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Legislative Branch

RL Number: <u>RL 24-79</u>
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. Incomplete/incorrect RLs will be returned to applicant for revisions. Please include as much supplemental material as is necessary to substantiate the request for legislation. Use "Additional Presenters" line to include anyone that will appear to present this in City Council Work Session.

Applicant Presenting RL at Work Session

Chuck Shager	Comptroller	(607) 772 - 7011
<i>(Print Name)</i>	<i>(Title)</i>	<i>(Phone number)</i>

(Additional Presenters)

Proposed Title:

To Be Completed By Applicant

Amend the 2024 General Fund and Insurance Fund Budgets to pay settlement

Executive Summary *(Explain why legislation is necessary):*

The Budget needs to be amended to pay for a settlement. See attached budget transfer sheet.

Effective Date: (if applicable) 04/24/2024

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.

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

Contract: Person/Company _____

Total Cost _____ Funds available in Budget Line _____ Title _____

Public Hearing required? Yes Not Applicable **SEQRA required?** Yes Not Applicable

Additional information related to this RL attached? Yes No

Expedition requested for this RL? Yes No

Please explain why expedition is necessary:

To get the funds transferred and matter resolved



CITY OF BINGHAMTON

Request for Transfer of Funds

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

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

Adopted Budget Year Amended: 2024

Department: _____ CORP COUNCIL

Department Head Signature: _____

Amount	Transfer From (Decrease) Budget Line	Transfer To (Increase) Budget Line	Budget Line Title
\$			

Revenue & Fund Balance Amendments			
Amount	Increase/Decrease	Revenue/Expense / Fund Balance	Budget Line Title
\$ 250,000.00	Increase	Revenue	M.49999
\$ 250,000.00	Increase	Expense	M1910.54900
			FUND BALANCE
			PROV FOR INCURRED LOSS

Office Use Only for Transfers Under \$10,000

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

I hereby certify that the above described funds have been transferred in accordance with the Code of the City of Binghamton Chapter 9, Appropriations. Certified by the Treasurer.

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

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

Signature: _____ Date: 4/11/24

Signature: _____ Date: _____

Signature: _____ Date: _____

Signature: _____ Date: _____



Legislative Branch

RL Number: 24-67
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)772-7007
(Print Name)	(Title)	(Phone number)
Signature: <u>Ronald B. Lake</u>		Date: 03/27/2024

To Be Completed By Applicant

Proposed Title: A resolution authorizing the Mayor to enter an amendment No 2 with GHD for CSO-LTCP Post Construction compliance monitoring program.

Executive Summary (Explain why legislation is necessary): Engineering shall provide the following scope of work. The perm that the city of Binghamton and the village of Johnson city complete the next round of LTCP post construction compliance monitoring in 2025. Due to the concern of water quality, city and village agreed to complete this round of monitoring one year early in 2024. This is not to exceed \$68,000 FUNDS AVAILABLE IN H0320.590011. F0015

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 68,000 Funds available in Budget Line A1440.54420 Title Technical services

Public Hearing required? Yes No

SEQRA required? Yes No

Additional information related to this RL attached? Yes No

OFFICE USE ONLY	
Mayor:	<u>[Signature]</u>
Comptroller:	<u>[Signature]</u>
Corp. Counsel:	<u>Robert E. Henry</u>
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"/>



Q1403 Amendment No. 2

This Amendment/Change is effective this March 1, 2024, (the "Effective Date") between GHD Consulting Services Inc. (hereinafter "GHD") and the City of Binghamton, New York (hereinafter "Client"). In consideration of the mutual promises set forth herein, GHD and Client agree to amend the Original Agreement between GHD and Client dated September 1, 2020.

Project details

Project name:	CSO-LTCP Post Construction Compliance Monitoring Program	Project number:	11217318
Effective Date of Original Agreement:	September 1, 2020	Project Manager:	John LaGorga, PE, BCEE

Description of proposed change:

Engineering shall provide the following Scope of Work as requested by Client.

The permit requires that the City of Binghamton and the Village of Johnson City complete the next round of LTCP Post Construction Compliance Monitoring (PCCM) in 2025. Because of concern with water quality, the City and Village agreed to complete this round of monitoring one year early in 2024. The PCCM entails the following Sampling Effort:

- Daily fecal coliform sampling and analysis in the river for the months of April, July, and October.
- Weely iron and mercury sampling and analysis in the river for the months of April, July, and October.
- Monthly mercury sampling and analysis in the collection system for the months of April, July, and October.
- Bi-monthly microbial source tracking in the river for the months of April, July, and October.

The sampling will be conducted in accordance with the approved Sampling Plan. The scope will include:

1. Finalize the Sampling Plan based on NYSDEC comments
2. Hire and coordinate with Microbac Laboratory to perform fecal coliform, iron, and mercury analyses.
4. Lead and participate in river and collection system Sampling Effort with some assistance from City.
5. Analyze water quality data.
6. Prepare and submit a Final Report.

Project Milestones

Commencement date: March 1, 2024
Begin sampling: April 1, 2024
Complete sampling: October 31, 2024
Receive Final Laboratory results: December 31, 2024
Draft Final Report complete: February 28, 2025
Final Report complete submittal to NYSDEC: March 31, 2025
End date: June 30, 2025

Project Cost

The following table summarizes the effort and costs associated with this cope of services. GHD proposes to provide these services on a lump sum basis within the defined limits of the Scope of Work.

ITEM	COST
Labor (Lump Sum)	\$52,500
Laboratory Allowance (actual plus 5% markup)	\$15,500
TOTAL	\$68,000

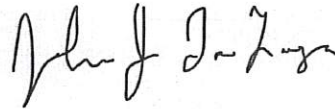
Amendment No. 2 \$68,000

Completion date: June 30, 2025

In witness whereof, GHD and Client have caused this Agreement to be executed by their duly authorized representatives as of the Effective Date.

GHD

GHD Consulting Services Inc.



John J. LaGorga
Project Director
March 21, 2024

Client

City of Binghamton, NY

Jared Kraham
Mayor
date:



Exhibit A: Work Authorization

Work Authorization No. 5

Project 12583080

The Scope of Work described in this Work Authorization is governed by the terms and conditions of that certain Master Services Agreement ("Agreement") dated 25th day of March 2022, between GHD Consulting Services Inc. ("GHD") and Village of Johnson City, New York ("Client").

Scope of Work	The scope of services to be provided by GHD, in connection with this Work Authorization, is as follows:
Services Description	<p>Combined Sewer Overflow LTCP Post Construction Compliance Monitoring sampling.</p> <p>The permit requires that the City of Binghamton and Village of Johnson City complete the next round of LTCP Post Construction Compliance Monitoring (PCCM) in 2025. Because of concern with water quality, the City and Village agreed to complete this round of monitoring one year earlier in 2024. The PCCM entails sampling the following:</p> <ul style="list-style-type: none"> • Daily fecal coliform sampling and analysis in the river for the months of April, July, and October. • Weekly iron and mercury sampling and analysis in the river for the months of April, July, and October. • Monthly mercury sampling and analysis in the collection system for the months of April, July, and October. • Bi-monthly microbial source tracking in the river for the months of April, July, and October. <p>The sampling will be conducted in accordance with the approved Sampling Plan.</p> <p>The scope will include:</p> <ol style="list-style-type: none"> 1. Finalize the Sampling Plan based on NYSDEC comments 2. Hire and coordinate with Microbac Laboratory to perform fecal coliform, iron, and mercury analyses. 3. Coordinate with Cornell laboratory to perform microbial source tracking. Cornell will send invoices directly to the Village. 4. Lead and participate in river and collection system Sampling Effort with some assistance from City. 5. Analyze water quality data. 6. Prepare and submit a Final Report.
GHD Subcontractor(s)	Microbac Laboratory
Fee Description including markups	Not-to-exceed labor of \$52,500 billed at rates according to Agreement, Exhibit B. Laboratory allowance of \$15,500, including 5% mark-up.

Materials/premises to be provided by Client n/a

Other information relevant to the Services n/a

Key dates

Commencement date

March 1, 2024

Milestones, deadlines, timelines

- Begin sampling: April 1, 2024
- Complete sampling: October 31, 2024
- Receive Final Laboratory results: December 31, 2024
- Draft Final Report complete: February 28, 2025
- Final Report complete submittal to NYSDEC: March 31, 2025

End date

June 30, 2025

Designated Representatives

During the term of this Work Authorization, matters or issues arising shall, as applicable, be directed to:

GHD Representative(s)

John LaGorga, PE, BCEE

Client Representative(s)

Joshua Holland, Director of Public Services

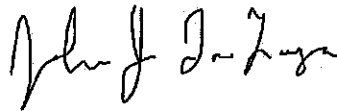
Additional Terms and Conditions

Special Conditions

n/a

In witness whereof, GHD and Client have caused this Work Authorization to be executed by their duly authorized representatives as of the effective date of March 1, 2024.

GHD
GHD
Consulting
Services Inc.



Client

John J. LaGorga
Project Director
Date: March 21, 2024

Joshua Holland
Director of Public Services
Date:

BND



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

Date: June 22, 2022

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

Introduced by Committee: PW/Parks

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GHD CONSULTING SERVICES, INC. FOR THE CSO-LTCP POST CONSTRUCTION COMPLIANCE MONITORING PROGRAM AT THE BINGHAMTON-JOHNSON CITY JOINT SEWAGE TREATMENT PLANT

WHEREAS, the Mayor of the City of Binghamton wishes to enter into an agreement with GHD Consulting Services, Inc. for the CSO-LTCP Post Construction Compliance Monitoring Program at the Binghamton-Johnson City Joint Sewage Treatment Plant (BJCJSTP) as requested by the New York State Department of Environmental Conservation (NYSDEC) at a cost not to exceed \$13,000.

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

RESOLVE that the Mayor of the City of Binghamton, or his designee, is hereby authorized to enter into an agreement, approved as to form and content by the Office of Corporation Counsel, with GHD Consulting Services, Inc. for the CSO-LTCP Post Construction Compliance Monitoring Program at the BJCJSTP as requested by the NYSDEC, in an amount not to exceed \$13,000; and that funds shall be deducted from budget line H8120.590014 (CSO Repair) for this purpose.

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

[Signature]

Chuck Shager, Comptroller

Introductory No. R22-58

Permanent No. R22-58

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

A RESOLUTION AUTHORIZING THE MAYOR TO
ENTER INTO AN AGREEMENT WITH GHD
CONSULTING SERVICES, INC. FOR THE CSO-
LTPC POST CONSTRUCTION COMPLIANCE
MONITORING PROGRAM AT THE
BINGHAMTON-JOHNSON CITY JOINT SEWAGE
TREATMENT PLANT

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

Date 6/22/22

[Signature]
City Clerk

Date Presented to Mayor

6/23/22
Date Approved

[Signature]
Mayor

	Ayes	Nays	Abstain	Absent
Councilman Scaringi	✓			
Councilwoman Resciniti	✓			
Councilwoman Riley	✓			
Councilwoman Friedman	✓			
Councilman Burns	✓			
Councilman Scanton				✓
Councilman Strawn	✓			
Total	6	0	0	1

Code of the City of Binghamton

Adopted Defeated

6 Ayes 0 Nays 0 Abstain 1 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 6/23/22. Approved by the Mayor on 6/23/22 [Signature]

Introductory No. R22-58

Permanent No. R22-58

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

A RESOLUTION AUTHORIZING THE MAYOR TO
ENTER INTO AN AGREEMENT WITH GHD
CONSULTING SERVICES, INC. FOR THE CSO-
LTCP POST CONSTRUCTION COMPLIANCE
MONITORING PROGRAM AT THE
BINGHAMTON-JOHNSON CITY JOINT SEWAGE
TREATMENT PLANT

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

Date 6/22/22

Jaimie Fabbian
City Clerk

Date Presented to Mayor 6/23/22

Date Approved 6/23/22
John M. Tol
Mayor

	Ayes	Nays	Abstain	Absent
Councilman Scaringi	✓			
Councilwoman Resciniti	✓			
Councilwoman Riley	✓			
Councilwoman Friedman	✓			
Councilman Burns	✓			
Councilman Scanlon				✓
Councilman Strawn	✓			
Total	6	0	0	1

Code of the City of Binghamton

Adopted Defeated

6 Ayes 0 Nays 0 Abstain 1 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 6/23/22. Approved by the Mayor on 6/23/22 (JF)