



OFFICE OF THE MAYOR • CITY OF BINGHAMTON

OFFER TO PURCHASE

Please complete the below application, and submit this document to the Mayor's Office for consideration. Please note that if such sale is approved, the Applicant will be liable for all filing fees associated with the transfer of this property.

PROPERTY INFORMATION

Street Address of Property: 28 Alfred Street

Tax Parcel Identification Number: 1400.67-4-7

Current Use of Property: [] Residential [] Commercial [] Mixed Use [x] Vacant Lot

Offered Purchase Price: \$500.00

Do you wish to opt-out of the free tree planting service? [] Yes [x] No

Please describe the intended use of the property. The inclusion of a map or illustration depicting the intended use of the property will expedite the review process.

Maintain as green space. Perhaps plant some flowers and garden.

APPLICANT INFORMATION

Applicant Name: Elsa Ferranti
Note: Please provide the full legal name of the applicant. If the applicant is a company or corporation, please list all shareholders or members.

Mailing Address: 30 Grand Street, Binghamton, NY 13903

Telephone Number(s): 607-722-1403 (phone)

Email Address: p.ferranti@msu.com

Please list any other properties owned by the Applicant located within Broome County.

30 Grand Street, Binghamton, NY 13903

34 Grand Street, Binghamton, NY 13903

31 Lookout Street, Binghamton, NY 13903

I hereby certify that the above information is a true account of my intended purchase and use of City-owned property. I understand that upon approval of any such sale, any deviance from the agreed-upon terms and conditions may result in the termination of such agreement through legal proceedings.

Signature: Elsa Ferranti

Date: 11/21/2023

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

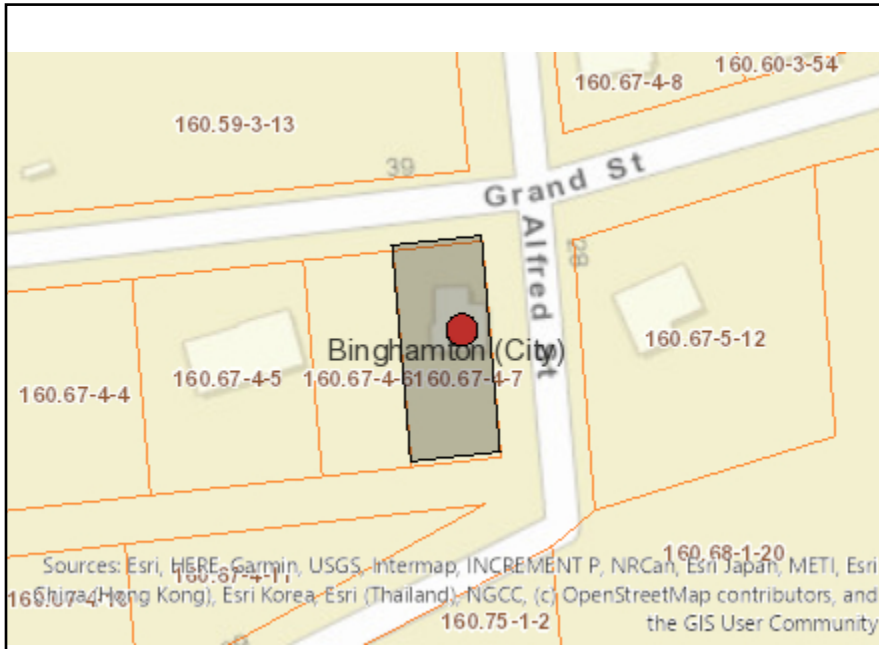
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: Sale of 28 Alfred St			
Project Location (describe, and attach a location map): 28 Alfred St, Binghamton, NY 13903			
Brief Description of Proposed Action: The proposed action is the sale of vacant real property for use as a side yard by a neighboring property owner.			
Name of Applicant or Sponsor: City of Binghamton		Telephone: 607-772-7001 E-Mail: gvdoherly@cityofbinghamton.gov	
Address: 38 Hawley St			
City/PO: Binghamton		State: NY	Zip Code: 13901
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO <input type="checkbox"/>	YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:		NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ .14 acres b. Total acreage to be physically disturbed? _____ 0 acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ .14 acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): <input type="checkbox"/> Parkland			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	YES <input type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO <input checked="" type="checkbox"/> <input type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
49. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: _____ Date: _____ Signature: _____ Title: _____		



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
Part 1 / Question 20 [Remediation Site]	Yes



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

Date: February 7, 2024

Sponsored by Council Members: Hotchkiss, Cavanaugh, Mativetsky

Introduced by Committee: Planning

ORDINANCE

entitled

**AN ORDINANCE AUTHORIZING THE SALE OF
28 ALFRED STREET TO GINO FERRANTI AND
ELSA FERRANTI FOR \$500**

WHEREAS, the City of Binghamton is the owner of certain real property located at 28 Alfred Street, Binghamton, New York, Tax Parcel No. 160.67-4-7 (the "Premises"); and

WHEREAS, the City received an Offer to Purchase the Premises from Gino Ferranti and Elsa Ferranti (the "Applicants") for \$500 as part of the City's side lot program for future use of the Premises as green space; and

WHEREAS, the City has no public use for the Premises; 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 February 7, 2024.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain by at least a three-fourths vote 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 the Premises to Gino Ferranti and Elsa Ferranti, for \$500 to be paid by cash, certified, or local bank check.

Section 2. This transfer is subject to the following conditions (i) the Premises may only be used as green space and, (ii) the Premises must be merged with the Applicant's adjacent property at 30 Grand Street, Tax Parcel No. 160.67-4-5 within one year of the date of this legislation.

Section 3. That this Ordinance shall take effect immediately.



OFFICE OF THE MAYOR • CITY OF BINGHAMTON

RECEIVED
11/21/23

OFFER TO PURCHASE

Please complete the below application, and submit this document to the Mayor's Office for consideration. Please note that if such sale is approved, the Applicant will be liable for all filing fees associated with the transfer of this property.

PROPERTY INFORMATION

Street Address of Property: 74 EVANS ST.

Tax Parcel Identification Number: 160.60-3-17

Current Use of Property: Residential Commercial Mixed Use Vacant Lot

Offered Purchase Price: \$500.00

Do you wish to opt-out of the free tree planting service? Yes No

Please describe the intended use of the property. The inclusion of a map or illustration depicting the intended use of the property will expedite the review process.

Extend our yard per the Side Lot Program.

APPLICANT INFORMATION

Applicant Name: Michael and Margaret Igo
Note: Please provide the full legal name of the applicant. If the applicant is a company or corporation, please list all shareholders or members.

Mailing Address: 72 Evans St. Binghamton, NY 13903

Telephone Number(s): 607-772-9815

Email Address: migojr@yahoo.com

Please list any other properties owned by the Applicant located within Broome County.
70 EVANS ST + 72 EVANS ST.

I hereby certify that the above information is a true account of my intended purchase and use of City-owned property. I understand that upon approval of any such sale, any deviance from the agreed-upon terms and conditions may result in the termination of such agreement through legal proceedings.

Michael Igo, Mayor
Signature

11/21/2023
Date

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

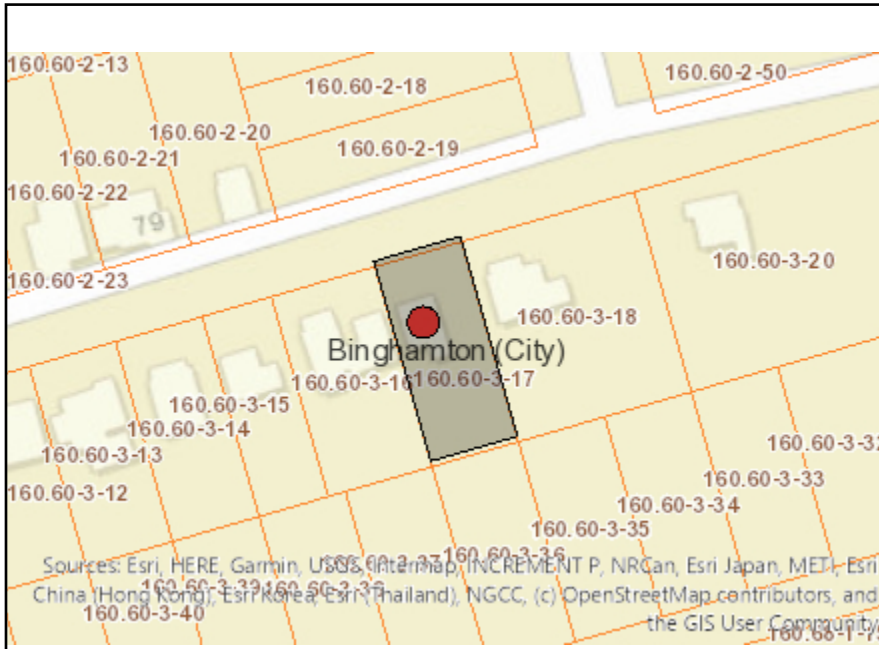
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: Sale of 74 Evans St			
Project Location (describe, and attach a location map): 74 Evans St, Binghamton, NY 13903			
Brief Description of Proposed Action: The proposed action is the sale of vacant real property for use as a side yard by a neighboring property owner.			
Name of Applicant or Sponsor: City of Binghamton		Telephone: 607-772-7001 E-Mail: gvdoherly@cityofbinghamton.gov	
Address: 38 Hawley St			
City/PO: Binghamton		State: NY	Zip Code: 13901
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ .13 acres b. Total acreage to be physically disturbed? _____ 0 acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ .13 acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): <input type="checkbox"/> Parkland			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
b. Are public transportation services available at or near the site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
49. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: _____ Date: _____ Signature: _____ Title: _____		



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
Part 1 / Question 20 [Remediation Site]	Yes



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

Date: February 7, 2024

Sponsored by Council Members: Hotchkiss, Cavanaugh, Mativetsky

Introduced by Committee: Planning

ORDINANCE

entitled

**AN ORDINANCE AUTHORIZING THE SALE OF
74 EVANS STREET TO MICHAEL IGO AND
MARGARET IGO FOR \$500**

WHEREAS, the City of Binghamton is the owner of certain real property located at 74 Evans Street, Binghamton NY, Tax Parcel No. 160.60-3-17 (the "Premises"); and

WHEREAS, the City received an Offer to Purchase the Premises from Michael Igo and Margaret Igo (the "Applicants") for \$500 as part of the City's Side Lot Program for future use of the Premises as green space; and

WHEREAS, the City has no public use for the Premises; 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 February 7, 2024.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain by at least a three-fourths vote 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 the Premises to Michael Igo and Margaret Igo, for \$500 to be paid by cash, certified, or local bank check.

Section 2. This transfer is subject to the following conditions (i) the Premises may only be used as green space (ii) the Premises must be merged with the Applicant's adjacent property at 72 Evans Street, Tax Parcel No. 160.60-3-16 within one year of the date of this legislation.

Section 3. That this Ordinance shall take effect immediately.

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				
Total				

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

1ST 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: Employees

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 "1st 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 "1st 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 "1st 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- 1ST DEPUTY)

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

Total: \$33,824.42

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				
Total				

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

Christopher Schleider

Supvr. of Bldg. Construction and Code

607-772-7010

(Print Name)

(Title)

(Phone number)

Signature:

Date: 01/17/2024

To Be Completed By Applicant

Proposed Title: A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH LABELLA ASSOCIATES FOR CODE REVIEW OF LARGE PLAN SETS. 3-YEAR TERM AGREEMENT WITH RIGHT TO ADD TWO 1-YEAR EXTENSIONS.

Executive Summary (Explain why legislation is necessary): PROVIDE PROFESSIONAL PLAN REVIEW FOR BUILDING AND FIRE CODE COMPLIANCE FOR LARGE PROJECTS ON AN AS NEEDED BASIS.

Effective Date: (if applicable) 01/24/2024

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 Ed Larkin, LaBella Associates Start/End Date 1/24/2024 - 1/24/2029

Total Cost N/A 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 <input type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>

Prepared For:

Christopher Schleider
City of Binghamton
Supervisor, Building
Construction
and Code Enforcement
38 Hawley St
Binghamton, NY 13901

Submitted by:

LaBella Associates
4 British American Blvd
Latham, NY 12110



City of Binghamton
Third Party Building Code Review

DECEMBER 11, 2023

December 11, 2023

Christopher Schleider
City of Binghamton
Supervisor, Building Construction
and Code Enforcement

*Re: Professional Services Proposal
Third Party Building Code Review*

Dear Mr. Schleider:

LaBella Associates (LaBella) are pleased to submit this proposal for professional services for Third Party building code review support to the City of Binghamton (City). Based on the RFP response provided and subsequent interview, we offer the following phases of work, which we believe are needed to accomplish your desired objectives.

Scope of Services

Building Permit Code Compliance Reviews

Scope – LaBella will complete comprehensive building code reviews as requested by the City. All work will be provided on an as-needed basis and at the direction of the City. Prior to commencing the review, a fee estimate will be provided. These documents will be reviewed for compliance with the 2020 Building Code of New York State (BCNYS) and referenced standards, to support the issuance of building permits by the City. Our review will not exceed two (2) weeks. This task includes our initial code review as well as review of one resubmission by the applicant.

The scope for the plan review includes review by the following disciplines:

- Architectural,
- Structural systems,
- General life safety,
- Electrical systems,
- Mechanical systems,
- Plumbing systems,
- Accessibility,
- Energy Code Compliance and;
- Fire protection.



Assumptions – This scope assumes that the City or applicant will provide LaBella with a complete plan submission, consisting of all architectural, energy, structural, civil, and MEP drawings and specifications necessary to demonstrate code compliance. The City will provide documents associated with site plan approval, including all special conditions.

Scope also assumes that the applicant will provide written responses to all comments as well as provide updated plan sheets necessary to close out all comments. The full project time frame is subject to the applicant's response.

Deliverables – LaBella will prepare a letter report detailing the comments found, including Code references. LaBella can also provide a digital markup of our plan review to the City or applicant if requested. Once all comments have been resolved and closed, LaBella will issue a final letter that all comments have been satisfied.

Substantive Revisions

The Scope of Services provided in this proposal was developed based on information available at the time it was prepared. In the event of project changes (e.g., additional information becomes available, regulatory agencies require additional studies, the extent of the project or its design, etc.) a Professional Services Change Order will be provided to you. Additionally, Client requested changes to the documents after the originals are submitted to regulatory agencies will constitute a change in services and will also require a Professional Services Change Order.

Professional Services Fee & Time Schedule

LaBella proposes to bill each review on a Time and Materials basis. Before beginning each assigned review, LaBella will provide a fee estimate to the City. Invoices will be issued monthly for all services performed during that month and are payable upon receipt.

Estimated Time and Materials phases will be invoiced based on the actual hours incurred. Fees listed for Time and Materials phases, Sub-Consultants, and Reimbursable Expenses are estimates only. LaBella will bill for actual hours and reimbursable expenses incurred. While LaBella will make its best effort to complete each of these phases within the estimated amounts, it is possible that it may be necessary to exceed these amounts in order to complete the scope of services for each phase.

Reimbursable expenses, which include our direct expenses, such as mileage, overnight mailings, extensive photocopying, and map reproductions, will be tracked under a separate Phase RE00, if needed. LaBella will make its best effort to complete all of the identified phases within the overall estimated project budget. It is possible that it will be necessary to exceed these amounts in order to complete the scope of services for the project. We will not



exceed the total estimated fee without obtaining written authorization from you.

Agreement

If the above is acceptable to the City of Binghamton, please provide contract documents in accordance with the City's terms. A delay in returning the necessary documents may require modification of the proposed phase start and completion dates as described herein. This proposal is valid for 30 days from the date hereof.

Please note that while we have furnished what we believe is a comprehensive and complete scope of services, we are open to dialogue as to how we may modify our proposal to ensure that our services may better meet your needs, and/or how alternate approaches may be implemented.

If you have any comments, questions or need additional information, please do not hesitate to contact me at elarkin@labellapc.com or this office at 518-273-0055.

Sincerely,

LaBella Associates



Edward P. Larkin, PE
Regional Manager, Buildings Engineering
rfs/ enc I]

cc: Rachel Shaw, LaBella Associates
File





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

Date: February 7, 2024

Sponsored by Council Members: Hotchkiss, Dundon, Middleton

Introduced by Committee: Planning

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR,
OR HIS DESIGNEE, TO ENTER INTO A
PROFESSIONAL SERVICES AGREEMENT
WITH LABELLA ASSOCIATES FOR CODE
REVIEW OF LARGE SET PLANS

WHEREAS, the City of Binghamton wishes to enter into a Professional Services agreement with LaBella Associates to provide professional review of large plan sets for Building and Fire Code compliance for large projects on an as-needed basis; and

WHEREAS, the estimated cost for such services is not to exceed \$60,000; and

WHEREAS, a requisition for a purchase order must be submitted for requested work and the Department of Code Enforcement is to be notified prior to any work done; and

WHEREAS, funding for such services must be drawn from applicable budget lines in the 2024 budget and confirmed by the Board of Contract and Supply and the Comptroller; and

WHEREAS, this term agreement, can be renewed for an additional year for up to three (3) years total at the City's discretion.

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 a Professional Services agreement, approved as to form and content by the Office of Corporation Counsel, with LaBella Associates to provide professional plan and code review of large set plans for Building and Fire Code compliance for large projects on an as-needed basis at a total cost not to exceed \$60,000, a requisition for a purchase order must be submitted for requested work and the Department of Code Enforcement is to be notified prior to any work done, and funding for such services must be drawn from applicable budget lines in the 2024 budget and confirmed by the Board of Contract and Supply and the Comptroller.

Introductory No. R24-09

Permanent No. _____

Sponsored by City Council Members:
Hotchkiss, Dundon, Middleton

A RESOLUTION AUTHORIZING THE MAYOR,
OR HIS DESIGNEE, TO ENTER INTO A
PROFESSIONAL SERVICES AGREEMENT WITH
LABELLA ASSOCIATES FOR CODE REVIEW OF
LARGE SET PLANS

The within Resolution 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				
Total				

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 _____.

INTERMUNICIPAL AGREEMENT

TO FORM THE BROOME-TIOGA STORMWATER COALITION FOR FEDERAL PHASE II MS4 STORMWATER REGULATION IMPLEMENTATION IN BROOME AND TIOGA COUNTIES

March 2024

An INTERMUNICIPAL AGREEMENT among municipal corporations of the County of Broome, Edwin L. Crawford Building, 44 Hawley St, PO Box 1766 and the County of Tioga, 56 Main Street, Owego NY 13827, hereinafter referred to as "Counties" and the City of Binghamton, 38 Hawley Street, Binghamton NY 13901, hereinafter referred to as "City" and the Town of Binghamton, 279 Park Avenue, Binghamton NY 13903, the Town of Chenango, Chenango Town Hall, 1137 Front Street, Binghamton NY 13905, the Town of Conklin, PO Box 182, 1271 Conklin Rd, Conklin NY 13748, the Town of Dickinson, 531 Old Front Street, Binghamton NY 13905, the Town of Fenton, 44 Park Street, Port Crane NY 13833, the Town of Kirkwood, 70 Crescent Drive, Kirkwood NY 13795, the Town of Owego, 2354 State Route 434, Apalachin, NY 13732, the Town of Union, 3111 E Main Street, Endwell NY 13760, the Town of Vestal, 605 Vestal Parkway W, Vestal NY 13850, hereinafter referred to as "Towns", and the Village of Endicott, 1009 E Main Street, Endicott NY 13760, the Village of Johnson City, 243 Main Street, Johnson City NY 13790, and the Village of Port Dickinson, 786 Chenango Street, Binghamton NY 13901, hereinafter referred to as "Villages".

WHEREAS, the Phase II federal stormwater regulations require that regulated small municipal separate storm sewer system operators must prepare and implement a stormwater management program that includes six minimum control measures; and;

WHEREAS, the municipalities recognize that, because watersheds and separate storm sewer systems cross municipal boundaries and because there are opportunities to save time, money, and energy by working collaboratively, the municipalities should work together to identify and analyze options for meeting the requirements of the Phase II Federal stormwater regulations; and;

WHEREAS, the Counties, Towns, Villages and City have an interest in protecting water quality and have been participating in the Broome-Tioga Stormwater Coalition and;

WHEREAS, the Towns and Villages and City and the Counties of Broome and Tioga recognize the benefits of cooperating to achieve improved water quality and flood control, and;

WHEREAS, a Broome-Tioga Stormwater Coalition started has been holding meetings since January of 2003 to identify and analyze options for pooling resources to meet the requirements of the Phase II Federal Stormwater Regulations, and;

WHEREAS, the Broome-Tioga Stormwater Coalition provides participating MS4 communities with access to public education programming, public participation events, training opportunities, collaborative annual reporting, asset mapping, and other services, and;

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth, the parties hereto mutually agree as follows:

1. To continue participation as formal members of the Broome-Tioga Stormwater Coalition.
2. To contribute an annual fee of \$4500.00 toward the implementation of Broome-Tioga Stormwater Coalition projects and programming to be submitted by March 10th of each year, the beginning of the

MS4 annual reporting period, to be submitted to Southern Tier East Regional Planning Development Board per their role in BTSC administration.

- a. For the first budget year, (March 10, 2024-March 9, 2025), communities that do not have the increase in funding allocated in their 2024 Fiscal Year budget can provide the annual fee for Year 1 and Year 2 by March 10, 2025, with a Letter of Commitment signed by their Elected Official.
3. To authorize the work of the Broome-Tioga Stormwater Coalition whose purpose it is to cooperatively implement the MS4 Stormwater Management Plans required by the DEC's Phase II Stormwater regulations and thereby oversee the utilization and expenditure of funds received on behalf of the Coalition for said purpose.
4. Each municipal corporation will designate an official representative to serve on the Broome-Tioga Stormwater Coalition. The designee shall be responsible to attend and participate in meetings of the Coalition and to transmit stormwater policy Issue questions to their municipal corporation. The designee shall also be responsible to obtain opinions on stormwater policy issues from the municipal corporation and to share such opinions with the Stormwater Coalition membership. Each municipal corporation may also designate additional representatives to participate in the work of the Stormwater Coalition in cooperation and coordination with the official representative.
5. This Agreement may be modified or amended only In writing duly executed by all parties, which shall be attached to and become a part of this Agreement.
6. Each municipal corporation shall, to the extent of its general commercial liability insurance, indemnify and hold harmless the other municipal corporations, its officers, agents and assigns for all liability arising as a result of its own acts and omissions regarding the activities under this Agreement. It is understood and agreed that no municipal corporation shall indemnify any or all of the other municipal corporations for liability arising as a result of the acts or omissions of another municipal corporation who is a party to this Agreement.
7. The Agreement shall be governed by and construed in accordance with the laws of New York State without regard or reference to its conflict of laws and principles.
8. This agreement shall become effective upon the municipal corporation's execution of the Agreement. In the event that not all of the municipal corporations identified in the initial paragraph of this Agreement execute the Agreement, the municipal corporations executing the Agreement agree that it shall be binding as to them.
9. Any municipal corporation may withdraw from this Agreement upon sixty (60) days written notice to the other municipal corporations who are parties to the Agreement. The withdrawal of one or more municipal corporation shall not result in the termination of this Agreement and its provisions shall continue to be applicable to the municipal corporations remaining parties to the Agreement.
10. This Agreement may be terminated upon the written consent of a majority of the municipal corporations who are parties to this Agreement at the time of the proposed termination.
11. This agreement is for the period of March 10, 2024-March 9, 2029.

IN WITNESS WHEREOF the signatories of this agreement hereby authorize this Memorandum of Understanding:

Municipality: _____

Signatory Name: _____

Signature: _____

Date: _____



BTSC MEMBER QUICK SHEET



BTSC

The Broome-Tioga Stormwater Coalition (BTSC) is comprised of 15 designated MS4s located in the counties of Broome and Tioga. Each municipality must prepare and implement a stormwater management program to comply with state and federal stormwater regulations. These municipalities recognize that watersheds and separate sewer systems cross municipal boundaries and that collaborative efforts addressing local stormwater issues saves time, money, and energy. As a result, the MS4s entered into an agreement to form the Broome-Tioga Stormwater Coalition and work together to address local stormwater issues and meet the state and federal stormwater requirements.



BTSC MEMBERS

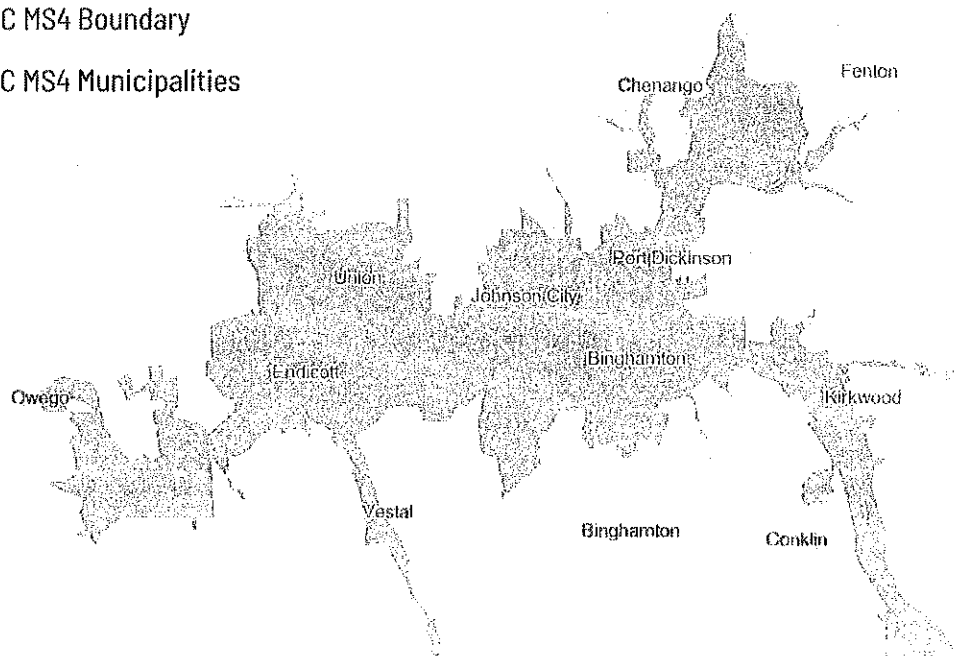
- **Broome County**
 - Binghamton (C)
 - Binghamton (T)
 - Chenango (T)
 - Conklin (T)
 - Dickinson (T)
 - Endicott (V)
 - Fenton (T)
- Johnson City (V)
- Kirkwood (T)
- Port Dickinson (V)
- Union (T)
- Vestal (T)
- **Tioga County**
 - Owego (T)

BTSC PARTNERS

- **Broome County Soil & Water Conservation District**
- **Tioga County Soil & Water Conservation District**
- **Southern Tier 8 Regional Board**
- **New York State Department of Transportation**
- **Upper Susquehanna Coalition**

BTSC Member Municipalities Map

-  BTSC MS4 Boundary
-  BTSC MS4 Municipalities



BTSC MEETINGS

The BTSC hosts quarterly meetings throughout the year. The meetings consist of representatives from the 15 member municipalities, usually from staff in the engineering, DPW, or planning departments. The meetings address the BTSC budget, outreach campaigns, DEC audits, member updates, partner updates, and funding opportunities. Quarterly schedule:

- Q1 - Workplan review, set annual meeting schedule & 2-year election of officers
- Q2 - Annual report public meeting, workplan progress & event calendar
- Q3 - General business and/or specific topic training
- Q4 - Set public outreach and training for next year, review next-year budget



BTSC BUDGET

Southern Tier 8 Regional Board (ST8) uses funds provided by NYSDEC's 604 (b) Water Quality Programming Grants to facilitate water quality initiatives, provide regional water quality assistance, and coordinate the BTSC and its initiatives. BTSC member municipalities contribute yearly dues to the coalition to help fund the compilation of the coalition MS4 annual report, provide training opportunities and assistance to BTSC members, and to provide educational and outreach opportunities; such as promoting the Water from Rain Campaign, planning advertisement campaigns in local television and radio stations, as well as tabling at and sponsoring local events.

MS4 REPORTING

Small municipal separate storm sewer systems (MS4s) that are located within the boundaries of a Census Bureau defined "urbanized area" are regulated under EPA's Phase II Stormwater Rule. This requires MS4s to develop a stormwater management program that will reduce the amount of pollutants carried by stormwater during storm events to waterbodies to the "maximum extent practicable". The goal of the program is to improve water quality and recreational use of waterways.

MS4 stormwater programs have six elements called minimum control measures (MCM) that, when implemented together, are expected to result in a reduction of pollutants discharged into waterbodies. Discharges from Municipal Separate Storm Sewer Systems (MS4s) in Urbanized or Additionally Designated Areas must be authorized in accordance with a permit for stormwater discharges from MS4s.

ST8 coordinates MCM 1, Public Education and Outreach, and MCM 2, Public Participation, for the member municipalities. MCM 3-6 (Illicit Discharge Detection and Elimination, Management of Construction Site Runoff, Management of Post Construction Site Runoff, Good Housekeeping in Municipal Operations), are the responsibility of the member municipalities to organize and document themselves, while the BTSC and ST8 may provide assistance or guidance with these items. BTSC member municipalities submit their individual MS4 reports to Southern Tier 8 and ST8 then compiles the report as a Coalition.

REPORTING DATES

- Reporting Period: March 10-March 9th annually.
- Reports due to DEC: June 1st.
- Goal under current permit is to have all information from municipalities to ST8 by April 1st. ST8 then compiles the report and completes it by end of April. MS4s are required to post the report on their website and offer an opportunity for public comment. The Coalition currently posts annual reports here: <https://www.gobroomecounty.com/emc/btsc>. The BTSC hosts a public meeting on the annual report at the 2nd Quarterly meeting at the end of May.

REPORTING FORMS

Forms can be found on DEC's Website: <https://www.dec.ny.gov/chemical/43150.html#Forms>
Member municipalities can also reach out to ST8 for individual historical reports

Forms for Municipalities to Provide:

- MCC pages 1-4
 - May have multiple pages to fill out for MCC Page 2 & 3.
 - MCC Page 4 is significant and should be an ORIGINAL signature.
- Most municipalities do not need to fill out MCM 1 & 2, as BTSC does public education and outreach through the Water from Rain campaign, and compiles reports from our partners on initiatives. Municipalities may have individual activities to report on and can fill out forms as appropriate.
- MCM 3 – illicit discharge detection and elimination
- MCM 4 – management of construction site runoff
- MCM 5 – management of post-construction site runoff
- MCM 6 – good housekeeping in municipal operations
- Additional BMPs

Forms that ST8 Completes (Munis do not need to send blanks):

- Cover Page 1 & 2
- Water Quality Trends
- MCM 1, compiled from BTSC & partner activities
- MCM 2, compiled from BTSC & partner activities

Forms that BTSC Partners help to complete:

- Broome County Soil & Water Conservation District and Broome County Solid Waste Management submit information to Broome County Planning Department which then completes MCM 1 & 2.
- Tioga County Soil & Water Conservation District and Tioga County Solid Waste Management submit information to Tioga County in order to create a report for MCM 1 & 2.

RESOURCES

- **DEC Training and Certification:**
 - <https://www.dec.ny.gov/chemical/8699.html>

- **More information on general stormwater and urban watersheds:**
 - <https://chesapeakestormwater.net/chesapeake-urban-stormwater-professionals-cusp/>

- **Water from Rain:**
 - <https://www.waterfromrain.org/>

- **BTSC Website:**
 - <http://www.broometiogastormwater.com/>

- **Stormwater MS4 Permit & Forms**
 - <https://www.dec.ny.gov/chemical/43150.html#Forms>

- **Minimum Control Measures**
 - <https://www.dec.ny.gov/chemical/8695.html#mcm>

- **Stormwater Management Guidance Manual for Local Officials**
 - https://www.dec.ny.gov/docs/water_pdf/localall.pdf

- **NYSDEC MS4 Program Introduction and Overview**
 - https://www.dec.ny.gov/docs/water_pdf/ms4intro2013.pdf

- **Municipal Separate Storm Sewer System (MS4) Funding Document**
 - [https://www.dec.ny.gov/docs/water_pdf/funddocdraft\(1\).pdf](https://www.dec.ny.gov/docs/water_pdf/funddocdraft(1).pdf)



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

Date: February 7, 2024

Sponsored by Council Members: Dundon, Porter, Middleton, Cavanaugh, Hotchkiss, Mativetsky

Introduced by Committee: Public Works

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR,
OR HIS DESIGNEE, TO ENTER INTO AN
INTERMUNICIPAL AGREEMENT WITH
BROOME-TIOGA STORMWATER COALITION

WHEREAS, the City of Binghamton wishes to enter into an intermunicipal agreement with the Broome-Tioga Stormwater Coalition for compliance with Federal Phase II MS4 Stormwater regulation implementation in Broome and Tioga Counties; and

WHEREAS, the Broome-Tioga Stormwater Coalition implements the Small municipal stormwater sewer systems (MS4) Stormwater Management Plans required by the New York State Department of Environmental Protection's Phase II Stormwater Regulations and oversees the utilization and expenditures of funds; and

WHEREAS, the City's cost to continue participation in the Broome-Tioga Stormwater Coalition is \$2,500; and

WHEREAS, funds are available 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 an agreement, approved as to form and content by the Office of Corporation Counsel, with the Broome-Tioga Stormwater Coalition to continue participation in the Broome-Tioga Stormwater Coalition at a cost not to exceed \$2,500, and that funds will be deducted from budget line A1440.54420 (Professional Services) for this purpose.

Introductory No. R24-10

Permanent No. _____

Sponsored by City Council Members:
Dundon, Porter, Middleton, Cavanaugh, Hotchkiss,
Mativetsky

A RESOLUTION AUTHORIZING THE MAYOR,
OR HIS DESIGNEE, TO ENTER INTO AN
INTERMUNICIPAL AGREEMENT WITH
BROOME-TIOGA STORMWATER COALITION
FOR FEDERAL PHASE 2 MS4 STORMWATER
REGULATION IMPLEMENTATION IN BROOME
AND TIOGA COUNTIES

The within Resolution 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				
Total				

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 _____.

Barton & Loguidice

December 13, 2023

Mr. Ronald B. Lake, P.E., City Engineer
City of Binghamton
38 Hawley Street
Binghamton, New York 13901

Re: USACOE/NYSDEC Pipe/Conduit Inspection and Maintenance/Rehabilitation Work – Phase III
Subj: Request for Professional Engineering Services – Amendment No. 4 to the Original Agreement
dated August 26, 2019
File: 1928.010.002

Dear Mr. Lake:

As briefly discussed in our Project Progress Meeting on November 20th at your office, we are respectfully requesting compensation for additional services provided under the above referenced project that culminated in the USACE agreeing to elimination and removal of slide gates within levee structures DS1A, 30 and 75.

Gate repair/replacement at these three (3) structures was not originally identified in the NYSDEC's 2019 Annual Inspection nor in their April 10, 2019 letter of recommendation for specific maintenance/rehabilitation actions that fall under the City's ownership/maintenance jurisdiction. B&L completed the Phase I and Phase II investigations and 35% Schematic Design Report services which were submitted to the City and summarized in final deliverables dated December 17, 2019 and January 2020, respectively. These were also submitted to the NYSDEC and USACE for review and comment before moving into Phase III Final Design, Bidding and Construction.

Subsequent email correspondence from the NYSDEC on April 10, 2020 and October 23, 2020 related to the preliminary design submittals identified the three (3) additional gate structures (DS 1A, DS 30, and DS 75) as needing maintenance/rehabilitation to reinstate manual slide gate functionality to each within the City's sanitary sewer conveyance pipes. B&L had not completed structural inspections or preliminary engineering for these structures prior to this; we included a nominal fee of \$6,500 for preparing final design contract drawings and technical specifications for in-kind gate replacement in B&L's Amendment No. 3 dated July 29, 2021. This fee was exhausted well before the 60% submission due to unforeseen effort as described below.

Following some inefficiencies in obtaining record drawings and information on the three structures from the City, NYSDEC and USACE, B&L's review of the documents lead to an alternative design approach which could provide substantial construction savings, but required significant additional upfront supporting documentation for USACE approvals. It was during our design phase services in July of 2022 that we questioned the original and intended basis of design for each of the three gates within the City's sanitary conveyance pipes. Our Team conducted research on the need for the gates, and attended

Mr. Ronald B. Lake, P.E., City Engineer
City of Binghamton
December 13, 2023
Page 2



several zoom meetings with City, NYSDEC and USACE personnel in an effort to define the basis of design and operational intent of these gates. A letter with supporting maps and drawings was prepared and submitted to the NYSDEC/USACE on October 31, 2023.

Ultimately, the USACE agreed that the gates within the sanitary sewer structures did not need to be replaced nor kept in service. Through this additional "value added" service, B&L was able to save the City several hundred thousands of dollars in construction costs for structure/gate replacement, as well as eliminate the annual maintenance burden for these gates. We invested approximately \$6,800 in this effort, and are respectfully requesting consideration of additional compensation in this amount. We would be happy to discuss this further if requested. Thank you for your consideration.

Sincerely,

BARTON & LOGUIDICE, D.P.C.

A handwritten signature in black ink, appearing to read 'Kenneth M. Knutsen', is written over the typed name.

Kenneth M. Knutsen, P.E.
Senior Vice President

KMK/jjb



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: December 22, 2021

Sponsored by Council Members: Scaringi, Riley, Friedman, Burns, Strawn, Scanlon, Resciniti,

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO SUPPLEMENTAL
AGREEMENT NO. 1 WITH BARTON &
LOGUIDICE, DPC FOR ENGINEERING DESIGN
AND RIGHT-OF-WAY SERVICES FOR THE
MAIN STREET CORRIDOR STUDY AND
SAFETY IMPROVEMENTS, PIN 9754.37

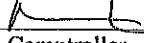
WHEREAS, the Council of the City of Binghamton adopted Permanent Resolution 17-59, dated May 3, 2017, with Barton & Loguidice, DPC for engineering/design and right-of-way services for the Main Street Corridor Study and Improvements, PIN 9754.37; and

WHEREAS, the City Engineer recommends the City enter into Supplemental Agreement No. 1 with Barton & Loguidice, DPC for additional right-of-way services for the Main Street Corridor Study and Improvements at a cost not to exceed \$98,100.

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, approved as to form and content by the Office of Corporation Counsel, with Barton & Loguidice for additional right-of-way services for the Main Street Corridor Study and Improvements at a cost not to exceed \$98,100; and that funds shall be deducted from budget line H5110.525213.20817 (Main St. Corridor Study & Imprv.) for this purpose.

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



Chuck Shager, Comptroller



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 consideration at City Council Work Sessions. RLs generated from within City Hall departments must be submitted to the Mayor, Comptroller and Corporation Counsel for review before submission. RLs generated by citizens may be submitted directly to the City Clerk's Office.

Applicant Information

Request submitted by: Ron B. Lake, P.E.

Title/Department: City Engineer - Engineering Dept

Contact Information: 607-772-7007

RL Information

Proposed Title: Resolution Authorizing the Mayor to reduce Supplemental No. 3 Agreement

with Barton & Loguidice for USACOE/NYSDEC Pipe/Conduit Inspection and Maintenance/

Rehabilitation Work - Phase III, Final Design, Permitting & Bid Phase Services

Suggested Content: Resolution authorizing the Mayor to reduce Supplemental No. 3 Agreement with

Barton & Loguidice for mandatory USACOE/NYSDEC Pipe/Conduit Inspection and Maintenance/

Rehabilitation - Phase III for the Flood Control Project. The Supplemental No. 3 for phase III is reduced

by \$10,00.00 to cover Shumaker Engineering Survey Services

Additional Information

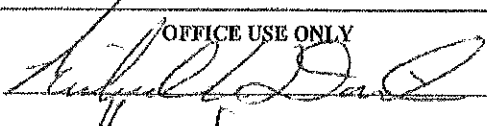
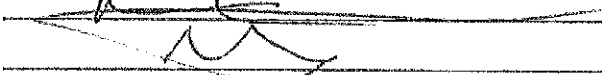

Does this RL concern grant funding? Yes No

If 'Yes', is the required RL Grant Worksheet attached? Yes No

Is additional information related to the RL attached? Yes No

Is RL related to previously adopted legislation? Yes No

If 'Yes', please provide Permanent Ordinance/Resolution/Local Law number(s): R19-49

OFFICE USE ONLY	
Mayor:	
Comptroller:	
Corporation Counsel:	
Finance <input type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>



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

Date: February 7, 2024

Sponsored by Council Members: Dundon, Middleton, Cavanaugh, Hotchkiss

Introduced by Committee: Public Works

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR,
OR HIS DESIGNEE, TO ENTER INTO
SUPPLEMENTAL AGREEMENT NO. 4 WITH
BARTON AND LOGUIDICE DPC FOR PHASE III
USACOE/NYSDEC PIPE CONDUIT
INSPECTION AND MAINTENANCE/
REHABILITATION WORK

WHEREAS, the Council of the City of Binghamton adopted Permanent Resolution 19-49, dated June 19, 2019, with Barton & Loguidice DPC for USACOE/NYSDEC pipe/conduit inspection and maintenance/rehabilitation work; and

WHEREAS, pursuant to Permanent Resolution 19-65, dated August 7, 2019, the City entered into Supplemental Agreement No. 1 with Barton & Loguidice DPC at a cost not to exceed \$39,800 for USACOE/NYSDEC pipe/conduit inspection and maintenance/rehabilitation work; and

WHEREAS, pursuant to Permanent Resolution 20-49, dated June 17, 2020, the City entered into Supplemental Agreement No. 2 with Barton & Loguidice DPC at a cost not to exceed of \$5,300 for USACOE/NYSDEC pipe/conduit inspection and maintenance/rehabilitation work - Phase II; and

WHEREAS, pursuant to Permanent Resolution 21-04, dated January 21, 2021, the City entered into Supplemental Agreement No. 3 with Barton & Loguidice DPC at a cost not to exceed \$210,400 for USACOE/NYSDEC pipe/conduit inspection and maintenance/rehabilitation work - Phase III; and

WHEREAS, the City Engineer recommends the City enter into Supplemental Agreement No. 4 with Barton & Loguidice DPC for USACOE/NYSDEC pipe/conduit inspection and maintenance/rehabilitation work - Phase III at a cost not to exceed \$6,800.

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. 4, approved as to form and content by the Office of Corporation Counsel, with Barton & Loguidice for USACO/NYSDEC pipe/conduit inspection and

maintenance/rehabilitation work - Phase III at a cost not to exceed \$6,800; and funds shall be deducted from budget line A1440.54420 (Technical Services) for this purpose.

