



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

Dated: July 10, 2024

Sponsored by Councilmember(s): Dundon, Hotchkiss, Middleton, Kosty

Introduced by Committee(s) on: Public Works

LOCAL LAW NO. 3 OF 2024
entitled

A LOCAL LAW REPEALING AND REPLACING THE
LOWEST RESPONSIBLE BIDDER REQUIREMENTS

WHEREAS, the City of Binghamton wishes to amend the Code of the City of Binghamton as it relates to lowest responsible bidder requirements found in Chapter 18, *Boards, Commissions and Committees*, Article III, *Board of Contract and Supply*, Sections 18-25 and 18-26 only; and

WHEREAS, the Council of the City of Binghamton wishes to repeal Section 18-26, and repeal and replace section 18-25 with the attached local law language; and

NOW, THEREFORE, BE IT ENACTED by the City Council of the City of Binghamton as follows:

Section 1. That the Code of the City of Binghamton, Chapter 18, *Boards, Commissions and Committees*, Article III, *Board of Contract and Supply*, Section 18-25 is hereby repealed and replaced with the language attached, and that Section 18-26 is hereby repealed.

Section 2. That this Local Law shall take effect upon the filing with the Secretary of State, in accordance with Section 27 of the New York State Municipal Home Rule Law.

§ 18-25 LOWEST RESPONSIBLE BIDDER REQUIREMENTS

A. Legislative Intent

It is the intent of this Local Law to enhance the City's ability, in compliance with applicable law, to identify the lowest "responsible bidder" on Public Works Construction Projects by instituting more comprehensive submission requirements and an evaluation system which is in compliance with New York State General Municipal Law. The City, based on its experience, has determined that quality workmanship, efficient operation, safety and timely completion of projects are not necessarily assured by awarding a public works contract solely on the basis of low price. This Local Law establishing uniformity of guidelines for determining the responsibility of bidders will assure efficient use of taxpayer dollars, will promote public safety and is in the public interest.

B. Applicability

This Local Law shall apply to Public Works Construction Projects, as defined in Section 3, subject to the competitive bidding requirements of General Municipal Law §103 and advertised for bids on or after effective date.

C. Public Works

For purposes of this chapter, the term "Public Works Construction Projects" shall mean the following: any constructing, altering, reconstructing, repairing, rehabilitating, refinishing, refurbishing, remodeling, remediating, renovating, custom fabricating, maintenance, landscaping, improving, moving, wrecking, painting, decorating, demolishing, and adding to or subtracting from any public building, structure, airport facility, highway, roadway, street, alley, bridge, sewer, drain, ditch, sewage disposal plant, water work, parking facility, railroad, excavation, or other project, development, real property, or improvement, or to do any part thereof, whether or not the performance of the work herein described involves the addition to, or fabrication into, any structure, project or development, real property or improvement herein described of any material or article of merchandise, which is paid for out of a public fund or out of a special assessment. The term also includes any Public Works leased by a political subdivision under a lease containing an option to purchase.

D. Responsible Bidder Questionnaire

(1) New York Vendor Responsibility Questionnaire

Before a Public Works Construction Project contract may be awarded under this Local Law, contracting officials shall determine the responsibility of potential contractors and subcontractors by reviewing uniform questionnaires submitted by each contractor and subcontractor for the project. All bidders are required to submit the New York State Vendor Responsibility Questionnaire For-Profit Construction (CCA-2) form (hereinafter "Uniform Questionnaire") to ascertain information as to integrity, responsibility and competence of prospective bidders.

(2) Conformity by Subcontractors

Subcontractors shall complete the Uniform Questionnaire and meet the same responsibility standards as contractors to be eligible to work on public work contracts. Uniform Questionnaires shall be completed by subcontractors no later than seven (7) days following the opening of the bid. The City reserves the right to reject the bid on the basis of unsatisfactory questionnaire responses submitted by a subcontractor identified pursuant to Section 4(B) or designated to perform work by the bidding general contractor.

E. Requirements.

All general bidders for construction projects funded by the City as set forth above in Section 2, shall as a condition for bidding, agree in writing that they shall comply with, and require subcontractors to comply with, with the following obligations set forth below in this Section.

- (1) All bidders shall fill out the Uniform Questionnaire in order to assist the City and Board of Contract and Supply in ascertaining the financial responsibility, accountability, reliability,

skill, judgment, and integrity of the apparent lowest bidder. All bidders shall require each sub-bidder to fill out the uniform questionnaire within seven (7) days of bid opening.

- (2) The City and Board of Contract and Supply shall utilize the “Guidelines for Responsibility Determinations” as set forth in Executive Order No. 170 (9 NYCRR 4.170) in evaluating responsibility of contractors and determining the lowest responsible bidder. In making such determinations, the City may rely on the following non-exhaustive list of reasons a bidder may be deemed not responsible:
 - i. Criminal history of a contractor or subcontractor’s principals, including indictments or convictions related to business activities or for underlying conduct related to truthfulness;
 - ii. Evidence of bid-rigging on prior contracts;
 - iii. Past history of dishonest work practices or inadequate performance of prior public work contracts;
 - iv. Final determination of willful violation of New York Labor Law which was not subsequently overturned and/or withdrawn;
 - v. Disbarment or exclusion from state or federal public works contracts;
 - vi. Non-responsiveness to or lack of cooperation in response to requests for information transmitted in furtherance of this Local Law; or
 - vii. Material variance from a project’s bid specifications.
- (3) All contractors and all subcontractors shall properly classify their workers as employees rather than as independent contractors, unless those workers meet the definition of “independent contractors” as set forth in the New York Construction Fair Play Act, and shall treat such employees accordingly for purposes of workers’ compensation insurance coverage, unemployment insurance, employment taxes and social security taxes.
- (4) Contractors and all subcontractors awarded Public Works Construction Project contracts shall require each employee to sign in and out at the beginning and end of each day, and list next to his or her name his or her craft and apprenticeship status, and to provide such information to the City Commissioner (“Commissioner”), who shall be designated as the head of the City Purchasing Department or one or more members of the Board of Contract and Supply, on a bi-weekly basis. Such information shall be kept by the City for a period of three (3) years and copies of the same shall be made available to the public upon Freedom of Information Law (FOIL) request.

F. Procedure

- (1) The Commissioner shall distribute to all bidders a copy of this Local Law and the Uniform Questionnaire and thereafter collect from bidders all information required by this Local Law, and keep such information for a period of three (3) years, review of which will be made available to the public upon Freedom of Information Law (FOIL) request.
- (2) If a bidder fails or refuses to provide all the information requested in this Local Law, or provides false information, the bidder’s bid may be rejected.
- (3) The Commissioner shall make available for inspection in the Purchasing Office of the City of Binghamton a listing of the three apparent lowest bidders one (1) week before the City makes an award of a Public Works Construction Project contract subject to the requirements of this Local Law.
- (4) If any bidding contractor or designated subcontractor is found to have willfully violated New York Labor Law § 220 (“New York Prevailing Wage Law”) that bidder shall automatically be deemed “non-responsible” and be rejected unless the Board of Contract and Supply, as approved by the City, determines otherwise. Otherwise, based on all of the information collected pursuant to this local law and any other factor the City deems relevant, the Board of Contract and Supply shall determine if the apparent lowest bidder is in fact “responsible.”

- (5) If the apparent lowest bidder is deemed not to be responsible, then the next lowest bidder will be reviewed for responsibility and so on until the lowest bidder is deemed responsible and selected as the lowest responsible bidder.
- (6) If the amount of the lowest responsible bidder appears disproportionately low when compared with estimates undertaken by or on behalf of the City, and/or compared to other bids submitted (10% or greater disparity), the City reserves the right to inquire further of the apparent lowest bidder to determine whether the bid contains mathematical errors, omissions and/or erroneous assumptions, and whether the apparent lowest bidder has the capability to perform and complete the contract for the bid amount. Bidders retain the right to withdraw bids upon a showing of a bid mistake as set out in General Municipal Law § 103(11) and any amendments or revisions thereto.
- (7) No later than five (5) calendar days prior to a final determination that the apparent lowest bidder is not responsible, the Board of Contract and Supply will notify the affected bidder of same, in writing, stating the reasons for the determination and setting forth a time, date and place for the apparent lowest bidder to be heard before the Board of Contract and Supply on the issue of responsibility. On the date of the opportunity to be heard, the affected bidder may appear in person and/or may submit further information via an affidavit or written submission to refute the findings upon which the Board of Contract and Supply's initial determination of apparent non-responsibility is based. The Board of Contract and Supply shall consider the information submitted through the hearing process and make a final determination with respect to responsibility. Such determination may be appealed in accordance with New York law.

G. Incomplete Submissions by Bidders and Subcontractors

It is the sole responsibility of the contractor to comply with all submission requirements at the time it submits its bid to the City. The submission requirements also apply to all subcontractors, except that the contractor shall submit all subcontractor questionnaires to the City no later than seven (7) days following the bid opening. Contractor and/or subcontractor submissions deemed materially non-compliant with bid specifications will result in automatic rejection of the bid. The City reserves the right to waive non-material defects in bids or variances from bid specifications.

H. Sanctions

(1) Any bidder or subcontractor bidder who fails to comply with any of the obligations described in this local law, and only following an opportunity for the bidder to be heard, may be subject to one or more of the following sanctions, to the extent permissible by law.

- i. Temporary suspension of work on the project until compliance is obtained; or
- ii. Withholding by the City of payment due under the contract until compliance is obtained; or
- iii. Permanent removal from any further work on the project; or
- iv. Liquidated damages payable to the City in an amount equal to five percent (5%) of the dollar value of the general contract.

(2) In addition to the above sanctions, to the extent permissible by law, any contractor or subcontractor, its alter ego or control group, or principal officer who has been determined to have violated any of the provisions of this Local Law shall be barred from performing any work on future contracts awarded by the City for six (6) months for the first violation, three (3) years for the second violation, and permanently for the third violation.

(3) Any sum collected as a fine or penalty pursuant to this section shall be applied toward enforcement and administration costs.

I. Public Records

All information submitted by a contractor or subcontractor pursuant to this Local Law is public record and shall be available to any person upon request, in compliance with the City's FOIL policy.

J. Materiality

The requirements of this Local Law are a material part of the bid documents and the contract and the successful bidder shall insert this Local Law in all subcontracts.

K. Severability

If any portion of this Local Law or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other portions or applications of this Local Law which can be given effect without the invalid portions or applications and, to this end, the portions of this Local Law are severable.

L. Other Law

Any prior Local Law or portion thereof in conflict with this Local Law is hereby repealed, including but not limited to Binghamton City Code sections 18-25 and 18-26, and O05-18.

M. Construction With State Law

This Local Law shall be construed and applied in accordance with any applicable provisions of New York law. To the extent that any provisions of this Local Law are preempted by or conflict with state law, including but not limited to, New York State General Municipal Law § 103, then the applicable state law shall prevail and the provisions of this Local Law shall not apply.

N. Standing

Any resident, taxpayer of the municipality, or other organization may file an action in court challenging the non-enforcement of this law.

LOCAL LAW

Intro. No LL24-03

Perm No. _____

Sponsored by City Council Members:

A LOCAL LAW REPEALING AND REPLACING THE LOWEST RESPONSIBLE BIDDER REQUIREMENTS

The within Local Law was adopted by the Council of the City of Binghamton.

Date

City Clerk

Date Presented to the Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

_____ Ayes _____ Nays _____ Abstained _____ Absent

I hereby certify the above to be a true copy of the legislation adopted by the Council of the City of Binghamton at a meeting held on _____. Approved by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Middleton, Hotchkiss, Kosty, Mativetsky

Introduced by Committee: Planning

ORDINANCE

entitled

**AN ORDINANCE AUTHORIZING THE SALE OF
41 CLINTON STREET TO FIRST WARD
ACTION COUNCIL FOR \$1**

WHEREAS, the City of Binghamton is the owner of certain real property located at 41 Clinton Street, Binghamton NY, Tax Parcel No. 160.23-2-31 (the "Premises"); and

WHEREAS, the City received an Offer to Purchase the Premises from First Ward Action Council or its designee (the "Applicant") for mixed-use affordable housing; 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 June 26, 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, or his designee, 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 the First Ward Action Council or its designee, by quitclaim deed for \$1, to be paid by cash, certified, or local bank check; and

Section 2. That this sale is subject to such conditions as may be determined by the Corporation Counsel, including, but not limited to, the City's right of access for maintenance, repair, or replacement of all existing utilities, if any, and a requirement that the Applicant develop the Premise as proposed and to be approved by the City of Binghamton Planning Department and that such construction be completed no later than as may be required by any grant or housing credit, and that failure to complete development as provided will subject the Applicant to re-payment of such grants or credits; and

Section 3. That this Ordinance shall take effect immediately.

Introductory No. O24-35

Permanent No. _____

Sponsored by City Council Members: Middleton,
Hotchkiss, Kosty, Mativetsky

AN ORDINANCE AUTHORIZING THE SALE OF
41 CLINTON STREET TO FIRST WARD ACTION
COUNCIL FOR \$1

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: June 26, 2024

Sponsored by Council Members: Cavanaugh, Kosty, Porter

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO MODIFY THE 2024
GENERAL FUND BUDGET TO ACCOUNT FOR
VACANCIES IN THE AMOUNT OF \$982,533.56**

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2024 General Fund budget to account for vacancies in various positions in the amount of \$982,533.56; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on June 26, 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 the City Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2024 General Fund budget to account for vacancies in various positions in the amount of \$982,533.56 as follows:

Transfer From (Decrease):

Transfer To (Increase):

\$24,631.54 A1325.51000 TREASURER TO 6/7	\$982,533.56 A9089.58009 (SALARY)
\$2,596.15 A1420.51000 1 ST ASST CORP TO 1/19	
\$10,174.55 A4130.51000 PERSONNEL TO 6/7	
\$3,935.00 A1440.51000 ADMIN ASST TO 2/2	
\$17,817.09 A1440.51000 ASST ENG'R TO 5/10	
\$14,115.35 A1440.51000 ENG'R TECH TO 5/10	
\$23,415.12 A1640.51000 GEN EQUIP MECH TO 5/14	
\$15,714.50 A1650.51000 PAINTER TO 5/24	
\$25,872.93 A6180.51000 INT TECH TO 6/7	
\$12,264.02 A3120.51000 GEN EQUIP TO 3/15	
\$15,253.96 A3120.51000 POLICE GR 1 TO 3/1	
\$30,507.69 A3120.51000 3 POLICE PROB TO 3/15	
\$15,253.85 A3120.51000 3 POLICE PROB 2/5-3/11	
\$7,118.46 A3120.51000 7 POLICE PROB 3/11-3/15	
\$8,135.40 A3120.51000 POLICE PROB 4/27-3/11	
\$11,186.17 A3120.51000 POLICE PROB 3/2-6/7	
\$1,011.37 A3120.51000 POLICE GRD 1 3/2-6/21	
\$27,456.96 A3120.51000 POLICE GRD 2 3/2-7/5	
\$431,175.60 A3120.51000 10 POLICE PROB 3/11-12/31	

\$70,931.25 A3120.51000 POLICE GRD 2 2/24-12/31
\$77,060.02 A3120.51000 POLICE GRD 1 1/6-12/31
\$13,307.06 A3120.51000 PARKING METER TO 5/24
\$60,084.79 A3410.51000 3 FIRE GR 1 1/1-4/15
\$7,477.33 A3410.51000 FIRE (PROB) 4/1-4/15
\$2,661.49 A3510.51000 ANIMAL CONTROL TO 1/19
\$4,054.92 A5110.51000 HEO 4/13-5/10
\$15,204.80 A7110.51000 PARK MAIN 1/6-5/10
\$9,056.00 A7110.51000 TREE TRIMMER 2/17-4/26
\$1,704.77 A7110.51000 PARK MAIN 4/26-5/10
\$142.00 A8686.51000 PROG ASST 4/26-5/10
\$15,030.00 A8160.51000 ST MAIN TO 5/10
\$4,773.60 A8160.51000 ST MAIN 3/30-5/10
\$3,409.82 A7110.51000 LABOR 4/13-5/10

\$982,533.56

\$982,533.56

Section 2. That this ordinance shall take effect immediately.

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

Charles Robinson, Comptroller

Introductory No. O24-47

Permanent No. _____

Sponsored by City Council Members: Cavanaugh,
Kosty, Porter

AN ORDINANCE TO MODIFY THE 2024
GENERAL FUND BUDGET TO ACCOUNT FOR
VACANCIES IN THE AMOUNT OF \$982,533.56

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Hotchkiss, Porter

Introduced by Committee: Rules & Procedures/Special Studies

RESOLUTION

entitled

A RESOLUTION DEMANDING IMMEDIATE ACTION FROM THE MAYOR TO ENACT THE ATTORNEY GENERAL'S RECOMMENDATIONS PURSUANT TO INVESTIGATION OF BINGHAMTON POLICE DEPARTMENT INCIDENT ON JANUARY 1, 2023

WHEREAS, the City Council is committed to ensuring justice, equity, and the rule of law within the community; and

WHEREAS, the Attorney General of New York State has conducted a thorough investigation and provided a set of recommendations aimed at addressing critical issues within the Binghamton Police Department; and

WHEREAS, the Attorney General's recommendations are based on extensive research, and best practices designed to enhance transparency, accountability, and trust between the city administration and its residents; and

WHEREAS, the City Council recognizes the urgency and importance of implementing these recommendations to improve the quality of life and safety for all residents and the Police Department of the City of Binghamton.

NOW, THEREFORE, BE IT RESOLVED, that the City Council:

- (1) Calls upon the Mayor to take immediate and decisive action to enact the recommendations provided by the Attorney General without further delay, including but not limited to remedial actions outlined under Executive Law §75(3)(c) and (f), within a time period not to exceed 90 days from the date of report.
- (2) Calls upon the Mayor to develop and present a detailed implementation plan within the next 90 days outlining the steps, timeline, and resources required to fully enact the Attorney General's recommendations in consultation with the Binghamton Police Department and community residents.
- (3) Requests that the Mayor provide regular progress reports to the Council and the community, detailing the actions taken, challenges encountered, and progress made towards the implementation of the recommendations.

(4) Urges the Mayor to actively engage with community leaders, relevant stakeholders, and residents to ensure transparency, gather feedback, and address any concerns related to the implementation of the Attorney General's recommendations.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon its adoption, and the City Council expects prompt and visible action to address the critical issues outlined by the Attorney General.

Introductory No. R24-45

Permanent No. _____

Sponsored by City Council Members: Hotchkiss,
Porter

A RESOLUTION DEMANDING IMMEDIATE
ACTION FROM THE MAYOR TO ENACT THE
ATTORNEY GENERAL'S RECOMMENDATIONS
PURSUANT TO INVESTIGATION OF
BINGHAMTON POLICE DEPARTMENT
INCIDENT ON JANUARY 1, 2023

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Dundon, Porter, Middleton, Kosty

Introduced by Committee: Public Works and Parks

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH
WITHAM PLANNING DESIGN LANDSCAPE
ARCHITECTURE, PLLC NOT TO EXCEED
\$18,880

WHEREAS, the City of Binghamton wishes to enter into a Professional Services agreement with Witham Planning Design Landscape Architecture, PLLC (WPD) to provide the City of Binghamton with Landscape Architecture services for development of a Master Plan at Columbus Park; and

WHEREAS, the estimated cost for such services is not to exceed \$18,880; and

WHEREAS, funding for such services must be drawn from CD8662.533507.CDY48 (PARKS IMPROVEMENTS) or any other applicable budget lines in the 2024 budget and confirmed by the Board of Contract and Supply and the Comptroller.

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 Witham Planning Design Landscape Architecture, PLLC (WPD) to provide the City of Binghamton with Landscape Architecture services for development of a Master Plan at Columbus Park not to exceed \$18,880, and funding for such services must be drawn from CD8662.533507.CDY48 (PARKS IMPROVEMENTS) or any other applicable budget lines in the 2024 budget and confirmed by the Board of Contract and Supply and the Comptroller.

Introductory No. R24-47

Permanent No. _____

Sponsored by City Council Members: Dundon, Porter,
Middleton, Kosty

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH
WITHAM PLANNING DESIGN LANDSCAPE
ARCHITECTURE, PLLC NOT TO EXCEED
\$18,880

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

_____ Ayes _____ Nays _____ Abstain _____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Porter, Kosty, Dundon, Hotchkiss

Introduced by Committee: Employees

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2024
BINGHAMTON-JOHNSON CITY JOINT
SEWAGE TREATMENT FACILITIES BUDGET
TO TRANSFER FUNDS FOR AN ADDITIONAL
OPERATOR 1/TRAINEE POSITION**

WHEREAS, the City of Binghamton (the “City”) is a joint owner of the Binghamton-Johnson City Joint Sewage Treatment Facilities (the “BJCJSTF”) with the Village of Johnson City (the “Village”); and

WHEREAS, the BJCJSTF is operated and maintained by the Binghamton-Johnson City Joint Sewage Board (the “JSB”) under a series of inter-municipal agreements between the City and the Village; and

WHEREAS, the Council of the City and the Board of Trustees of the Village approve the BJCJSTF budget; and

WHEREAS, the JSB has requested an amendment to the 2024 BJCJSTF budget to increase the Operator 1/Trainee position by one; and

WHEREAS, the increase for this Operator 1/Trainee position will be offset by holding one (1) Shift Lead Operator position open for a total of eight pay periods; and

WHEREAS, the Operator 1/Trainee position will be funded beginning July 20, 2024.

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

Section 1. That Council approves and directs the Comptroller/JSB Fiscal Officer to amend and make journal budget entries in the 2024 BJCJSTF budget to increase the Operator 1/Trainee position by one beginning July 20, 2024 and offset the cost by holding open one Shift Lead Operator position for eight pay periods as follows:

<u>Transfer From (Decrease):</u>	<u>Transfer To (Increase):</u>
\$21,225.60 ES8130.51000.JS2HR (Per.Ser.Hrly Shift Lead)	\$21,225.60 ES8130.51000.JS2HR (Per.Ser.Hrly Oper 1/Trainee)
<hr/>	<hr/>
\$21,225.60	\$21,225.60

Section 2. That this Ordinance shall be effective when also approved by sufficient members of the Board of Trustees of the Village.

Introductory No. O24-54

Permanent No. _____

Sponsored by City Council Members: Hotchkiss,
Cavanaugh, Porter

AN ORDINANCE TO AMEND THE 2024
BINGHAMTON-JOHNSON CITY JOINT
SEWAGE TREATMENT FACILITIES
BUDGET TO TRANSFER FUNDS FOR
AN ADDITIONAL OPERATOR 1/
TRAINEE POSITION

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Kosty, Hotchkiss, Porter, Dundon

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE TO AMEND THE 2024
BINGHAMTON-JOHNSON CITY JOINT
SEWAGE TREATMENT FACILITIES BUDGET
TO ACCEPT A COMP ALLIANCE SAFE
WORKPLACE AWARD AND INCREASE THE
TRAVEL AND TRAINING LINE

WHEREAS, the City of Binghamton (the “City”) is a joint owner of the Binghamton-Johnson City Joint Sewage Treatment Facilities (the “BJCJSTF”) with the Village of Johnson City (the “Village”); and

WHEREAS, the BJCJSTF is operated and maintained by the Binghamton-Johnson City Joint Sewage Board (the “JSB”) under a series of inter-municipal agreements between the City and the Village; and

WHEREAS, the Council of the City and the Board of Trustees of the Village approve the BJCJSTF budget; and

WHEREAS, the JSB has requested an amendment to the 2024 BJCJSTF budget to accept a Comp Alliance Safe Workplace Award, in the amount of \$7,431.00, and increase the Travel and Training budget line for the same amount.

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

Section 1. That Council approves and directs the Comptroller/JSB Fiscal Officer to amend and make journal budget entries in the 2024 BJCJSTF budget to accept the Comp Alliance Safe Workplace Award and increase the Travel and Training budget as follows:

- (i) \$7,431.00 increase in revenue budget line ES.42701 (Refund of Prior Years Expense)
- (ii) \$7,431.00 increase in expense budget line ES.8130.54702 (Travel and Training)

Section 2. That this Ordinance shall be effective when also approved by sufficient members of the Board of Trustees of the Village.

Introductory No. O24-55

Permanent No. _____

Sponsored by City Council Members: Hotchkiss,
Cavanaugh, Porter

AN ORDINANCE TO AMEND THE 2024
BINGHAMTON-JOHNSON CITY JOINT
SEWAGE TREATMENT FACILITIES
BUDGET TO ACCEPT A COMP ALLIANCE
SAFE WORKPLACE AWARD AND
INCREASE THE TRAVEL AND TRAINING
LINE

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Hotchkiss, Porter, Dundon

Introduced by Committee: Rules and Procedures/Special Studies

ORDINANCE

entitled

**AN ORDINANCE TO ALLOW CCE CHAIR TO
APPOINT ASSOCIATE MEMBERS CCE**

WHEREAS, the Code of the City of Binghamton Chapter 18, *Boards, Commissions and Committees*, Article IX, establishes a Commission for Conservation of the Environment; and

WHEREAS, Chapter 18, §18-58 establishes rules for membership in the Commission, including nine members who shall be appointed by the Council of the City of Binghamton; and

WHEREAS, the Chair of the Commission for Conservation of the Environment and the Council of the City of Binghamton find it necessary and proper to expand this section to include membership of city residents to sub-committees within the Commission.

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

Section 1. That the Code of the City of Binghamton, Chapter 18, *Boards, Commissions and Committees*, §18-58, Membership; filling of vacancies, is hereby amended as follows:

ARTICLE IX, Commission for Conservation of the Environment [Adopted 5-15-1972 by Ord. No. 95-72 (Ch. 2, Div. 10, §§ 2-159 through 2-163.3, of the 1970 Code)]

§ 18-58. Membership; filling of vacancies. The Commission shall consist of nine members who shall be appointed by the Common Council, and who shall serve at the pleasure of Council, and upon appointment shall serve as follows: four of the nine initial appointees shall serve one-year terms of office, and the other five initial appointees shall serve for two years. Thereafter all appointees, other than those filling unexpired vacancies, shall be for two-year terms. Persons residing within the City of Binghamton who are interested in the improvement and preservation of environmental quality shall be eligible for appointment as members of the Commission. Vacancies on the Commission shall be filled in the same manner as the original appointment, except that a vacancy occurring other than by the expiration of term of office shall be filled only for the remainder of the unexpired term. Ex officio members of Binghamton City Council, City of Binghamton Public Works Department, Binghamton Parks and Recreation Department, Binghamton Planning Commission and other City of Binghamton officials may hereafter be designated by City Council. Additionally, the Chair of the Commission may appoint, subject to approval by a majority of members at a regular monthly meeting, any number of individuals as associate members; with such associate members being nonvoting, ex-officio members of the Commission. Associate member appointments shall be for a term of one -year and an associate member may serve

any number of one-year terms. No members of the Commission shall receive compensation for their services. Members of the Commission may be reimbursed, to the extent that the budget permits, for expenses necessarily incurred in the performance of their Commission duties (excluding associate members), subject to City expenditure approval procedures.

Section 2. Except as hereinabove amended, the remainder of the Code of the City of Binghamton shall remain in full force and effect.

Section 3. The provisions of this ordinance are severable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this ordinance or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this ordinance would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the ordinance or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 4. That this ordinance shall take effect immediately.

Introductory No. O24-56

Permanent No. _____

Sponsored by City Council Members: Hotchkiss,
Porter, Dundon

AN ORDINANCE TO ALLOW CCE CHAIR
TO APPOINT ASSOCIATE MEMBERS CCE

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

___ Ayes ___ Nays ___ Abstain ___ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Porter, Dundon, Hotchkiss

Introduced by Committee: Employees

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2024 PARKS
BUDGET TO FUND THE ACTING
COMMISSIONER OF PARKS AND
RECREATION POSITION**

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2024 Parks budget to fund the Acting Commissioner of Parks and Recreation position retroactively from April 21, 2024 to July 6, 2024; and

WHEREAS, this budget modification should also account for the payout of a retiring employee in the Parks Department; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on July 10, 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 the City Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2024 Parks budget in the amount of \$7,488.24 as follows:

Transfer From (Decrease):

Transfer To (Increase):

\$7,488.24 A7110.5100
(PERS SERV PARKS SUPV 7/6-9/27)

\$7,488.24 A7020.5100
(PERS SERV PARKS DIR 7/6-12/31)

\$7,488.24

\$7,488.24

Section 2. That this ordinance shall take effect immediately.

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

Charles Robinson, Comptroller

Introductory No. O24-57

Permanent No. _____

Sponsored by City Council Members: Porter,
Dundon, Hotchkiss

AN ORDINANCE TO AMEND THE 2024 PARKS
BUDGET TO FUND THE ACTING
COMMISSIONER OF PARKS AND
RECREATION POSITION

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Kosty, Dundon, Hotchkiss

Introduced by Committee: Employees

ORDINANCE

entitled

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

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

WHEREAS, the Police Department will transfer the funds from the existing position of Program Assistant; and

WHEREAS, the budget transfer was approved by the Board of Estimate and Apportionment on July 10, 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 Police Department budget to fund the Senior Clerk position as follows:

<u>Transfer From (Decrease):</u>	<u>Transfer To (Increase):</u>
\$19,557.13 A3120.51000 (PROGRAM ASSISTANT)	\$19,557.13 A3120.51000 (SENIOR CLERK)
<hr/>	<hr/>
\$19,557.13	\$19,557.13

Section 2. That this ordinance shall take effect immediately.

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

Charles Robinson, Comptroller

Introductory No. O24-58

Permanent No. _____

Sponsored by City Council Members: Kosty,
Dundon, Hotchkiss

AN ORDINANCE TO AMEND THE 2024 POLICE
BUDGET TO FUND THE SENIOR CLERK
POSITION

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

_ Date

_ City Clerk

_ Date Presented to Mayor

_ Date Approved

_ Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Dundon, Porter, Kosty, Hotchkiss

Introduced by Committee: Public Works and Parks

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO SUPPLEMENTAL
AGREEMENT NO. 4 WITH BARTON &
LOGUIDICE, D.P.C. FOR ADDITIONAL
SERVICES FOR PHASE 2 OF THE DECO
DISTRICT STREETSCAPES IMPROVEMENTS
PROJECT

WHEREAS, pursuant to Permanent Resolution 20-43, dated May 6, 2020, City Council authorized the Mayor to enter into an agreement with Barton & Loguidice, D.P.C. for preliminary design services for the DECO District Streetscape Improvements Project; and

WHEREAS, pursuant to Permanent Resolution 21-07, dated January 20, 2021, City Council authorized the Mayor to enter into Supplemental Agreement No. 1 with Barton & Loguidice, D.P.C. for additional services for the DECO District Streetscape Improvements Project; and

WHEREAS, pursuant to Permanent Resolution 22-30, dated April 6, 2022, City Council authorized the Mayor to enter into Supplemental Agreement No. 2 with Barton & Loguidice, D.P.C. for additional services for the DECO District Streetscape Improvements Project; and

WHEREAS, pursuant to Permanent Resolution 23-66, dated August 23, 2023, City Council authorized the Mayor to enter into Supplemental Agreement No. 3 with Barton & Loguidice, D.P.C. for additional services for the DECO District Streetscape Improvements Project; and

WHEREAS, the City Engineer recommends the City enter into Supplemental No. 4 Agreement with Barton & Loguidice D.P.C for additional services for the DECO District Streetscape Improvements Project, including street lighting and providing utility coordination in an amount not to exceed \$47,800.00.

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 Supplemental Agreement No. 4, approved as to form and content by the Office of Corporation Counsel, with Barton & Loguidice, D.P.C. for Additional Services for the DECO

District Streetscape Improvements Project, at a cost not to exceed \$47,800.00; and that funds shall be deducted from budget line H5112.525173.12220 (DECO District Improvements) for this purpose.

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

Charles Robinson, Comptroller

Introductory No. R24-54

Permanent No. _____

Sponsored by City Council Members: Dundon, Porter,
Kosty, Hotchkiss

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO SUPPLEMENTAL
AGREEMENT NO. 4 WITH BARTON &
LOGUIDICE, D.P.C. FOR ADDITIONAL
SERVICES FOR PHASE 2 OF THE DECO
DISTRICT STREETSCAPES IMPROVEMENTS
PROJECT

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Dundon, Kosty, Hotchkiss, Mativetsky

Introduced by Committee: Public Works and Parks

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO A PROFESSIONAL SERVICES
AGREEMENT WITH BARTON AND
LOGUIDICE D.P.C. FOR A PRELIMINARY
ENGINEERING REPORT FOR THE BALL
AVENUE OUTFALL

WHEREAS, the City of Binghamton wishes to enter into a Professional Services agreement with Barton and Loguidice D.P.C. for a preliminary engineering report for the Ball Avenue Outfall; and

WHEREAS, the estimated cost for such services is not to exceed \$78,250.00; 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.

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 Barton and Loguidice D.P.C. to provide a preliminary engineering report for the Ball Avenue Outfall, at a cost not to exceed \$78,250.00, and that funds shall be deducted from budget line H1440.525340.22824 (Engineering Design Projects) for this purpose.

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

Charles Robinson, Comptroller

Introductory No. R24-55

Permanent No. _____

Sponsored by City Council Members: Dundon, Kosty,
Hotchkiss

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH
BARTON AND LOGUIDICE D.P.C. FOR A
PRELIMINARY ENGINEERING REPORT FOR
THE BALL AVENUE OUTFALL

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Dundon, Porter, Kosty, Hotchkiss

Introduced by Committee: Public Works and Parks

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO A PROFESSIONAL SERVICES
AGREEMENT WITH HUNT E.A.S. FOR A
PRELIMINARY ENGINEERING REPORT FOR
THE TOMPKINS STREET PUMP STATION

WHEREAS, the City of Binghamton wishes to enter into a Professional Services agreement with HUNT E.A.S. for a preliminary engineering report for the Tompkins Street Pump Station; and

WHEREAS, the estimated cost for such services is not to exceed \$144,500.00; 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.

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 HUNT E.A.S. to provide a preliminary engineering report for the Tompkins Street Pump Station, at a cost not to exceed \$144,500.00, and that funds shall be deducted from budget line H1440.525340.22824 (Engineering Design Projects) for this purpose.

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

Charles Robinson, Comptroller

Introductory No. R24-56

Permanent No. _____

Sponsored by City Council Members: Dundon, Porter,
Kosty, Hotchkiss

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH HUNT
E.A.S. FOR A PRELIMINARY ENGINEERING
REPORT FOR THE TOMPKINS STREET PUMP
STATION

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true copy of the legislation adopted by the Council of the City of Binghamton at a meeting held on _____. Approved by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Dundon, Porter, Kosty, Hotchkiss

Introduced by Committee: Public Works and Parks

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO A PROFESSIONAL SERVICES
AGREEMENT WITH ENVIRONMENTAL
DESIGN & RESEARCH D.P.C. TO EVALUATE
EXISTING CONDITIONS AND FINAL DESIGN
FOR THE TERMINAL PUMPING SYSTEM

WHEREAS, the City of Binghamton wishes to enter into a Professional Services agreement with Environmental Design & Research D.P.C. for a preliminary evaluation and final design for the Terminal Pumping Station; and

WHEREAS, the estimated cost for such services is not to exceed \$539,100.00; 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.

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 Environmental Design & Research D.P.C. for a preliminary evaluation and final design for the Terminal Pumping Station, at a cost not to exceed \$539,100.00, and that funds shall be deducted from budget line H1440.525340.22824 (Engineering Design Projects) for this purpose.

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

Charles Robinson, Comptroller

Introductory No. R24-57

Permanent No. _____

Sponsored by City Council Members: Dundon, Porter,
Kosty, Hotchkiss

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH
ENVIRONMENTAL DESIGN & RESEARCH
D.P.C. TO EVALUATE EXISTING CONDITIONS
AND FINAL DESIGN FOR THE TERMINAL
PUMPING SYSTEM

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Dundon, Kosty, Porter, Hotchkiss

Introduced by Committee: Municipal and Public Affairs

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO A MUNICIPAL
COOPERATION AGREEMENT FOR FIRE
PREVENTION FOR THE BROOME/TIOGA
BOCES FACILITY AT 435 GLENWOOD ROAD

WHEREAS, the Binghamton Fire Department wishes to extend the Municipal Cooperation Agreement with Broome/Tioga BOCES for fire protection services for the facility located at 435 Glenwood Road in the Town of Dickinson; and

WHEREAS, the four (4) year extension period will be from July 1, 2024, to June 30, 2028, and the annual fee is set at \$30,000.00.

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 extend the agreement, approved as to form and content by the Office of Corporation Counsel, with Broome/Tioga BOCES for fire protection services for the facility located at 435 Glenwood Road in the Town of Dickinson for four (4) years at an annual fee of \$30,000.00.

Introductory No. R24-57

Permanent No. _____

Sponsored by City Council Members: Dundon, Kosty,
Porter, Hotchkiss

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO A MUNICIPAL COOPERATION
AGREEMENT FOR FIRE PREVENTION FOR
BROOME/TIOGA BOCES FACILITY AT 435
GLENWOOD ROAD

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Kosty, Dundon

Introduced by Committee: Municipal and Public Affairs

RESOLUTION
entitled

**A RESOLUTION AUTHORIZING THE MAYOR
TO ACCEPT THE NEW YORK STATE LAW
ENFORCEMENT TECHNOLOGY PROGRAM
GRANT**

WHEREAS, the City of Binghamton Police Bureau is eligible to receive a New York State Law Enforcement Technology Program Grant, in the amount of \$468,668.07 over a one year period, to fund the purchase of new technology and equipment to prevent and solve crimes and improve public safety; and

WHEREAS, a local match is not required; and

WHEREAS, the grant funds will be administered by Binghamton Police Captain David Bidwell, or his designee; and

WHEREAS, the estimated date of completion is December 31, 2024.

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 execute any and all documents, approved as to form and content by the Office of Corporation Counsel, as may be necessary to accept the New York State Law Enforcement Technology Program Grant in the amount of \$468,668.07.

Introductory No. R24-59

Permanent No. _____

Sponsored by City Council Members: Kosty, Dundon

A RESOLUTION AUTHORIZING THE MAYOR
TO ACCEPT THE NEW YORK STATE LAW
ENFORCEMENT TECHNOLOGY PROGRAM
GRANT

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Kosty, Dundon

Introduced by Committee: Municipal and Public Affairs

RESOLUTION
entitled

**A RESOLUTION AUTHORIZING THE MAYOR
TO ACCEPT THE NEW YORK STATE GUN
INVOLVED VIOLENCE ELIMINATION
INITIATIVE PROGRAM GRANT**

WHEREAS, the City of Binghamton Police Department is eligible to receive a New York State Gun Involved Violence Elimination (GIVE) Initiative Program Grant, in the amount of \$370,168.00, to fund local law enforcement agencies for equipment, overtime, and personnel to reduce shootings and other firearm-related violent crime; and

WHEREAS, a local match is not required; and

WHEREAS, the grant funds will be administered by Binghamton Police Captain David Bidwell, or his designee; and

WHEREAS, the estimated date of completion is June 30, 2025.

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 execute any and all documents, approved as to form and content by the Office of Corporation Counsel, as may be necessary to accept a New York State Gun Involved Violence Elimination (GIVE) Initiative Program Grant in the amount of \$370,168.00.

Introductory No. R24-60

Permanent No. _____

Sponsored by City Council Members: Kosty, Dundon

A RESOLUTION AUTHORIZING THE MAYOR
TO ACCEPT THE NEW YORK STATE GUN
INVOLVED VIOLENCE ELIMINATION
INITIATIVE PROGRAM GRANT

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.



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

Date: July 10, 2024

Sponsored by Council Members: Dundon, Kosty, Mativetsky, Cavanaugh, Hotchkiss

Introduced by Committee: Public Works and Parks

RESOLUTION
entitled

**A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO A CONTRACT FOR THE
PURCHASE OF ST. MARY'S RECREATION
CENTER**

WHEREAS, the City of Binghamton applied for and received a Congressional Award in the amount of \$1,000,000 from the U.S. Department of Housing and Urban Development Community Project Funding; and

WHEREAS, the funding contributes to the acquisition and renovation of St. Mary's Recreation Center to provide the City of Binghamton Parks and Recreation Department a full-time indoor facility for youth and adult programming; and

WHEREAS, a portion of the funds received will be used to enter into a contract for the purchase of St. Mary's Recreation Center from St. Mary of the Assumption Church.

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 a contract, approved as to form and content by the Office of Corporation Counsel, for the purchase of St. Mary's Recreation Center, to be paid with a portion of the funds from the Congressional Award from the U.S. Department of Housing and Urban Development Community Project Funding, to be taken from budget line A7110.525800 (Project PK021).

Introductory No. R24-61

Permanent No. _____

Sponsored by City Council Members: Dundon, Kosty,
Mativetsky, Cavanaugh, Hotchkiss

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO A CONTRACT FOR THE
PURCHASE OF ST. MARY'S RECREATION
CENTER

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

Date

City Clerk

Date Presented to Mayor

Date Approved

Mayor

	Ayes	Nays	Abstain	Absent
Councilmember Porter				
Councilmember Middleton				
Councilmember Cavanaugh				
Councilmember Hotchkiss				
Councilmember Mativetsky				
Councilmember Kosty				
Councilmember Dundon				
Total				

Code of the City of Binghamton

Adopted Defeated

____ Ayes ____ Nays ____ Abstain ____ Absent

I hereby certify the above to be a true
copy of the legislation adopted by the
Council of the City of Binghamton at a
meeting held on _____. Approved
by the Mayor on _____.