



LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

Sophia Resciniti, City Council President

Leighton Rogers, City Clerk

COUNCIL OF THE CITY OF BINGHAMTON

Business Meeting Agenda

2nd Floor Atrium, 38 Hawley Street, Binghamton, NY 13901

Wednesday, March 3, 2021

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. ACKNOWLEDGEMENTS AND RECOGNITIONS

V. REPORTS FROM COMMITTEES AND APPROVAL OF MINUTES

Approval of Minutes

Approve the Minutes from February 17, 2021 Business

City Council Finance Committee: Strawn (Chair), Scanlon, Burns

No items to report.

City Council Planning & Community Development Committee: Strawn (Chair), Scaringi, Friedman

No items to report.

City Council Municipal & Public Affairs Committee: Scanlon (Chair), Strawn, Riley

No items to report.

City Council Public Works/Parks & Recreation Committee: Scanlon (Chair), Scaringi, Riley

No items to report.

City Council Employees Committee: Scaringi (Chair), Scanlon, Burns

No items to report.

City Council Rules & Procedures/Special Studies Committee: Scaringi (Chair), Strawn, Friedman

No items to report.

VI. APPROVAL OF APPOINTMENTS

1. Planning Commission Appointment: Kelly Weiss

VII. PUBLIC HEARING

VIII. SET PUBLIC HEARINGS

IX. PUBLIC COMMENT/COMMUNICATION

*Please note: Residents wishing to submit public comment may do so electronically by emailing their comments prior to 5:00pm on the day of the meeting to clerk@cityofbinghamton.com or via telephone during public comment at (607) 772-7100 as City Hall is closed to the public.



LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

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X. REVIEW OF MAYORAL VETO

XI. SECOND READING LEGISLATION

XII. FIRST READING LEGISLATION

A. PREFERRED AGENDA

Introductory Ordinance 21-21. Considered in Finance: Strawn

An Ordinance to amend the 2021 Police Budget to fund the payout for the Administrative Assistant position

Introductory Ordinance 21-22. Considered in Finance: Strawn

An Ordinance to amend the 2020 Binghamton-Johnson City Joint Sewage Treatment Facilities Capital Budget for reimburse village Local System Costs

Introductory Ordinance 21-23. Considered in Finance: Strawn

An Ordinance to amend the 2020 Binghamton-Johnson City Joint Sewage Treatment Facilities Capital Budget for expense over-runs

Introductory Ordinance 21-24. Considered in Finance: Strawn

An Ordinance to amend the 2021 Parks and Recreation Department Budget for a personnel change

Introductory Ordinance 21-25. Considered in Finance: Strawn

An Ordinance to amend the 2021 Police, Fire, Maintenance of Roads, and Refuse Budgets for various positions

Introductory Resolution 21-14. Considered in Public Works/Parks & Recreation: Scanlon

A Resolution approving a Memorandum of Agreement between the City of Binghamton and International Brotherhood of Teamsters AFL-CIO, Local 317 (Blue Collar Unit)

Introductory Resolution 21-15. Considered in Finance: Strawn

A Resolution authorizing the Binghamton Fire Department to apply for a FEMA Staffing for Adequate Fire and Emergency Response (SAFER) GRANT

Introductory Resolution 21-16. Considered in Planning: Strawn

A Resolution authorizing the Mayor to amend the contract with Salvation Temple Church for the use of FY45 CDBG fund



LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

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Leighton Rogers, City Clerk

Introductory Resolution 21-17. Considered in Planning: Strawn

A Resolution authorizing the Mayor to enter into an agreement with Witham Planning and Design, LLC for development of the Stadium District Master Plan (SDMP)

B. NON-PREFERRED AGENDA

Introductory Ordinance 21-26. Considered in Planning: Strawn

An Ordinance authorizing the sale of 40 Medford Street to Jonathan D. Rigdon for \$850

XIII. COMMUNICATIONS FROM COUNCIL MEMBERS

XIV. ADJOURNMENT



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

Date: March 3, 2021

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2021 POLICE
BUDGET TO FUND THE PAYOUT FOR THE
ADMINISTRATIVE ASSISTANT POSITION**

WHEREAS, the Chief of Police and Comptroller of the City of Binghamton find it proper and necessary to amend the 2021 Police budget to fund the payout for the Administrative Assistant position; and

WHEREAS, such budget amendment was approved by the Board of Estimate and Apportionment on February 17, 2021.

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 2021 Police budget to fund the payout for the Administrative Assistant position as follows:

Transfer From (Decrease):

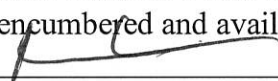
\$4,900 A3120.51000 (Per.Ser.-Grade 1
1 Police Officer)

Transfer To (Increase):

\$4,900 A3120.51000 (Per.Ser.-Admin
Assistant)

Section 2. That this Ordinance shall take effect immediately.

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



Chuck Shager, Comptroller



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

Date: March 3, 2021

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

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE TO AMEND THE 2020
BINGHAMTON-JOHNSON CITY JOINT
SEWAGE TREATMENT FACILITIES CAPITAL
BUDGET FOR REIMBURSE VILLAGE LOCAL
SYSTEM COSTS

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 2020 BJCJSTF budget to increase the appropriations budget for Reimburse Village Local Systems Costs.

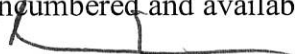
NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Council approves and directs the Comptroller/JSB Fiscal Officer to amend and make journal budget entries in the 2020 BJCJSTF budget to increase the appropriations budget for Reimburse Village Local Systems Cost, as follows:

<u>Transfer From (Decrease)</u>	<u>Transfer To (Increase)</u>
\$307,967.03 J8130.51000 (Per.Ser-VariouS)	\$307,967.03 J8130.54000.JG (Reimburse Village Local Systems Costs)

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

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



Chuck Shager, Comptroller/JSB Fiscal Officer



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

Date: March 3, 2021

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2020
BINGHAMTON-JOHNSON CITY JOINT
SEWAGE TREATMENT FACILITIES BUDGET
FOR EXPENSE OVER-RUNS**

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 2020 BJCJSTF budget to increase the appropriations budget for expense over-runs.

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

Section 1. That the Council approves and directs the Comptroller/JSB Fiscal Officer to amend and make journal budget entries in the 2020 BJCJSTF budget to increase the appropriations budget for expense over-runs, as follows:

Transfer From (Decrease)
\$5,936.87 J8130.55000 (Contingency)


Transfer To (Increase)
\$3,902.52 J8130.54221 (Water)
1,489.63 J8130.54621A (Equip & Pump
Repair)
544.72 J8130.54149 (Lab Supplies)

\$5,936.87

\$5,936.87

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

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



Chuck Shager, Comptroller/JSB Fiscal Officer



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

Date: February 17, 2021

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2021 PARKS
AND RECREATION DEPARTMENT BUDGET
FOR A PERSONNEL ADJUSTMENT**

WHEREAS, the Commissioner of Parks and Recreation and Comptroller of the City of Binghamton find it proper and necessary to amend the 2021 Parks and Recreation Budget for a personnel adjustment for the carpenter position; and

WHEREAS, such budget amendment was approved by the Board of Estimate and Apportionment on February 17, 2021.

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 2021 Parks and Recreation budget for a personnel adjustment for the carpernter position as follows:

Transfer From (Decrease):

\$4,176 A7110.51000 (Parks-Per.Ser-Laborer)

Transfer To (Increase):

\$4,176 A7110.51000 (Per.Ser-Carpenter)

Section 2. That this Ordinance shall take effect immediately.

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

Chuck Shager, Comptroller



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

Date: March 3, 2021

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

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE TO AMEND THE 2021
POLICE, FIRE, MAINTENANCE OF ROADS,
AND REFUSE BUDGETS TO FUND VARIOUS
POSITIONS

WHEREAS, the Chief of Police, Chief of Fire, Commissioner of Public Works and the Comptroller of the City of Binghamton find it proper and necessary to amend the 2021 Police, Fire, Maintenance of Roads, and Refuse budgets to fund various positions; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on March 3, 2021.

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 2021 Police, Fire, Maintenance of Roads, and Refuse budgets to fund various positions as set forth in the attachment annexed hereto.

Section 2. That this Ordinance shall take effect immediately.

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

Chuck Shager, Comptroller



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

Date: March 3, 2021

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

Introduced by Committee: Public Works/ Parks & Recreation

RESOLUTION

entitled

A RESOLUTION APPROVING A
MEMORANDUM OF AGREEMENT BETWEEN
THE CITY OF BINGHAMTON AND
INTERNATIONAL BROTHERHOOD OF
TEAMSTERS AFL-CIO, LOCAL 317 (BLUE
COLLAR UNIT)

WHEREAS, pursuant to New York State Civil Service Law Article 14 – Public Employees’ Fair Employment Act, the City and the International Brotherhood of Teamsters AFL-CIO, Local 317 (Blue Collar Unit) have reached a Memorandum of Agreement regarding the hourly pay rate scale for the carpenter position; and

WHEREAS, the agreement is attached hereto.

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

RESOLVE that the attached Memorandum of Agreement between the City of Binghamton and the International Brotherhood of Teamsters AFL-CIO, Local 693 (Blue Collar Unit) is approved; and be it further

RESOLVED that the Memorandum of Agreement will be effective as of the pay period beginning on February 20, 2021.



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



Department of Personnel and Safety

*Mayor, Richard C. David
Sharon Sorkin, Acting Director of Personnel and Safety*

February 17, 2021

MEMORANDUM OF UNDERSTANDING

The City of Binghamton and Teamsters Local 317 have negotiated and agreed that "Appendix E" of the Collective Bargaining Agreement is hereby amended to provide that the City and Union may agree to hire or retain employees in the "Carpenter" position at an Hourly Pay Rate one year in advance of actual years worked, e.g., a pay scale at 80% can be increased to 90%, a new hire can begin at 80% rather than 70%.

This understanding was reached with the good faith bargaining between the parties and is final and binding this 17 day of February 2021.



City of Binghamton



Teamsters Local 317



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

Date: March 3, 2021

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

Introduced by Committee: Planning

RESOLUTION

entitled

**A RESOLUTION AUTHORIZING THE MAYOR
TO AMEND THE CONTRACT WITH
SALVATION TEMPLE CHURCH FOR THE USE
OF FY45 CDBG FUNDS**

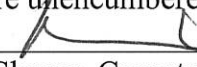
WHEREAS, pursuant to Permanent Resolution 20-76 dated August 19, 2020, the City of Binghamton entered into a contract with Salvation Temple Church for use of FY 45 CDBG funds in an amount not to exceed \$10,500 for capital upgrades to support local community meal programs; and

WHEREAS, the HUD Administration and Housing Manager recommends a change in scope of the contract to include potential plumbing upgrades and the purchase and installation of a gas range and dishwasher.

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 amended contract, approved as to form and content by the Office of Corporation Counsel, with Salvation Temple Church to change the scope of the contract to include potential plumbing upgrades and the purchase and installation of a gas range and dishwasher; and that this amendment does not change the total amount of the contract not to exceed \$10,500.

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



Chuck Shager, Comptroller



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

Date: March 3, 2021

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

Introduced by Committee: Planning

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH
WHITHAM PLANNING AND DESIGN, PLLC
FOR DEVELOPMENT OF THE STADIUM
DISTRICT MASTER PLAN (SDMP)

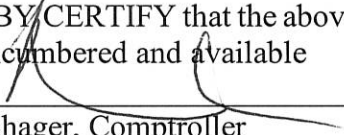
WHEREAS, the Mayor of the City of Binghamton wishes to enter into an agreement with Whitham Planning and Design, PLLC for the development of the Stadium District Master Plan (SDMP); and

WHEREAS, the estimated cost for such services is not to exceed \$90,000.

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 Whitham Planning and Design, PLLC for the development of the Stadium District Master Plan (SDMP) at a cost not to exceed \$90,000; and that funds shall be deducted from budget line H1210.555555.M0019 (Grant ESD Stadium District Project) and H1210.525901 (ESD Stadium Expense) for this purpose.

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



Chuck Shager, Comptroller

State Environmental Quality Review Act

Introductory Ordinance 21-26: AN ORDINANCE AUTHORIZING THE SALE OF 40 MEDFORD STREET TO JONATHAN D. RIGDON FOR \$850

A. Motion to declare City Council as “Lead Agency” under SEQRA.

Motion made by _____,

Seconded by _____,

Voice vote

B. Motion to identify the proposed action as “Unlisted” under SEQRA.

Motion made by _____,

Seconded by _____,

Voice vote

C. Motion to issue a negative declaration under SEQRA for the following reasons:

This is a vacant lot in a residential area. The Purchaser owns the adjoining property at 46 Medford Street. The proposed use is green space, except a shed up to 10’ x 10’ may be constructed if pre-approved by the City Planning Department, for the adjacent property. The transfer will preserve green space and provide for future maintenance.

Motion made by _____,

Seconded by _____,

Roll call vote

After SEQRA: Approve the legislation, roll call vote.

Introductory Ordinance 21-26: AN ORDINANCE AUTHORIZING THE SALE OF 40 MEDFORD STREET TO JONATHAN D. RIGDON FOR \$850



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

Date: March 3, 2021

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

Introduced by Committee: Planning

ORDINANCE

entitled

**AN ORDINANCE AUTHORIZING THE SALE OF
40 MEDFORD STREET TO JONATHAN D.
RIGDON FOR \$850**

WHEREAS, the City of Binghamton is the owner of certain real property located at 40 Medford Street, Binghamton, New York, Tax Parcel No. 161.46-3-45 (the "Premises"); and

WHEREAS, the City received an Offer to Purchase the Premises from Jonathan D. Rigdon (the "Applicant") for \$850 for use of the Premises as green space, with a possible shed up to 10' x 10', to their adjacent property at 46 Medford Street; 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 17, 2021.

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 of 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 Jonathon D. Rigdon, by Quitclaim Deed for \$850 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 to their adjacent property, except a shed up to 10' x 10' may be constructed if pre-approved by the City Planning Department, and (ii) the Premises must be merged with the Applicant's adjacent property located at 46 Medford Street Binghamton, New York, Tax Parcel No. 161.46-3-46.

Section 3. That this Ordinance shall take effect immediately.

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

Project Number: None

Date: March 3, 2021

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: Sale of 40 Medford Street, a residential vacant lot

SEQR Status: Type 1
 Unlisted

Conditioned Negative Declaration: Yes
 No

Description of Action:

The City of Binghamton is transferring 40 Medford Street, Binghamton, New York, Tax Parcel No. 161.46-3-45 to Jonathan D. Rigdon.

Location: 40 Medford Street, Binghamton, New York.

Reasons Supporting This Determination:

The lead agency has determined that the action will not have a significant adverse impact on the environment for the following reasons:

This is a vacant lot in a residential area. The Purchaser owns the adjoining property at 46 Medford Street. The proposed use is green space, except a shed up to 10' x 10' may be constructed if pre-approved by the City Planning Department, for the adjacent property. The transfer will preserve green space and provide for future maintenance.

The action will not produce a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels; a substantial increase in solid waste production, a substantial increase in potential for erosion, flooding, leaching or drainage problems.

The action will not involve the removal or destruction of large quantities of vegetation or fauna; substantial interference with the movement of any resident or migratory fish or wildlife species; impacts on a significant habitat area; substantial adverse impacts on a threatened or endangered species of animal or plant or the habitat of such a species; or other significant adverse impacts to natural resources.

The action will not cause the impairment of the environmental characteristics of a Critical Environmental Area as designated pursuant to 6 NYCRR 617.14 (g).

The action will not create a material conflict with a community's current plans or goals as officially approved or adopted.

The action will not impair the character or quality of important historical, archaeological, architectural, or aesthetic resources or of existing community or neighborhood character.

The action will not cause a major change in the use of either the quantity or type of energy.

The action will not create a hazard to human health.

The action will not cause a substantial change in the use or intensity of use of land including agriculture, open space or recreation resources, or in its capacity to support existing uses.

The action will not change two or more elements of the environment, no one of which has a significant impact on the environment, but when considered together results in a substantial adverse impact on the environment.

Impacts from the action may combine with impacts of other, possible independent actions in the vicinity. The lead agency finds that when considered cumulatively such combination will not create a significant adverse impact on the environment.

For Further Information

Contact Person: Sophia Resciniti, President
City of Binghamton City Council

Address: City Hall
38 Hawley Street
Binghamton, NY 13901

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