesday, January 24, 2024**

**I. CALL TO ORDER**

At 11:06 AM by Mayor Kraham

**II. ROLL CALL**

Present: Jared Kraham, Mayor; Joshua Paludi, Acting DPW Commissioner; Chuck Shager, Comptroller; Ron Lake, City Engineer; Sophie Bergman, Corporation Counsel

Also Present: Sarah Dinhofer, City Clerk

**III. APPROVAL OF MINUTES**

Request to approve the minutes from 1/10/2024

- a. Motion: Lake
- b. Second: Paludi
- c. Vote: 5-0-0-0

**IV. NEW BUSINESS**

**Sale of Property:** RL24-07 Ordinance to authorize the sale of 28 Alfred St to Gina and Elsa Ferranti for \$500

- a. Motion: Lake
- b. Second: Paludi
- c. Vote: 5-0-0-0

**Sale of Property:** RL24-08 Ordinance to authorize the sale of 74 Evans St to Michael and Margaret Igo for \$500

- a. Motion: Shager
- b. Second: Paludi
- c. Vote: 5-0-0-0

**V. MOTION TO ADJOURN**

- a. Motion: Lake
- b. Second: Paludi
- c. Vote: 5-0-0-0



# Legislative Branch

RL Number: \_\_\_\_\_

Date Submitted: \_\_\_\_\_

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. RLs generated by City Departments must be signed by the Mayor, Comptroller, and Corporation Counsel prior to submission. Incomplete/incorrect RLs will be returned to applicant for revisions.

### Applicant Presenting RL at Work Session

MEGAN HEIMAN

*Deputy Mayor*  
(Title)

607-772-7001

(Print Name)

(Phone number)

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

### To Be Completed By Applicant

Proposed Title: *AN ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY - PRINCIPAL NOT. TO EXCEED \$11,937,500*

Executive Summary (Explain why legislation is necessary): Bond Ordinance for the City of Binghamton

SEE ATTACHED

Effective Date: (if applicable) \_\_\_\_\_

Budget transfer or amendment: RL Budget Transfer Worksheet **must** be attached w/ Dep. Head signature.

RL related to a grant: RL Grant Worksheet **must** be attached. Deadline for Council to act by: \_\_\_\_\_

RL related to previously adopted legislation: Perm. number \_\_\_\_\_, adoption date \_\_\_\_\_

Contract: Person/Company \_\_\_\_\_ Start/End Date \_\_\_\_\_

Total Cost \_\_\_\_\_ Funds available in Budget Line \_\_\_\_\_ Title \_\_\_\_\_

Public Hearing required? Yes  No

SEQRA required? Yes  No

Additional information related to this RL attached? Yes  No

### OFFICE USE ONLY

Mayor: \_\_\_\_\_

*Jared M. Kraham*

Comptroller: \_\_\_\_\_

Corp. Counsel: \_\_\_\_\_

Finance

Planning

MPA

PW/Parks

Employees

Rules/Special Studies

# HAWKINS

HAWKINS DELAFIELD & WOOD LLP  
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007  
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

January 17, 2024

City of Binghamton, New York  
\$11,937,500 Bond Ordinance for Various Purposes  
(Our File Designation: 5040/ )

Clarence Shager, Comptroller  
City of Binghamton  
City Hall  
38 Hawley Street  
Binghamton, New York 13901-3766

Dear Chuck:

Pursuant to your request, I have prepared and now send to you a draft of the Extract of Minutes of the Council meeting to be held February 7, 2024 showing adoption of the above bond ordinance and providing for publication of such ordinance, *in summary*. ***The bond ordinance requires at least a two-thirds vote of the full Council for adoption, without taking into consideration any temporary absences or vacancies.***

A summary of the bond ordinance with the prescribed form of Clerk's statutory notice affixed in readiness for publication in the official City newspaper is also included. As you know, publication of the bond ordinance, in summary, commences a 20-day statute of limitations period pursuant to the provisions of Section 80.00 *et seq.* of the Local Finance Law. **The publication of the legal notice should be made as soon as possible following adoption of the ordinance by the Council.**

**We understand from you that the necessary SEQRA review for the projects has been or will be completed prior to the adoption of this ordinance.**

Please obtain and forward to me a certified copy of the Extract of Minutes and an original Affidavit of Publication, when available.

With best regards, I am

Very truly yours,



William J. Jackson

WJJ/ml  
Enclosures

EXTRACT OF MINUTES

Meeting of the Council of the City of Binghamton,

in the County of Broome, New York

February 7, 2024

\* \* \*

A regular meeting of the Council of the City of Binghamton, in the County of Broome, New York, was held at the City Hall, Binghamton, New York, on February 7, 2024.

There were present:

Councilpersons:

There were absent:

Also present: Sarah Dinhofer, City Clerk

\* \* \*

\_\_\_\_\_ offered the following ordinance and moved its adoption:



Legal Counsel Approval \_\_\_\_\_

Introductory No. \_\_\_\_\_

RL15-145

Permanent No. \_\_\_\_\_

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

Date: February 7, 2024

Sponsored by Council Members: \_\_\_\_\_

Introduced by Committee: Finance

**ORDINANCE**

*Entitled*

BOND ORDINANCE OF THE CITY OF BINGHAMTON, NEW YORK, ADOPTED FEBRUARY 7, 2024, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$11,937,500 TO FINANCE VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$11,937,500, AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

WHEREAS, the Council of the City of Binghamton recognizes the need to provide for various capital improvements in and for the City, as more specifically described herein;

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain (by the favorable vote of not less than two-thirds of all the members of said Council) as follows:

Section 1. The City of Binghamton, in the County of Broome, New York (herein called the "City"), is hereby authorized to construct, acquire or undertake the various projects as described in Column A of said Schedule I, attached hereto and made a part hereof, at the estimated

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

Date: February 7, 2024

maximum costs indicated in Column B of said Schedule I. The estimated total cost of such projects, including preliminary costs and costs incidental thereto and the financing thereof, is \$11,937,500 and said amount is hereby appropriated therefor, such appropriation having been authorized by the Council pursuant to Ordinance No. \_\_\_\_\_. The plan of financing includes the issuance of bonds of the City in the principal amount of not to exceed \$11,937,500 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. Debt service on the obligations herein authorized is expected to be paid from the respective funds of the City set forth in Column D of said Schedule I.

Section 2. Bonds of the City in the aggregate principal amount of not to exceed \$11,937,500 are hereby authorized to be issued in the principal amounts indicated in Column C of said Schedule I for each of the respective objects or purposes indicated in Column A of said Schedule I, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance the appropriation referred to herein.

Section 3. The respective periods of probable usefulness of the specific objects or purposes and classes of objects or purposes for which said bonds are authorized to be issued, within the limitations of §11.00 a. of the Law as referenced in Column G of said Schedule I, are set forth in Column F of said Schedule I.

Section 4. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the City for expenditures made after the effective date of this ordinance for the purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this ordinance, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by general tax upon all

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

Date: February 7, 2024

the taxable real property within the City. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this ordinance and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Council relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing agreements for credit enhancements, are hereby delegated to the City Comptroller, the chief fiscal officer of the City.

Section 7. The validity of the bonds authorized by this ordinance, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such ordinance, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 8. This bond ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish the foregoing ordinance, in summary, together with a Notice

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

Date: February 7, 2024

attached in substantially the form prescribed by §81.00 of the Law in the "*The Press & Sun-Bulletin*," a newspaper published in Binghamton, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.



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

Date: February 7, 2024

Introductory No. \_\_\_\_\_

Permanent No. \_\_\_\_\_

Sponsored by City Council Members:  
\_\_\_\_\_

**BOND ORDINANCE OF THE CITY OF BINGHAMTON, NEW YORK, ADOPTED FEBRUARY 7, 2024, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$11,937,500 TO FINANCE VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$11,937,500, AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE**

	Ayes	Nays	Abstain	Absent
Total				

Code of the City of Binghamton

Adopted     Defeated

\_\_\_ Ayes \_\_\_ Nays \_\_\_ Abstain \_\_\_ Absent

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date Presented to Mayor

\_\_\_\_\_  
Date Approved

\_\_\_\_\_  
Mayor

The ordinance was declared adopted.

\*\*\*\*\*

**Schedule I**

**2024 Capital Improvement Plan**

A	B	C	D	E	F	G
Project Description (Object or Purpose)	Estimated Maximum Cost	Amount of Bonds Authorized	Fund	Grant Funding Expected to be Received	Period of Probable Usefulness	PPU Section 11.00a. Reference
A. Fire Ladder Truck	\$2,300,000	\$2,300,000	General	\$ 0	20	27
B. Fire Pumper Truck	850,000	850,000	General	250,000	20	27
C. Murray to Crary Interceptor Sewer Study	100,000	100,000	Sewer	0	5	35/62
D. 6 <sup>th</sup> Ward Interceptor	250,000	250,000	Sewer	0	40	4
E. Court and Tompkins Pump Station Rehab	1,500,000	1,500,000	Water	0	40	1
F. Ross Park Carousel Improvements	1,400,000	1,400,000	General	0	15	19(c)
G. Ross Park Improvements (Grant Match)	187,500	187,500	General	0	15	19(c)
H. Two Dump Trucks with Plow	450,000	450,000	General	0	15	28
I. Building Improvements to Parks Garage	200,000	200,000	General	0	15	12(a)(2)
J. Court Resurfacing	200,000	200,000	General	0	15	19(c)
K. Sewer Lines Improvements	1,500,000	1,500,000	Sewer	0	40	4
L. Water Lines Improvements	2,500,000	2,500,000	Water	0	40	1
M. Floodwall Levee reconstruction	200,000	200,000	General	0	5	35
N. Engineering Design Projects	<u>300,000</u>	<u>300,000</u>	General	<u>0</u>	5	62
Totals:	<b><u>\$11,937,500</u></b>	<b><u>\$11,937,500</u></b>		<b><u>\$250,000.00</u></b>		

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

Date: February 7, 2024

CERTIFICATE

I, SARAH DINHOFER, City Clerk of the City of Binghamton, in the County of Broome, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Council of said City of Binghamton duly called and held on February 7, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Council and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract. Such ordinance was approved in writing by the Mayor of the City on \_\_\_\_\_, 2024 and by the Board of Estimate and Apportionment of the City on \_\_\_\_\_, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City of Binghamton this \_\_\_\_ day of \_\_\_\_\_, 2024.

(SEAL)

\_\_\_\_\_  
City Clerk

## LEGAL NOTICE

The ordinance, a summary of which is published herewith, has been adopted by the Council of the City of Binghamton on February 7, 2024. Such ordinance was approved in writing by the Mayor of the City on \_\_\_\_\_, 2024 and by the Board of Estimate and Apportionment of the City on \_\_\_\_\_, 2024.

The validity of the obligations authorized by such ordinance may be hereafter contested only if such obligations were authorized for an object or purpose for which the City of Binghamton, in the County of Broome, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

DATE: February 7, 2024

SARAH DINHOFER  
City Clerk, City of Binghamton, New York

BOND ORDINANCE OF THE CITY OF BINGHAMTON, NEW YORK,  
ADOPTED FEBRUARY 7, 2024, AUTHORIZING THE ISSUANCE OF  
BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$11,937,500 TO  
FINANCE VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE  
CITY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS  
\$11,937,500, AND APPROPRIATING SAID AMOUNT FOR SUCH  
PURPOSE

The objects or purposes for which the bonds are authorized is to finance various capital improvements in and for the City of Binghamton, as further described in the City's 2024 Capital Improvement Plan, at the estimated total cost of \$11,937,500.

The total amount of obligations authorized to be issued is not to exceed \$11,937,500.

The periods of probable usefulness for the objects or purposes authorized by this bond ordinance are various periods ranging from 5 to 40 years.

A complete copy of the Bond Ordinance summarized above shall be available for public inspection during normal business hours at the office of the City Clerk, City of Binghamton, City Hall, 38 Hawley Street, Binghamton, New York.

Dated: February 7, 2024  
Binghamton, New York

**ESTOPPEL CERTIFICATE**

I, Sarah Dinhofer, City Clerk of the City of Binghamton, in the County of Broome, New York (the “City”), HEREBY CERTIFY as follows:

That an ordinance of the City Council of said City entitled:

“BOND ORDINANCE OF THE CITY OF BINGHAMTON, NEW YORK, ADOPTED FEBRUARY 7, 2024, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$11,937,500 TO FINANCE VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$11,937,500, AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,”

was adopted on February 7, 2024 and was approved in writing by the Mayor of the City on \_\_\_\_\_, 2024 and by the Board of Estimate and Apportionment of the City on \_\_\_\_\_, 2024. Such ordinance contained an estoppel clause as permitted by Section 80.00 of the Local Finance Law and a notice setting forth substantially the statements referred to in Section 81.00 of the Local Finance Law, together with a summary of such ordinance, was duly published as referred to in said Section 81.00 of the Local Finance Law.

That to the best of my knowledge, no action, suit or proceeding contesting the validity of the obligations authorized by such ordinance was commenced within twenty days from the date of publication of such notice.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City this \_\_\_\_ day of \_\_\_\_\_, 2024.

---

Sarah Dinhofer, City Clerk  
City of Binghamton



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

Date: February 28, 2024

Sponsored by Council Members: Cavanaugh, Hotchkiss, Middleton

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

AN ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$11,937,500, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF BONDS IN THE CITY IN THE PRINCIPAL AMOUNT NOT TO EXCEED \$11,937,500 TO FINANCE SAID APPROPRIATION

WHEREAS, the Council of the City of Binghamton recognizes the need to provide for various capital improvements in and for the City, as more specifically described herein;

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain (by the favorable vote of not less than two-thirds of all the members of said Council) as follows:

Section 1. The City of Binghamton, in the County of Broome, New York (herein called the "City"), is hereby authorized to construct, acquire or undertake the various projects as described in Column A of said Schedule I, attached hereto and made a part hereof, at the estimated maximum costs indicated in Column B of said Schedule I. The estimated total cost of such projects, including preliminary costs and costs incidental thereto and the financing thereof, is \$11,937,500 and said amount is hereby appropriated therefor, such appropriation having been authorized by the Council pursuant to Ordinance No. 24-06 . The plan of financing includes the issuance of bonds of the City in the principal amount not to exceed \$11,937,500 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. Debt service on the obligations

herein authorized is expected to be paid from the respective funds of the City set forth in Column D of said Schedule I.

Section 2. Bonds of the City in the aggregate principal amount not to exceed \$11,937,500 are hereby authorized to be issued in the principal amounts indicated in Column C of said Schedule I for each of the respective objects or purposes indicated in Column A of said Schedule I, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance the appropriation referred to herein.

Section 3. The respective periods of probable usefulness of the specific objects or purposes and classes of objects or purposes for which said bonds are authorized to be issued, within the limitations of §11.00 a. of the Law as referenced in Column G of said Schedule I, are set forth in Column F of said Schedule I.

Section 4. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the City for expenditures made after the effective date of this Ordinance for the purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this Ordinance, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by general tax upon all the taxable real property within the City. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Ordinance and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Council relative to authorizing bond anticipation notes and prescribing

the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing agreements for credit enhancements, are hereby delegated to the City Comptroller, the chief fiscal officer of the City.

Section 7. The validity of the bonds authorized by this ordinance, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such ordinance, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution

Section 8. This bond Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish the foregoing ordinance, in summary, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in the "The Press & Sun-Bulletin," a newspaper published in Binghamton, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.



Introductory No. 024-06

Permanent No. \_\_\_\_\_

Sponsored by City Council Members:  
Cavanaugh, Hotchkiss, Middleton

AN ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$11,937,500, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF BONDS IN THE CITY IN THE PRINCIPAL AMOUNT NOT TO EXCEED \$11,937,500 TO FINANCE SAID APPROPRIATION

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date Presented to Mayor

\_\_\_\_\_  
Date Approved

\_\_\_\_\_  
Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Dundon				
<b>Total</b>				

Code of the City of Binghamton

Adopted       Defeated

\_\_\_ Ayes \_\_\_ Nays \_\_\_ Abstain \_\_\_ 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 \_\_\_\_\_. Approved by the Mayor on \_\_\_\_\_.

**Schedule I**

**2024 Capital Improvement Plan**

A	B	C	D	E	F	G
Project Description (Object or Purpose)	Estimated Maximum Cost	Amount of Bonds Authorized	Fund	Grant Funding Expected to be Received	Period of Probable Usefulness	PPU Section 11.00a. Reference
A. Fire Ladder Truck	\$2,300,000	\$2,300,000	General	\$ 0	20	27
B. Fire Pumper Truck	850,000	850,000	General	250,000	20	27
C. Murray to Crary Interceptor Sewer Study	100,000	100,000	Sewer	0	5	35/62
D. 6 <sup>th</sup> Ward Interceptor	250,000	250,000	Sewer	0	40	4
E. Court and Tompkins Pump Station Rehab	1,500,000	1,500,000	Water	0	40	1
F. Ross Park Carousel Improvements	1,400,000	1,400,000	General	0	15	19(c)
G. Ross Park Improvements (Grant Match)	187,500	187,500	General	0	15	19(c)
H. Two Dump Trucks with Plow	450,000	450,000	General	0	15	28
I. Building Improvements to Parks Garage	200,000	200,000	General	0	15	12(a)(2)
J. Court Resurfacing	200,000	200,000	General	0	15	19(c)
K. Sewer Lines Improvements	1,500,000	1,500,000	Sewer	0	40	4
L. Water Lines Improvements	2,500,000	2,500,000	Water	0	40	1
M. Floodwall Levee reconstruction	200,000	200,000	General	0	5	35
N. Engineering Design Projects	<u>300,000</u>	<u>300,000</u>	General	<u>0</u>	5	62
Totals:	<b><u>\$11,937,500</u></b>	<b><u>\$11,937,500</u></b>		<b><u>\$250,000.00</u></b>		

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

Date: February 28, 2024

CERTIFICATE

I, SARAH DINHOFER, City Clerk of the City of Binghamton, in the County of Broome, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Council of said City of Binghamton duly called and held on February 28, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Council and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract. Such ordinance was approved in writing by the Mayor of the City on \_\_\_\_\_, 2024 and by the Board of Estimate and Apportionment of the City on \_\_\_\_\_, 2024. IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City of Binghamton this \_\_\_\_ day of \_\_\_\_\_, 2024.

(SEAL)

\_\_\_\_\_  
City Clerk

**LEGAL NOTICE**

The ordinance, a summary of which is published herewith, has been adopted by the Council of the City of Binghamton on February 28, 2024. Such ordinance was approved in writing by the Mayor of the City on \_\_\_\_\_, 2024 and by the Board of Estimate and Apportionment of the City on \_\_\_\_\_, 2024.

The validity of the obligations authorized by such ordinance may be hereafter contested only if such obligations were authorized for an object or purpose for which the City of Binghamton, in the County of Broome, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

DATE: February 28, 2024

SARAH DINHOFER  
City Clerk, City of Binghamton, New York

BOND ORDINANCE OF THE CITY OF BINGHAMTON, NEW YORK,  
ADOPTED FEBRUARY 28, 2024, AUTHORIZING THE ISSUANCE OF  
BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$11,937,500 TO  
FINANCE VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE  
CITY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS  
\$11,937,500, AND APPROPRIATING SAID AMOUNT FOR SUCH  
PURPOSE

The objects or purposes for which the bonds are authorized is to finance various capital improvements in and for the City of Binghamton, as further described in the City’s 2024 Capital Improvement Plan, at the estimated total cost of \$11,937,500.

The total amount of obligations authorized to be issued is not to exceed \$11,937,500.

The periods of probable usefulness for the objects or purposes authorized by this bond ordinance are various periods ranging from 5 to 40 years.

A complete copy of the Bond Ordinance summarized above shall be available for public inspection during normal business hours at the office of the City Clerk, City of Binghamton, City Hall, 38 Hawley Street, Binghamton, New York.

Dated: February 28, 2024  
Binghamton, New York

**ESTOPPEL CERTIFICATE**

I, Sarah Dinhofer, City Clerk of the City of Binghamton, in the County of Broome, New York (the “City”), HEREBY CERTIFY as follows:

That an ordinance of the City Council of said City entitled:

“BOND ORDINANCE OF THE CITY OF BINGHAMTON, NEW YORK, ADOPTED FEBRUARY 28, 2024, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$11,937,500 TO FINANCE VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$11,937,500, AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,”

was adopted on February 28, 2024 and was approved in writing by the Mayor of the City on \_\_\_\_\_, 2024 and by the Board of Estimate and Apportionment of the City on \_\_\_\_\_, 2024. Such ordinance contained an estoppel clause as permitted by Section 80.00 of the Local Finance Law and a notice setting forth substantially the statements referred to in Section 81.00 of the Local Finance Law, together with a summary of such ordinance, was duly published as referred to in said Section 81.00 of the Local Finance Law.

That to the best of my knowledge, no action, suit or proceeding contesting the validity of the obligations authorized by such ordinance was commenced within twenty days from the date of publication of such notice.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City this \_\_\_\_ day of \_\_\_\_\_, 2024.

---

Sarah Dinhofer, City Clerk  
City of Binghamton





# CITY OF BINGHAMTON

## Request for Transfer of Funds

Transfer requests of \$2500 or less must be approved by the Comptroller.  
 Transfer requests over \$2500 and not in excess of \$10,000 must be approved by Board of E&A and Chair of Finance Committee.  
 Transfer requests in excess of \$10,000 must be approved by City Council.

This worksheet must be attached to any RL submitted to the Clerk's Office that includes a budget funding transfer or amendment. For additional instructions, see 'RL Instructions' document.  
 Incomplete/incorrect RLs to be returned to applicant for revisions. Additional transfer lines in the same format may be attached.

Adopted Budget Year Amended: 2024

Department: PERSONNEL  
 Department Head Signature: [Signature]

Transfer From (Decrease)		Transfer To (Increase)	
Amount	Budget Line	Amount	Budget Line
\$ 33,054.02	A1430.51000 PERS SRVS-ADMIN ASSISTANT	\$ 33,054.02	A1430.51000 PERS SRVS-SR ACCOUNT CLERK
\$ 33,054.02		\$ 33,054.02	

Revenue & Fund Balance Amendments	
Amount	Budget Line

**Office Use Only for Transfers Under \$10,000**

I hereby certify that the above funds are unencumbered and available for Transfer. Certified by the Comptroller. \_\_\_\_\_ Date: 1/17/24

I hereby certify that the above described funds have been transferred, in accordance with the Code of the City of Binghamton Chapter 3, Appropriations. Certified by the Treasurer. \_\_\_\_\_ Date: \_\_\_\_\_

Transfer of funds Approved \_\_\_\_\_ / Deated \_\_\_\_\_ on \_\_\_\_\_ / \_\_\_\_\_ Certified by the Secretary of the Board of Estimate and Apportionment. \_\_\_\_\_ Date: \_\_\_\_\_

Transfer of funds reviewed by the Binghamton City Council Finance Chair. Recommendations to be attached. \_\_\_\_\_ Date: \_\_\_\_\_

**Additional Note From Department Head Drake-Deese and Comptroller Shager:**

The discrepancy in RL-14 accounts is for time they expect the Senior Account Clerk position to be unfilled (January 1-TBD). The annual salary is roughly 40,000, but since this will not be active until approval in early February, they are only requesting the amount for 47 weeks not the full 52 on the RL.





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

Date: February 7, 2024

Sponsored by Council Members: Dundon, Middleton, Hotchkiss

Introduced by Committee: Employees

**ORDINANCE**

*entitled*

**AN ORDINANCE TO AMEND THE 2024  
ENGINEERING BUDGET TO FUND THE  
SENIOR ACCOUNT CLERK POSITION**

WHEREAS, the Comptroller finds it proper and necessary to amend the 2024 Department of Engineering budget to fund the pre-existing position of Senior Account Clerk through 2024; and

WHEREAS, the Department of Engineering will transfer the funds from the existing position of Administrative Assistant; and

WHEREAS, the budget transfer was approved by the Board of Estimate and Apportionment on February 7, 2024.

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 2024 Department of Engineering budget to fund the Senior Account Clerk position as follows:

Transfer From (Decrease):

\$33,054.02 A1430.51000  
(PERS SRVS- ADMIN ASST)

Transfer To (Increase):

\$33,054.02 A1440.51000  
(PERS SRVS- SR ACCOUNT CLERK)

---

\$33,054.02

\$33,054.02

Section 2. That this Ordinance shall take effect immediately.

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

---

Chuck Shager, Comptroller

Introductory No. 024-07

Permanent No. \_\_\_\_\_

Sponsored by City Council Members:  
Dundon, Middleton, Hotchkiss

AN ORDINANCE TO AMEND THE 2024  
ENGINEERING BUDGET TO FUND THE SENIOR  
ACCOUNT CLERK POSITION

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date Presented to Mayor

\_\_\_\_\_  
Date Approved

\_\_\_\_\_  
Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Dundon				
<b>Total</b>				

Code of the City of Binghamton

Adopted       Defeated

\_\_\_\_ Ayes    \_\_\_\_ Nays    \_\_\_\_ Abstain    \_\_\_\_ 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 \_\_\_\_\_. Approved  
by the Mayor on \_\_\_\_\_.



# Legislative Branch

RL Number: \_\_\_\_\_

Date Submitted: \_\_\_\_\_

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. RLs generated by City Departments must be signed by the Mayor, Comptroller, and Corporation Counsel prior to submission. Incomplete/incorrect RLs will be returned to applicant for revisions.

### Applicant Presenting RL at Work Session

KENT DRAKE-DEESE

Personnel & Safety Director

607-772-7067

(Print Name)

(Title)

(Phone number)

Signature:

Date:

1/17/24

### To Be Completed By Applicant

**Proposed Title:** Amend the 2024 General Fund budget for responsibility adjustment for Superintendent of Streets as Acting DPW

commissioner and 1st Deputy Commissioner to take on additional responsibilities of Superintendent of Streets roles for calendar 2024, 26 pays plus 2 days

**Executive Summary (Explain why legislation is necessary):** Ordinance to Amend the 2024 General Fund budget to increase

A1490.51000 (PERS SRVS-1ST DEPUTY) by \$8,458.67 and increase A1490.51000 (PERS SRVS-SUPT OF ST.) by \$25,375.75 and decrease

A1490.51000 (DPW COMMISSIONER) by 33,834.42. Responsibility adjustment for Acting Commissioner is 968.54/pay period and 322.85/pay for 1st Deputy Commissioner.

Effective Date: (if applicable) \_\_\_\_\_

**Budget transfer or amendment:** RL Budget Transfer Worksheet must be attached w/ Dep. Head signature.

**RL related to a grant:** RL Grant Worksheet must be attached. Deadline for Council to act by: \_\_\_\_\_

**RL related to previously adopted legislation:** Perm. number \_\_\_\_\_, adoption date \_\_\_\_\_

**Contract:** Person/Company \_\_\_\_\_ Start/End Date \_\_\_\_\_

Total Cost \_\_\_\_\_ Funds available in Budget Line \_\_\_\_\_ Title \_\_\_\_\_

Public Hearing required? Yes  No

SEQRA required? Yes  No

Additional information related to this RL attached? Yes  No

#### OFFICE USE ONLY

Mayor:

Comptroller:

Corp. Counsel:

Finance

Planning

MPA

PW/Parks

Employees

Rules/Special Studies



# CITY OF BINGHAMTON

## Request for Transfer of Funds

Transfer requests of \$2500 or less must be approved by the Comptroller. Transfer requests over \$2500 and not in excess of \$10,000 must be approved by Board of E&A and Chair of Finance Committee. Transfer requests in excess of \$10,000 must be approved by City Council.

This worksheet must be attached to any RL submitted to the Clerk's Office that includes a budget funding transfer or amendment. For additional instructions, see 'RL Instructions' document. Incomplete/incorrect RLs to be returned to applicant for revisions. Additional transfer lines in the same format may be attached.

Adopted Budget Year Amended: 2024

Department: PERSONNEL

Department Head Signature: [Signature]

Transfer From (Decrease)		Transfer To (Increase)	
Amount	Budget Line	Budget Line	Budget Line Title
\$ 33,834.42	A1490.51000		
	PERS SRYS-DPW COMMISSIONER	25,375.75	SUPT OF STREETS
		8,458.67	1ST DEPUTY COMMISSIONER
\$ 33,834.42			

Revenue & Fund Balance Amendments	
Amount	Budget Line Title

Office Use Only for Transfers Under \$10,000

I hereby certify that the above funds are unencumbered and available for Transfer. Certified by the Comptroller.

Signature: [Signature] Date: [Date]

I hereby certify that the above described funds have been transferred, in accordance with the Code of the City of Binghamton Chapter's Appropriations. Certified by the Treasurer.

Signature: [Signature] Date: [Date]

Transfer of funds Approved \_\_\_ / Denied \_\_\_ on \_\_\_ / \_\_\_ / \_\_\_ Certified by the Secretary of the Board of Estimate and Apportionment.

Signature: [Signature] Date: [Date]

Transfer of funds reviewed by the Binghamton City Council Finance Chair. Recommendations to be attached.

Signature: [Signature] Date: [Date]

## **1<sup>ST</sup> DEPUTY COMMISSIONER OF PUBLIC WORKS**

**DISTINGUISHING FEATURES OF THE CLASS:** This is a key leadership position within the Department of Public Works. The Department of Public Works has an operating budget of approximately \$14 million and a workforce of 161 employees. The work performed by this position involves a high degree of independence and solid judgment. Policy development, implementation and enforcement are a key component of the duties performed by the position. Providing project management and support/direction to first line field Supervisors and handling day-to-day personnel, safety/health and labor relations issues are also essential tasks assigned to this position. Frequent contact with the public regarding operational issues and complaints is required. This position reports directly to the Commissioner of Public Works.

### **MINIMUM QUALIFICATIONS:**

- A) Graduation from a regionally accredited college or university or equivalent; with a bachelor's degree in business, public administration, engineering, construction management, or a related field and five (5) years of field experience in a DPW or similar work setting; or
- B) Graduation from a regionally accredited college or university or equivalent; with a associate's degree in public administration, engineering or a related field and seven (7) years of field experience in a DPW or similar work setting; or
- C) Graduation from high school and ten (10) years of field experience in DPW, construction, with 5 years in management and supervision.

Exempt

## **COMMISSIONER OF PUBLIC WORKS**

### **DISTINGUISHING FEATURES OF THE CLASS:**

The commissioner of Public Works shall be the head of the department of public works. He shall possess all the powers and shall perform all duties prescribed, imposed and conferred upon a commissioner of Public Works by Article 7 of the Second Class Cities Law and by the provisions of the Optional City Government Law, except that he shall not possess the power nor perform the duties of directing the superintendence of parks and recreational facilities. The commissioner of Public Works shall possess such other powers and perform such other duties as may be prescribed by law or by ordinance of the city council.

### **TYPICAL WORK ACTIVITIES:**

- Maintain proper discipline and efficiency in all areas of the department;
- Promotes the morale of the department;
- Issues working orders for the department, i.e. snow removal, street repair, and cleaning, refuse removal, and recycling;
- Prepares and presents reports;
- Prepares the annual budget;
- Initiates and develops public relations policies for the department.
- Ability to operate a personal computer and utilize common office software programs including word processing, spreadsheet, and database at an acceptable rate of accuracy and speed.



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

Date: February 7, 2024

Sponsored by Council Members: Dundon, Middleton, Hotchkiss

Introduced by Committee: Employee

**ORDINANCE**

*entitled*

**AN ORDINANCE TO AMEND THE 2024  
GENERAL BUDGET FOR DEPARTMENT OF  
PUBLIC WORKS RESPONSIBILITY  
ADJUSTMENTS**

WHEREAS, the Director of Personnel and Safety and Comptroller of the City of Binghamton find it proper and necessary to amend the 2024 Department of Public Works (DPW) budget to temporarily adjust the salary of the "1<sup>st</sup> Deputy Commissioner" and "Superintendent of City Streets" and decrease the salary of "DPW Commissioner"; and

WHEREAS, the position of the Commissioner of the DPW has remained vacant since November 25, 2023; and

WHEREAS, the "Superintendent of City Streets" was named "Acting Commissioner"; and

WHEREAS, the "1<sup>st</sup> Deputy Commissioner" is assuming additional responsibilities in support of the "Acting Commissioner" as well as some "Superintendent of City Streets" responsibilities; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on February 6, 2024.

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 City Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2024 DPW budget to (i) temporarily increase the "1<sup>st</sup> Deputy Commissioner" salary by \$8,458.67; (ii) temporarily increase the "Superintendent of Streets Commissioner" salary by \$25,375.75; and (iii) temporarily decrease the "DPW Commissioner" salary by \$33,834.42, paid as a responsibility adjustment as follows:

Transfer From (Decrease):  
\$33,824.42 A1490.51000  
(DPW COMMISSIONER)

Transfer To (Increase):  
\$8,458.67 A1490.51000  
(PERS SRVS- 1<sup>ST</sup> DEPUTY)

\$25,375.75 A1490.51000  
(PERS SRVS- SUPT OF ST.)

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Total: \$33,824.42

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Total: \$33,824.42

Section 2. That this Ordinance shall take effect immediately.

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

---

Chuck Shager, Comptroller



Introductory No. 024-08

Permanent No. \_\_\_\_\_

Sponsored by City Council Members:  
Dundon, Middleton, Hotchkiss

AN ORDINANCE TO AMEND THE 2024  
GENERAL BUDGET FOR DEPARTMENT OF  
PUBLIC WORKS RESPONSIBILITY  
ADJUSTMENTS

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date Presented to Mayor

\_\_\_\_\_  
Date Approved

\_\_\_\_\_  
Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Dundon				
<b>Total</b>				

Code of the City of Binghamton

Adopted       Defeated

\_\_\_\_ Ayes    \_\_\_\_ Nays    \_\_\_\_ Abstain    \_\_\_\_ 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 \_\_\_\_\_. Approved  
by the Mayor on \_\_\_\_\_.