

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

Grace Doherty	7	Asst. to the Mayo	or	607-772	-7001
(Print Nam			Title)		(Phone number)
Signature	Dim	Munity		Date	: 01/03/2024
	,,,,,	To Be Compl	leted By App	<u>licant</u>	
Proposed '	Title: A Resolutio	on Authorizing the Sale of 28 Alfred	1 St to Gino and E	lsa Ferranti for \$500	
Executive	Summary (Exp	olain why legislațion is nece	essary): This p	property will be maintained	as greenspace
	, , , , , , , , , , , , , , , , , , ,				
	Date: (if applicat	/ 		. 1 1 1	(m. mr. d. t
-		dment: RL Budget Transf			
	•	L Grant Worksheet <u>must</u> b			
		adopted legislation: Perm			
Contract:	Person/Compar	ny	Start/Er	nd Date	
Total Cost		Funds available in Budg	et Line	Title_	
Public Hea	ring required?	? Yes No		SEQRA required?	Yes No
Additional	information re	elated to this RL attached	l? Yes	No	
	Mayor: Comptroller: Corp. Counsel:	OFFIGI W J	E USE ONLY		



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 filling fees associated with the transfer of this property.

PROPERTY INFORMATION
Street Address of Property: 28 Alfred Street
Tax Parcel Identification Number: 160.67-9-7
Current Use of Property: Residential Commercial Mixed Use Vacant Lot
Offered Purchase Price: #800.00
Do you wish to <i>opt-out</i> of the free tree planting service? 日 Yes 也 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. Wai akain as green space, Perhaps plant Some Liners and garden,
APPLICANT INFORMATION Applicant Name: Flow Ferrant' 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 Binghanton NY 13903 Telephone Number(s): 667-722-1403 (phone)
Telephone Number(s): 667 - 722-1403 (phone)
Email Address: <u>prafervanti O insu. com</u>
Please list any other properties owned by the Applicant located within Broome County.
30 Grand Street Binghanten NY 13903
34 Count Street, Birghanters NY 13905
30 Grand Street Binghanter, NY 13903 34 Grand Street, Binghanter, NY 13903 31 Cooking Street, Binghanter, 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.
Elsa Tennanti 1/21/2013
Signature

State Environmental Quality Review NEGATIVE DECLARATION Notice of Determination of Non-Significance

Project Number: None Date: June 23, 2023

This Notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The City of Binghamton City Council as lead agency has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Sal	e of City-owne	d real p	roperty	at 28 Alfred St.	
SEQR Status:	Type 1 Unlisted				
Conditioned Negativ	e Declaration	:	Yes No		

Description of Action:

Sale of 28 Alfred St to a private owner for use as residential yard space.

Location: 28 Alfred St, Binghamton, Broome County, New York

Reasons Supporting This Determination:

The proposed action is the sale of vacant real property for use as a side yard by a neighboring property owner.

The lead agency has reviewed an Environmental Assessment Form and the criteria contained in 6 NYCRR 617.7 (c) to identify the relevant areas of environmental concern, thoroughly analyzed the identified relevant areas of environmental concern, and determined that the action will not have a significant adverse impact on the environment for the following reasons:

- The proposed sale will not conflict with an adopted land use plan or zoning regulations.
- The proposed sale will not impair the character or quality of the existing community.
- The proposed sale will not have an impact on a Critical Environmental Area.
- The proposed sale will not impact traffic or infrastructure, energy use, or water and sewer infrastructure.
- The proposed sale will not negatively impact important historic resources.
- The proposed sale will not result in an adverse impact to natural resources, erosion and flooding, or human health.

For Further Information

Contact Person: Hadassah Mativetsky, President

City of Binghamton City Council

Address: City Hall

38 Hawley Street

Binghamton, NY 13901

Telephone Number: 607-772-7005 (City Clerk's Office)

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	ng property owner.			
Name of Applicant or Sponsor:	Telephone: 607-772-70	001		
City of Binghamton	E-Mail: gvdoherty@city	yofbinghar	mton.gov	
Address:				
38 Hawley St				
City/PO:	State:		Code:	
Binghamton	NY	13901		
1. Does the proposed action only involve the legislative adoption of a plan, loc administrative rule, or regulation?	al law, ordinance,		NO	YES
If Yes, attach a narrative description of the intent of the proposed action and the		that		
may be affected in the municipality and proceed to Part 2. If no, continue to que			NO	NEG.
2. Does the proposed action require a permit, approval or funding from any oth If Yes, list agency(s) name and permit or approval:	ier government Agency?		NO	YES
3. a. Total acreage of the site of the proposed action?	.14 acres			
b. Total acreage to be physically disturbed?c. Total acreage (project site and any contiguous properties) owned	0 acres			
or controlled by the applicant or project sponsor?	.14 acres			
4. Check all land was that assume a propriation or man the managed estion.				
4. Check all land uses that occur on, are adjoining or near the proposed action:				
	ial 🗹 Residential (sub	ourban)		
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Spe	ecify):			
☐ Parkland				

5.	Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?			V	
	b. Consistent with the adopted comprehensive plan?		'	
_			NO	YES
6.	Is the proposed action consistent with the predominant character of the existing built or natural landscape?			v
7.	Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		NO	YES
If Y	es, identify:			
			~	
8.	a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
	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		\mathbb{H}	
	action?		Ш	V
	Does the proposed action meet or exceed the state energy code requirements?	ļ	NO	YES
If th	ne proposed action will exceed requirements, describe design features and technologies:			~
10.	Will the proposed action connect to an existing public/private water supply?		NO	YES
	If No, describe method for providing potable water:			~
11.	Will the proposed action connect to existing wastewater utilities?		NO	YES
	If No, describe method for providing wastewater treatment:			
				~
12.	a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or distric	t	NO	YES
	ch is listed on the National or State Register of Historic Places, or that has been determined by the		V	
	mmissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the te 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 naeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?		>	
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?				YES
			>	
	b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?			
If Y	Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:			
		ļ		

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
☐ Shoreline Forest ☐ Agricultural/grasslands ☐ Early mid-successional		
☐ Wetland ☐ Urban ☑ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or	NO	YES
Federal government as threatened or endangered?	~	
16. Is the project site located in the 100-year flood plan?	NO	YES
	V	
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
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:		
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)?	NO	YES
If Yes, explain the purpose and size of the impoundment:		
49. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste	NO	YES
management facility?	1,0	125
If Yes, describe:		
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste? If Yes, describe:	l	
		/
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BE MY KNOWLEDGE	ST OF	
Applicant/sponsor/name:		
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

Legal Counsel Approval	Introductory No. <u>O24-04</u>
RL 24-07	Permanent No.



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.

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Dundon				
Total				
☐ Code of the C	City of Bir	ighamton		
☐ Adopted	☐ Defea	ited		
Ayes	_ Nays	Abstain	Absent	
copy of the legislation adopted by the Council of the City of Binghamton at a meeting held on Approved by the Mayor on				
	Porter Councilmember Middleton Councilmember Cavanaugh Councilmember Hotchkiss Councilmember Mativetsky Councilmember Dundon Total Code of the Council Adopted Ayes I hereby certificopy of the lectory of the lectory of the lectory held of the meeting held of the council of the council of the council of the meeting held of the council of the counci	Councilmember Porter Councilmember Middleton Councilmember Cavanaugh Councilmember Hotchkiss Councilmember Mativetsky Councilmember Dundon Total Code of the City of Bin Adopted Defeat Ayes Nays I hereby certify the abortopy of the legislation Council of the City of B meeting held on	Councilmember Porter Councilmember Middleton Councilmember Cavanaugh Councilmember Hotchkiss Councilmember Mativetsky Councilmember Dundon Total Code of the City of Binghamton Adopted Defeated Ayes Nays Abstain I hereby certify the above to be a copy of the legislation adopted by Council of the City of Binghamtor meeting held on Ap	Councilmember Porter Councilmember Middleton Councilmember Cavanaugh Councilmember Hotchkiss Councilmember Mativetsky Councilmember Dundon Total Code of the City of Binghamton Adopted 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



Legislative Branch

RL Number:
Date Submitted:
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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

Grace Doherty	Asst. to the Mayor	607-772-7001	
(Print Name)	(Title)	(Phone number)
Signature:	* Huhty	Date: 01/0)3/2024
	To Be Completed	By Applicant	
Proposed Title: A Resolu	tion Authorizing the Sale of 74 Evans St to	Michael and Margaret Igo for \$500	
Executive Summary (Ex	xplain why legislation is necessar	y): This property will be maintained as gre	enspace
Effective Date: (if applie	· · · · · · · · · · · · · · · · · · ·	(. TT 1
	U	orksheet must be attached w/ Dep	O .
-		ached. Deadline for Council to ac	-
		mber, adoption date _	
Contract: Person/Comp	any	_ Start/End Date	
Total Cost	Funds available in Budget Li	ne Title	
Public Hearing required	d? Yes No	SEQRA required? Yes	s / No
Additional information	related to this RL attached?	Yes No	
Mayor: Comptroller: Corp. Counsel: Finance □	Planning MPA PW/Parks		Studies 🗆



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

	FNOI	LITT IN OMMATION		
Street Address of Property:	74 Evans	· S+.		
Tax Parcel Identification Numb	oer: 160.60-3	3-17		
Current Use of Property:	☐ Residential	☐ Commercial	☐ Mixed Use	Ĵ ⊠ Vacant Lot
Offered Purchase Price:	\$500.0	0		
Do you wish to <i>opt-out</i> of the i	free tree planting service?	Ä(Yes □ No		
Please describe the intended u will expedite the review proces		ision of a map or illustr	ration depicting the intende	ed use of the property
Extend	our yard pe	r the Side	Lot Program.	
		<u> </u>		
		·		-
	<u>APPU</u>	CANT INFORMATION		
Applicant Name:	NACL AND MARGA vide the full legal name of the dppli	Tef Igo Icant. If the applicant is a coi	mpany or corporation, please list (all shareholders or members.
	72 EVans 8			
Telephone Number(s):	607-772-98	?15	•	
Email Address:	migajray	ahoo.com		
Please list any other properties	Table:			
70 Evans	St + 72 EV	lans St.	d	
		· · · · · · · · · · · · · · · · · · ·	***************************************	
I hereby certify that the above informat sale, any deviance from the agreed-upo				
Michael las	nw p(11/2-1	12023
Signature	/ · · · · · · · · · · · · · · · · · · ·		Date	7

State Environmental Quality Review NEGATIVE DECLARATION Notice of Determination of Non-Significance

Project Number: None Date: June 23, 2023

This Notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The City of Binghamton City Council as lead agency has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: S	ale of City-ow	ned real	property	y at 74 I	Evans S	t.
SEQR Status:	Type 1 Unlisted					
Conditioned Negat	ive Declaratio	on:	Yes No			

Description of Action:

Sale of 74 Evans St to a private owner for use as residential yard space.

Location: 74 Evans St, Binghamton, Broome County, New York

Reasons Supporting This Determination:

The proposed action is the sale of vacant real property for use as a side yard by a neighboring property owner.

The lead agency has reviewed an Environmental Assessment Form and the criteria contained in 6 NYCRR 617.7 (c) to identify the relevant areas of environmental concern, thoroughly analyzed the identified relevant areas of environmental concern, and determined that the action will not have a significant adverse impact on the environment for the following reasons:

- The proposed sale will not conflict with an adopted land use plan or zoning regulations.
- The proposed sale will not impair the character or quality of the existing community.
- The proposed sale will not have an impact on a Critical Environmental Area.
- The proposed sale will not impact traffic or infrastructure, energy use, or water and sewer infrastructure.
- The proposed sale will not negatively impact important historic resources.
- The proposed sale will not result in an adverse impact to natural resources, erosion and flooding, or human health.

For Further Information

Contact Person: Hadassah Mativetsky, President

City of Binghamton City Council

Address: City Hall

38 Hawley Street

Binghamton, NY 13901

Telephone Number: 607-772-7005 (City Clerk's Office)

Short Environmental Assessment Form Part 1 - Project Information

Instructions for Completing

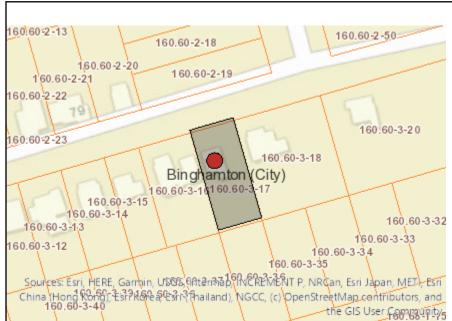
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. 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	g property owner.		
Name of Applicant or Sponsor:	Telephone: 607-772-700	1	
City of Binghamton	E-Mail: gvdoherty@cityof	fbinghamton.gov	
Address:			
38 Hawley St			
City/PO: Binghamton	State: NY	Zip Code: 13901	
 Does the proposed action only involve the legislative adoption of a plan, local administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the emay be affected in the municipality and proceed to Part 2. If no, continue to quest Does the proposed action require a permit, approval or funding from any other lif Yes, list agency(s) name and permit or approval: 	environmental resources thation 2.	NO	YES YES
3. a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	.13 acres 0 acres .13 acres		
4. Check all land uses that occur on, are adjoining or near the proposed action: 5. Urban Rural (non-agriculture) Industrial Commercia Forest Agriculture Aquatic Other(Spec	al 🗹 Residential (suburcify):	rban)	

5.	Is the proposed action,	NO	YES	N/A
	a. A permitted use under the zoning regulations?		V	
	b. Consistent with the adopted comprehensive plan?		~	
6.	Is the proposed action consistent with the predominant character of the existing built or natural landsca	ne?	NO	YES
0.	is the proposed action consistent with the predominant character of the existing built of natural failuse?	ipe:		~
7.	Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area	1?	NO	YES
If Y	Yes, identify:		~	
8.	a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
	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?	i		V
9.	Does the proposed action meet or exceed the state energy code requirements?		NO	YES
If th	ne proposed action will exceed requirements, describe design features and technologies:			~
10.	Will the proposed action connect to an existing public/private water supply?		NO	YES
	If No, describe method for providing potable water:			V
11.	Will the proposed action connect to existing wastewater utilities?		NO	YES
	If No, describe method for providing wastewater treatment:			
				~
12.	a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or di	strict	NO	YES
	ich is listed on the National or State Register of Historic Places, or that has been determined by the mmissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing or	the	~	П
	the Register of Historic Places?	i the		
arcl	b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for haeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?		~	
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?	1	NO	YES
			~	
	b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?		~	
If Y	Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
☐ Shoreline Forest ☐ Agricultural/grasslands ☐ Early mid-successional		
☐ Wetland ☐ Urban ☑ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or	NO	YES
Federal government as threatened or endangered?	~	
16. Is the project site located in the 100-year flood plan?	NO	YES
	V	
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
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:		
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)?	NO	YES
If Yes, explain the purpose and size of the impoundment:		
49. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste	NO	YES
management facility?	1,0	125
If Yes, describe:		
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste? If Yes, describe:	l	
		/
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BE MY KNOWLEDGE	ST OF	
Applicant/sponsor/name:		
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

Legal Counsel Approval	Introductory No	<u>O24-05</u>
RL 24-08	Permanent No.	



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.

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Hotchkiss				
Councilmember Mativetsky				
Councilmember Dundon				
Total				
☐ Code of the C	City of Bir	ighamton		
☐ Adopted	☐ Defea	ited		
Ayes	_ Nays _	Abstain	Absent	
Council of the meeting held	City of B	inghamtor Ap	n at a	
	Porter Councilmember Middleton Councilmember Cavanaugh Councilmember Hotchkiss Councilmember Mativetsky Councilmember Dundon Total Code of the Council Adopted Ayes I hereby certificopy of the lectory of the lectory of the lectory held of the meeting held of the council of the council of the council of the meeting held of the council of the counci	Councilmember Porter Councilmember Middleton Councilmember Cavanaugh Councilmember Hotchkiss Councilmember Mativetsky Councilmember Dundon Total Code of the City of Bir Adopted Defeat Ayes Nays I hereby certify the abortopy of the legislation Council of the City of Bir meeting held on	Councilmember Porter Councilmember Middleton Councilmember Cavanaugh Councilmember Hotchkiss Councilmember Mativetsky Councilmember Dundon Total Code of the City of Binghamton Adopted Defeated Ayes Nays Abstain I hereby certify the above to be a copy of the legislation adopted by Council of the City of Binghamtor	Councilmember Councilmember Middleton Councilmember Cavanaugh Councilmember Hotchkiss Councilmember Mativetsky Councilmember Mativetsky Councilmember Dundon Total Code of the City of Binghamton Adopted Defeated Ayes Nays Abstain Absent Absent I hereby certify the above to be a true Council of the City of Binghamton at a meeting held on Approved



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

	· ·	V
Kent Drake-Deese	Director of Personnel & Safety	(607) 772-7067
(Print Name)	(Title)	(Phone number)
Signature:	Ju-	Date: 1/17/24
	To Be Completed By Applica	<u>uut</u>
Proposed Title: Amend the 20	24 Engineering budget by reducing A1440.51000 (PER	S SRVS-ADMINISTRATIVE ASSISTANT)
by \$33,054.02 and increasing A1440.	51000 (PERS SRVS-Senior Account Clerk) by \$33,054	1.02.
Executive Summary (Expla	in why legislation is necessary): The Engir	neering Department is refilling the pre-existing
	nnual salary for the Senior Account Clerk is \$40,924.02	
Effective Date: (if applicable	e)	
Budget transfer or amenda	nent: RL Budget Transfer Worksheet <u>mu</u>	<u>ist</u> be attached w/ Dep. Head signature.
RL related to a grant: RL	Grant Worksheet <u>must</u> be attached. Dead	lline for Council to act by:
RL related to previously ac	lopted legislation: Perm. number	, adoption date
Contract: Person/Company	Start/End I	Date
Total Cost	Funds available in Budget Line	Title
Public Hearing required?		QRA required? Yes No
Additional information rela	nted to this RL attached? Yes No	0
	OFFICE USE ONLY	
Mayor:	Jared M. Kraham	
Comptroller:		
	A	
Corp. Counsel:		
Finance D Plan	ning □ MPA □ PW/Parks □ Emplo	oyees □ Rules/Special Studies □



CITY OF BINGHAMTON Request for Transfer of Funds

Transfer requests over \$2500 and not in excess of \$16,000 must be approved by the Comptroller.

Transfer requests over \$2500 and not in excess of \$16,000 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.

additional instructions, see 'PL Instructions' document. Jormat may be attached.	H ST ()		Transfer To (Increase) Budget Line Budget Line	A1430.51000 PERS SRVS-SR ACCOUNT CLERK				Budget Line Title		A see	
usfer or amendment. For o	Department:		Amount	33,054,02		33,054,02	dments	Budget Line			Andrew Comments and the second
get funding trai ns. Additional	Берап	Transfers		4	4	S	Salance Amen	Budge	A THE PERSON OF		
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 'PL Instructions' document. Incompletel'incorrect RLs to be returned to applicant for revisions. Additional transfer lines in the same format may be attached.	Adopted Budget Year Amended: 2024		Transter From (Decrease) Budget Line	A1430.51000 PERS SRVS-ADMIN ASSISTNT			Revenue & Fund Balance Amendments	Increase/Decrease Revenue/Expanse / Fund Balance		The second secon	
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				169
I hereby certify that the above funds are unencumbered and available for Transfer. Certified by the Comptoller.	re unencumbered and available for 1	ransfer. Certified by the Comptoller.	Signature:	Date 1/21/12
i fereby certify that the above describe	od fluids have been transferred, in ac	I jerchy certify that the above described finds have been transferred, in accardance with the Code of the City of Birchemon		
Chapter9, Appropriations, Certified by the Treasure.	y the Treasurer.		Signature	Date:
Transfer of funds Approved / Der	njed on	Transfer of finds Approved / Denied on / / Certified by the Sementry of the Board of Estimate and		
Apportionment			Signature:	Date:
Transfer of finds reviewed by the Binghamon City Council Finance Chair. Recommendations to be attached.	ghamton City Conned Finance Chair	. Recommendations to be attached.	Signature:	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.

Legal Counsel Approval	Introductory No	<u>O24-07</u>
RL 24-14	Permanent No.	



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):
 Transfer To (Increase):

 \$33,054.02 A1430.51000
 \$33,054.02 A1440.51000

 (PERS SRVS- ADMIN ASST)
 (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 <u>024-07</u>	-				
•		Ayes	Nays	Abstain	Absent
Permanent No.	Councilmember				
	Porter				
Sponsored by City Council Members:	Councilmember				
Dundon, Middleton, Hotchkiss	Middleton				
	Councilmember				
	Cavanaugh				
AN ORDINANCE TO AMEND THE 2024	Councilmember				
ENGINEERING BUDGET TO FUND THE SENIOR	Hotchkiss				
ACCOUNT CLERK POSITION	Councilmember				
	Mativetsky				
	Councilmember				
The within Ordinance was adopted by the Council of	Dundon				
the City of Binghamton.	Total				
Date	☐ Code of the City of Binghamton				
	_ = ===================================	, or 211	-B		
City Clerk					
		3.7			
D. (D.) (L.) M	Ayes	_ Nays _	Abstain	Absent	
Date Presented to Mayor					
Date Approved					
2 we represent	I hereby certif	fy the abo	ove to be a	true	
	copy of the legislation adopted by the				
Mayor	Council of the	City of B	inghamtor	n at a	
	Council of the City of Binghamton at a meeting held on Approved				
	_			Sp. 51Cu	
	by the Mayor	on	 -		



Legislative Branch

r	RL Number:
- 1	Onte 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/lucorrect 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: Ket()	()	Date: 1/17/24
	To Be Completed By Applicant	
Proposed Title: Amend the 2024 Ge	neral Fund budget for responsibility adjustment for St	perintendent of Streets as Acting DPW
commissioner and 1st Deputy Commissione	er to take on additional responsibilities of Superintend	ent of Streets roles for calendar 2024, 26 pays
plus 2 days		2000
A1490.51000 (PERS SRVS-IST DEPUTY)	hy legislation is necessary): Ordinance to A by \$8,458.67 and increase A1490.51000 (PERS SRV 33,834.42. Responsibility adjustment for Acting Con	VS-SUPT OF ST.) by \$25,375.75 and decrease
for 1st Deputy Commissioner.	zejaz (, iai teepelaleini, injenione za teenig een	interests to year tipely period and published pull
Effective Date: (if applicable)		mit building and a second and a
` •• -	RL Budget Transfer Worksheet must	be attached w/ Dep. Head signature.
RL related to a grant: RL Gran	t Worksheet <u>must</u> be attached. Deadline	e for Council to act by:
RL related to previously adopte	ed legislation: Perm, number	, adoption date
Contract: Person/Company	Start/End Date	e
	ds available in Budget Line	
Public Hearing required? Yes	SEQR.	A required? Yes No ✓
Additional information related		
	OFFICE USE ONLY	
Mayor:	Jared M. Kraham	
Comptroller:		a company of the comp
Corp. Counsel:		
Finance D Planning D	MPA [] PW/Parks [] Employee	Rules/Special Studies Rules/Special Studies



CITY OF BINGHAMTON Request for Transfer of Funds

Transfer requests over \$2260 and not in excess of \$2500 or less must be approved by the Comptroller.

Transfer requests over \$2260 and not in excess of \$16,000 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.

ERSONNELL

Department Head Signature:

Department:

Adopted Budget Year Amended: 2024

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I hereby certify that the above fund.	s are aneacumbered and available	I hereby certify that the above funds are unencumbered and available for Transfer. Certified by the Comptoller.		Signature		Date ///
I hereby certify that the above described funds have by Chapter9, Appropriations, Certified by the Treasurer.	ribed funds have been transferred, by the Treasurer.	I hereby certify that the above described funds have been transferred, in accordance with the Code of the City of Binghamnon Chaptery, Appropriations, Certified by the Treasurer.	ŕ	Signature		Date:
Transfer of funds Approved / Denied on Approvioument.	Denied on /	. Certified by the Secretary of the Board of Estimate and	·	Syname	٠	Date:
Transfer of finds reviewed by the E	Singhamton City Council Finance (Transfer of finds reviewed by the Binghamton City Council Finance Chair. Recommendations to be attached.	·	Signature:		Date:

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 s hall 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.

October 27, 1995 Revised: 3/27/2009

Legal Counsel Approval	Introductory No	<u>O24-08</u>
RL 24-15	Permanent No.	



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:

<u>Transfer From (Decrease):</u> \$33,824.42 A1490.51000 (DPW COMISSIONER)

<u>Transfer To (Increase):</u> \$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. <u>024-08</u>		1 .	T T		
D		Ayes	Nays	Abstain	Absent
Permanent No.	Councilmember Porter				
Sponsored by City Council Members: Dundon, Middleton, Hotchkiss	Councilmember Middleton				
	Councilmember Cavanaugh				
AN ORDINANCE TO AMEND THE 2024 GENERAL BUDGET FOR DEPARTMENT OF	Councilmember Hotchkiss				
PUBLIC WORKS RESPONSIBILITY ADJUSTMENTS	Councilmember Mativetsky				
	Councilmember Dundon				
The within Ordinance was adopted by the Council of the City of Binghamton.	Total				
D.	☐ Code of the C	City of Bir	nghamton		
Date	☐ Adopted	□ Defea	nted		
City Clerk	Ayes			Absent	
Date Presented to Mayor					
Date Approved	I hereby certif	gislation	adopted by	the	
Mayor	Council of the meeting held by the Mayor	on	Ар		



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 RE	SOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A PROFE	ESSIONAL SERVICES AGREEMENT
WITH LABELLA ASSOCIA	ATES FOR CODE REVIEW OF LARGE PLAN SETS. 3-YEAR TERM A	GREEMENT WITH RIGHT TO ADD
TWO 1-YEAR EXTENSION	VS.	
Executive Summary	(Explain why legislation is necessary): PROVIDE PROFESS	SIONAL PLAN REVIEW FOR BUILDING
AND FIRE CODE COMPLIA	ANCE FOR LARGE PROJECTS ON AN AS NEEDED BASIS.	
Effective Date: (if app	Nicable) 01/24/2024	
` • •	nendment: RL Budget Transfer Worksheet must be att	tached w/ Den. Head signature
	: RL Grant Worksheet <u>must</u> be attached. Deadline for	
	usly adopted legislation: Perm. number, ad	
	mpany Ed Larkin, LaBella Associates Start/End Date 1/24	
	Funds available in Budget Line	
Public Hearing requi	red? Yes No ✓ SEQRA req	quired? Yes No
Additional information	on related to this RL attached? Yes No	
Mayor:	OFFICE USE ONLY	
Comptroller:		
Corp. Counse	al:	
Finance □	Planning D MPA D PW/Parks D Employees D	Rules/Special Studies □

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.



<u>Assumptions</u> - 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.

<u>Deliverables</u> – 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 elarcing-labellapc.com or this office at 518-273-0055.

Sincerely,

LaBella Associates

Edward P. Larkin, PE

EZIP. W

Regional Manager, Buildings Engineering

rfs/enc[]

cc: Rachel Shaw, LaBella Associates

File



egal Counsel Approval	Introductory No. <u>R24-09</u>
RL 24-16	Permanent No.



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		Ayes	Nays	Abstain	Absent
Sponsored by City Council Members: Hotchkiss, Dundon, Middleton	Councilmember Porter Councilmember 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	Councilmember Cavanaugh Councilmember Hotchkiss Councilmember Mativetsky				
The within Resolution was adopted by the Council of the City of Binghamton.	Councilmember Dundon Total				
Date	☐ Code of the C	City of Bir	nghamton		
City Clerk	☐ AdoptedAyes			Absent	
Date Presented to Mayor					
Date Approved	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				
Mayor					



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

Ronald B. Lake	City Engineer	(607)77	72-7007
(Print Name)	(Title	2)	(Phone number)
Signature: (Sonale B. Ja	Date	2: 12/13/2023
	To Be Completed	l By Applicant	
Proposed Title:	The Mayor to enter an inter municipal agreement wit	h Broome -Tioga Stormwater coalition	for Federal Phase 2
MS4 Stormwater regu	lation implementation in Broome and Tioga Counties.		
Executive Sumn	nary (Explain why legislation is necessar	Phase 2 Federal Stormwater regi	ulations require that regulated
small municipal separa	ate storm sewer operators must prepare and implement	Stormwater management program that	includes 6 minimum control
measures.			
A 1440.54420 Technic			
	f applicable) <u>03/10/2024</u>		
Budget transfer	or amendment: RL Budget Transfer W	orksheet must be attached wa	/ Dep. Head signature.
RL related to a g	grant: RL Grant Worksheet <u>must</u> be att	ached. Deadline for Council	to act by:
RL related to pr	eviously adopted legislation: Perm. nu	mber, adoption of	date
Contract: Perso	n/Company	Start/End Date	
	Funds available in Budget Li		
Public Hearing 1	required? Yes No	SEQRA required?	Yes No 🗸
Additional infor	mation related to this RL attached?	Yes No	
Mayor: Compti Corp. C	roller: Counsel:		pecial Studies □

INTERMUNICIPAL AGREEMENT

TO FORM THE BROOME-TIOGA STORMWATER COALITION FOR FEDERAL PHASE II MS4 STORMWATER REGULATION IMPLEMENTATI ON 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.
- 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 parities 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)

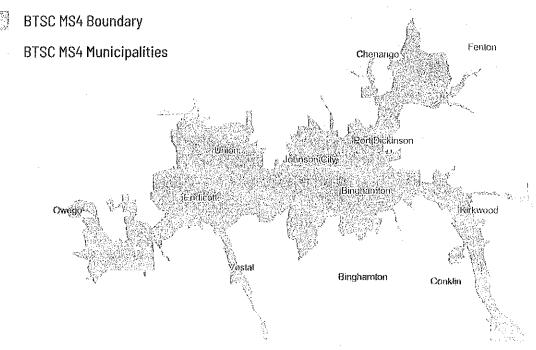
 - Endicott (V)
 - Fenton (T)

- Johnson City (V)
- Kirkwood (T)
- o Port Dickinson (V)
- Union (T)
- Vestal (T)
- Tioga County
 - . o. 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 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

t waterloo rain

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-professionalscusp/
- 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

Legal Counsel Approval	Introductory No. <u>R24-10</u>
RL 24-19	Permanent No.



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. <u>R24-10</u>				
Permanent No.				
Sponsored by City Council Members:		Ayes	Nays	Abstain
Dundon, Porter, Middleton, Cavanaugh, Hotchkiss, Mativetsky	Councilmember Porter			
	Councilmember Middleton			
A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AN	Councilmember Cavanaugh			
INTERMUNICIPAL AGREEMENT WITH BROOME-TIOGA STORMWATER COALITION	Councilmember Hotchkiss			
FOR FEDERAL PHASE 2 MS4 STORMWATER REGULATION IMPLEMENTATION IN BROOME AND TIOGA COUNTIES	Councilmember Mativetsky			
	Councilmember Dundon			
The within Resolution was adopted by the Council of the City of Binghamton.	Total			
the City of Binghamoni	☐ Code of the C	City of Bin	nghamton	
Date				
	☐ Adopted	☐ Defea	ited	
City Clerk	Ayes	_Nays _	Abstain	Absent
Date Presented to Mayor				
Date Approved	I hereby certify the above to be a true copy of the legislation adopted by the			
Mayor	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

Lake	Ci	ity Engineer	(607)7	772-7007
ame)		(Title)		(Phone number)
re: To	nole B.	Rake	Dat	te: 12/13/2023
	<u>To</u>	Be Completed By	<u>Applicant</u>	
d Title: A reso	lution authorizing the Ma	ayor to to enter Supplemen	tal Agreement No. 4 with Barto	n and Loguidice for
NYSDEC pipe cond	uit inspection and mainte	nance/rehabilitation work-	Phase III	
ve Summary (E	Explain why legisla	tion is necessary):	Resolution authorizing the May	or to enter supplemental
			rvices provided. The USACE as	greeing to elimination and
		and 75		
	1877.			
transfer or am	endment: RL Bud	lget Transfer Works	heet <u>must</u> be attached w	v/ Dep. Head signature.
ted to a grant:	RL Grant Worksh	eet must be attached	d. Deadline for Council	to act by:
ted to previous	ly adopted legisla	tion: Perm. number	RLS1-234, adoption	date
		ole in Budget Line A	1440.54420 Title	Tedhnick Services
learing require	ed? Yes No	$\sqrt{}$	SEQRA required?	Yes No 🗸
nal information	related to this R	L attached? Ye	s 🗸 No	
Mayor: Comptroller:	A r	OFFICE USE ON	LY	
	d Title: A reson NYSDEC pipe cond ve Summary (A requesting compersible gates within leganter or amore ted to a grant: ted to previous to Person/Competent for the state of the previous of of th	To d Title: A resolution authorizing the Ma NYSDEC pipe conduit inspection and mainte Ve Summary (Explain why legislat 4 requesting compensation in the amount of \$ 1 slide gates within levee structures D\$1A, 30 20 Technical services 20 Date: (if applicable) transfer or amendment: RL Buck ted to a grant: RL Grant Worksh ted to previously adopted legislat t: Person/Company st 6,800.00 Funds availab learing required? Yes No nal information related to this RI Mayor:	To Be Completed By To Be Completed By d Title: A resolution authorizing the Mayor to to enter Supplemental NYSDEC pipe conduit inspection and maintenance/rehabilitation work- ve Summary (Explain why legislation is necessary): 4 requesting compensation in the amount of \$6,800.00 for additional services are Date: (if applicable) transfer or amendment: RL Budget Transfer Works ared to a grant: RL Grant Worksheet must be attached the deed to previously adopted legislation: Perm. number at: Person/Company Stated to a grant: RL Grant Worksheet must be attached to the seed to previously adopted legislation: Perm. number at: Person/Company Stated to a grant: RL Grant Worksheet must be attached to this RL attached? We Mayor: Mayor: Mayor:	To Be Completed By Applicant To Be Completed By Applicant d Title: A resolution authorizing the Mayor to to enter Supplemental Agreement No. 4 with Barto NYSDEC pipe conduit inspection and maintenance/rehabilitation work- Phase III Ve Summary (Explain why legislation is necessary): Resolution authorizing the May 4 requesting compensation in the amount of \$6,800.00 for additional services provided. The USACE at 5 slide gates within levee structures DS1A, 30 and 75 20 Technical services the Date: (if applicable)

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.

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

KMK/jjb

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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

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:
wysia - produce golge, plants

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

REQUEST FOR LEGISLATION

Applicant Information Request submitted by: Ron B. Lake, P.E. Title/Department: City Engineer - Engineering Dept 607-772-7007 Contact Information: RL Information Resolution Authorizing the Mayor to reduce Supplemental No. 3 Agreement Proposed Title: with Barton & Loguidice for USACOE/NYSDEC Pipe/Conduit Inspection and Maintenance/ Rehabilitation Work - Phase III, Final Design, Permitting & Bid Phase Services Resolution authorizing the Mayor to reduce Supplemental No. 3 Agreement with Suggested Content: Barton & Loguidice for manadatory USACOE/NYSDEC Pipe/Condult 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 a No 🖭 If 'Yes', is the required RL Grant Worksheet attached? Yes 🗆 No 🛭 Is additional information related to the RL attached? Yes 🖪 Νο □ 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 © Planning © MPA © PW/Parks © Employees © Rules/Special Studies ©

Legal Counsel Approval	Introductory No.	R24-11_
RL 24-20	Permanent No.	



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.

Introductory No. R24-11					
Permanent No.					
Sponsored by City Council Members:		Ayes	Nays	Abstain	
Dundon, Middleton, Cavanaugh, Hotchkiss	Councilmember Porter		·		
A RESOLUTION AUTHORIZING THE MAYOR,	Councilmember Middleton				
OR HIS DESIGNEE, TO ENTER INTO SUPPLEMENTAL AGREEMENT NO. 4 WITH	Councilmember Cavanaugh				
BARTON AND LOGUIDICE FOR USACOE/NYSDEC PIPE CONDUIT INSPECTION	Councilmember Hotchkiss				
AND MAINTENANCE/ REHABILITATION WORK, PHASE III	Councilmember Mativetsky				
	Councilmember				-
The within Resolution was adopted by the Council of the City of Binghamton.	Dundon Total				+
Date	☐ Code of the C	City of Bin	ighamton		
City Clerk	☐ Adopted	☐ Defea	ited		
	Ayes	_Nays _	Abstain	Absent	
Date Presented to Mayor					
Date Approved	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				
Mayor					