



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, February 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 January 20, 2021 Business Meeting and January 21 Special Business Meeting

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 – Emmanuel Priest

VII. PUBLIC HEARING

VIII. SET PUBLIC HEARINGS

IX. PUBLIC COMMENT/COMMUNICATION



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*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) 772-7101 as City Hall is closed to the public.

X. REVIEW OF MAYORAL VETO

XI. SECOND READING LEGISLATION

XII. FIRST READING LEGISLATION

A. PREFERRED AGENDA

Introductory Ordinance 21-13. Considered in Finance: Strawn

An Ordinance to amend the 2021 Capital Budget to accept a refund from Wilmington Trust Escrow and to pay 2021 Bans

Introductory Ordinance 21-14. Considered in Finance: Strawn

An Ordinance to amend the 2021 Department of Public Works Budget for Binghamton City Court improvements

Introductory Ordinance 21-15. Considered in Finance: Strawn

An Ordinance to amend the 2020 Binghamton-Johnson City Joint Sewage Treatment Facilities Capital Budget for equipment and pump repairs, and chemicals

Introductory Ordinance 21-17. Considered in Finance: Strawn

An Ordinance to amend the 2020 Signals/Combined Shops Electricity Budget

Introductory Resolution 21-08. Considered in Planning: Strawn

A Resolution authorizing the Mayor to amend the contract with House of Worship Church of God in Christ

Introductory Resolution 21-09. Considered in Planning: Strawn

A Resolution authorizing the Mayor to enter into agreements with ZDD, LLC (the shop) at 219 Washington Street in Binghamton for distribution of covid-19 cares act funds in an amount not to exceed \$2,000

B. NON-PREFERRED AGENDA

Introductory Ordinance 21-16. Considered in Planning: Strawn

An Ordinance authorizing the sale of 113 Gaylord Street to James Lewis and Carol Lewis for \$300

XIII. COMMUNICATIONS FROM COUNCIL MEMBERS

XIV. ADJOURNMENT



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

Date: February 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
CAPITAL BUDGET TO ACCEPT A REFUND
FROM WILMINGTON TRUST ESCROW AND
TO PAY 2021 BANS

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2021 Capital budget to accept a refund from Wilmington Trust and Escrow and to pay 2021 BANS; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on January 20, 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 to amend the 2021 Capital budget to accept a refund from Wilmington Trust and Escrow and to pay 2021 BANS as follows:

- (i) \$6,091.35 increase to revenue budget line A.42770 (Unclassified)
- (ii) \$6,091.35 increase to expense budget line A9730.56000 (BAN- Principal Payment)

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: February 3, 2021

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2021
DEPARTMENT OF PUBLIC WORKS BUDGET
FOR BINGHAMTON CITY COURT
IMPROVEMENTS**

WHEREAS, the Commissioner of Public Works and Comptroller of the City of Binghamton find it proper and necessary to amend the 2021 Department of Public Works budget for Binghamton City Court improvements; and

WHEREAS, such budget amendment was approved by the Board of Estimate and Apportionment on January 20, 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 Department of Public Works budget for Binghamton City Court improvements as follows:

Transfer From (Decrease):

\$35,000 A1620.54610 (Building/Equipment)

Transfer To (Increase):

\$35,000 A1620.54611 (Court Improvements)

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: February 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 EQUIPMENT AND PUMP
REPAIRS, AND CHEMICALS

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 for equipment and pump repairs, and chemicals.

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 equipment, pump repairs, and chemicals, as follows:

<u>Transfer From (Decrease)</u>	<u>Transfer To (Increase)</u>
\$32,000 J8130.55000 (Contingency)	\$32,000 J8130.54150 (Chemicals)
20,000 J8130.54656 (Maintenance Agreement)	17,000 J8130.54621 (Equip & Repairs)
	3,000 J8130.54621A (Equip & Pump Repairs- Electrical)
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\$52,000	\$52,000

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 3, 2021

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2020
SIGNALS/COMBINED SHOPS ELECTRICITY
BUDGET**

WHEREAS, the Commissioner of Public Works and Comptroller of the City of Binghamton find it proper and necessary to amend the 2020 Signals/Combined Shops Electricity budget for additional electricity expenses; and

WHEREAS, such budget amendment was approved by the Board of Estimate and Apportionment on February 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 2020 Signals/Combined Shops Electricity budget for additional electricity expenses as follows:

Transfer From (Decrease):

\$18,000 A5182.54202 (Street Lighting Electricity)

Transfer To (Increase):

\$18,000 A1650.54202 (Signals/
Combined Shops Electricity)

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: February 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 HOUSE OF
WORSHIP CHURCH OF GOD IN CHRIST**

WHEREAS, pursuant to Permanent Resolution 20-79 dated August 19, 2020, the City of Binghamton entered into a contract with House of Worship Church of God in Christ for use of FY 45 CDBG funds in an amount not to exceed \$11,000 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 purchase of a wheelchair ramp.

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 House of Worship Church of God in Christ to change the scope of the contract to include purchase of a wheelchair ramp; and that this amendment does not change the total amount of the contract not to exceed \$11,000.

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: February 3, 2021

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

Introduced by Committee: Planning

RESOLUTION

entitled

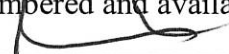
A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH ZDD, LLC (THE SHOP) AT 219 WASHINGTON STREET IN BINGHAMTON FOR DISTRIBUTION OF COVID-19 CARES ACT FUNDS IN AN AMOUNT NOT TO EXCEED \$2,000

WHEREAS, the City of Binghamton wishes to enter into an agreement with ZDD, LLC (The Shop) at 219 Washington Street in Binghamton for disbursement of CARES ACT COVID-19 relief funds in an amount not to exceed two thousand dollars (\$2,000).

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 the ZDD, LLC (The Shop) at 219 Washington Street in Binghamton for disbursement of CARES ACT COVID-19 relief funds in an amount not to exceed two thousand dollars (\$2,000); and that funds shall be deducted from budget line CD8760.535005.CVY45 (EDW-PROGRAM-BUSINESS ASST) for this purpose.

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: February 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
113 GAYLORD STREET TO JAMES LEWIS AND
CAROL LEWIS FOR \$300**

WHEREAS, the City of Binghamton is the owner of certain real property located at 113 Gaylord Street, Binghamton, New York, Tax Parcel No. 145.62-2-10 (the "Premises"); and

WHEREAS, the City received an Offer to Purchase the Premises from James Lewis and Carol Lewis (the "Applicant") for \$300 for use of the Premises as green space to their adjacent property at 109 and 111 Gaylord 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 January 20, 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 James Lewis and Carol Lewis, by Quitclaim Deed for \$300 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, and (ii) the Premises must be merged with the Applicant's adjacent property located at 109 and 111 Gaylord Street Binghamton, New York, Tax Parcel Nos. 145.62-2-12 and 145.62-2-11, respectively.

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: February 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 113 Gaylord Street, a residential vacant lot

SEQR Status: Type 1
 Unlisted

Conditioned Negative Declaration: Yes
 No

Description of Action:

The City of Binghamton is transferring 113 Gaylord Street, Binghamton, New York, Tax Parcel No. 145.62-2-10 to James Lewis and Carol Lewis.

Location: 113 Gaylord Street, Binghamton, New York.

Reasons Supporting This Determination:

This is a vacant lot in a residential area. The Purchaser owns the adjoining properties at 109 and 111 Gaylord Street Binghamton, New York. The proposed use is green space for the adjacent property.

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

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.

State Environmental Quality Review Act

Read the title of the Legislation for 113 Gaylord Street, before a vote, do the following:

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 109 and 111 Gaylord Street. The proposed use is green space 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.