



OFFICE OF THE CITY CLERK ▪ CITY OF BINGHAMTON

Hadassah Mativetsky, City Council President
Sarah Dinhofer, City Clerk

**BOARD OF ESTIMATE & APPORTIONMENT
MINUTES
City Council Chambers – Binghamton City Hall
Wednesday, July 31, 2024**

I. CALL TO ORDER

At 11:11AM by Comptroller Robinson

II. ROLL CALL

Present: Joshua Paludi, Acting DPW Commissioner; Sophie Bergman, Corporation Counsel; Charles Robinson, Comptroller; Ron Lake, City Engineer

Absent: Jared Kraham, Mayor

Also Present: Sarah Dinhofer, City Clerk

III. APPROVAL OF MINUTES

Request to approve the minutes from 7/24/2024

- a. Motion: Lake
- b. Second: Paludi
- c. Vote: 4-0-0-1
- d. Absent: Kraham

IV. NEW BUSINESS

Offer to Purchase: Purchase a portion of Overland Drive from Mian N. Shah

- a. Motion: Paludi
- b. Second: Lake
- c. Vote: 4-0-0-1
- d. Absent: Kraham

Settlement Discussion: EXECUTIVE SESSION

- a. Motion to enter executive session: Lake
 1. Second: Paludi
 2. Vote: 4-0-0-1
 3. Absent: Kraham
- b. Motion to accept settlement: Lake
 1. Second: Paludi
 2. Vote: 4-0-0-1
 3. Absent: Kraham
- c. Motion to exit executive session: Lake
 1. Second: Paludi



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Sarah Dinhofer, City Clerk

2. Vote: 4-0-0-1
3. Absent: Kraham

V. MOTION TO ADJOURN

- a. Motion: Lake
- b. Second: Paludi
- c. Vote: 4-0-0-1
- d. Absent: Kraham



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

Date: August 7, 2024

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

Introduced by Committee: Employees

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2024
ENGINEERING BUDGET TO ADJUST FOR
BUDGET TRANSFER ERROR**

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2024 Engineering Department budget to adjust for a budget transfer error; and

WHEREAS, the Engineering Department will transfer the funds from the existing position of Administrative Assistant to the Personnel Services line for Civil Service; and

WHEREAS, the budget transfer was approved by the Board of Estimate and Apportionment on July 31, 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 Engineering Department budget to adjust for a budget transfer error as follows:

<u>Transfer From (Decrease):</u>	<u>Transfer To (Increase):</u>
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\$33,054.02 A1440.51000
(PRS SRV ADMIN ASSISTANT)

\$33,054.02 A1430.51000
(PRS SRV CIVIL SERV)

\$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

Charles Robinson, Comptroller



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

Date: August 7, 2024

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2024 BJCSTF
BUDGET TO EFFECTUATE A 2023 BUDGET
TRANSFER**

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 Comptroller of the City of Binghamton finds it proper and necessary to amend the 2024 BJCSB budget to effectuate a 2023 budget transfer that is greater than 45 days; and

WHEREAS, per Section G of the Intermunicipal Agreement (IMA) the BJCSB Board may not approve a transfer after 45 days; and

WHEREAS, the owners must approve a transfer through legislation; and

WHEREAS, the budget transfer was approved by the Board of Estimate and Apportionment on August 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 BJCSB budget to effectuate a 2023 budget transfer that is greater than 45 days as follows:

- (i) \$16,091,299.36 increase to expense line ES994.54999 (DEPRECIATION)
- (ii) \$8,833,877.36 decrease to revenue line ES.49999 (FUND BALANCE)
- (iii) \$3,823,201.00 decrease to expense line ES8130.54001.COB (DEBT SERV COB)
- (iv) \$3,434,221.00 decrease to expense line ES8130.54001.VJC (DEBT SERV VJC)

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. O24-63

Permanent No. _____

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

AN ORDINANCE TO AMEND THE 2024
BJCSTF BUDGET TO EFFECTUATE A 2023
BUDGET TRANSFER

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: August 7, 2024

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

Introduced by Committee: Planning

ORDINANCE

entitled

AN ORDINANCE AUTHORIZING THE SALE OF
43.5 CLINTON STREET TO TROUT BROOK
HOUSING DEVELOPMENT FUND
CORPORATION FOR \$1

WHEREAS, the City of Binghamton is the owner of certain real property located at 43.5 Clinton Street, Binghamton NY, Tax Parcel No. 160.23-2-29 (the "Premises"); and

WHEREAS, the City received an Offer to Purchase the Premises from Trout Brook Housing Development Fund Corporation 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 August 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, 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 Trout Brook Housing Development Fund Corporation 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. O24-64

Permanent No. _____

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

AN ORDINANCE AUTHORIZING THE SALE OF
43.5 CLINTON STREET TO TROUT BROOK
HOUSING DEVELOPMENT FUND
CORPORATION 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: August 7, 2024

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2024
GENERAL BUDGET TO ADJUST FOR
PROFESSIONAL SERVICES WITH LABELLA
ASSOCIATES**

WHEREAS, pursuant to Permanent Resolution 24-09, dated February 7, 2024, City Council authorized the Mayor to enter into a professional services agreement with Labella Associates; and

WHEREAS, the Comptroller and Treasurer of the City of Binghamton have recommended that the 2024 General Fund budget be amended for adjusted revenue and expense lines related to this agreement; and

WHEREAS, the budget transfer was approved by the Board of Estimate and Apportionment on August 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 General Fund budget for adjusted revenue and expense lines related to this agreement as follows:

- (i) \$60,000 increase to revenue line A.42555 (BUILDING AND ALTERATION)
- (ii) \$60,000 increase to expense line A8664.54410 (PROFESSIONAL SERVICES)

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. O24-65

Permanent No. _____

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

AN ORDINANCE TO AMEND THE 2024
GENERAL BUDGET TO ADJUST FOR
PROFESSIONAL SERVICES WITH
LABELLA ASSOCIATES

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 _____.