

State Environmental Quality Review
Determination of Type II Action

Project Number: None

Date: July 22, 2020

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.

Nature of action. On February 17, 2016, the City of Binghamton City Council authorized and completed SEQRA for a variety of capital projects, including a proposed sludge extraction system at the City of Binghamton Water facility. This bond is to amend the financing of the project to include grant funding and does not increase the total bond.

Findings. The City of Binghamton City Council has determined that the proposed action described above is a Type II action based on §617.5 Type II C (1) maintenance or repair involving no substantial changes in an existing structure or facility, (2) replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4 of this Part, and (21) minor temporary uses of land having negligible or no permanent impact on the environment; and no further environmental review is necessary.

For Further Information

Contact Person: Thomas Scanlon, President
City of Binghamton City Council

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



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

Date: July 22, 2020

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

Introduced by Committee: Finance

ORDINANCE
entitled

ORDINANCE OF THE CITY OF BINGHAMTON, NEW YORK, ADOPTED JULY 22, 2020, DETERMINING THAT THE NEW ESTIMATED MAXIMUM COST OF THE INSTALLATION OF A WATER FILTRATION/SLUDGE EXTRACTION SYSTEM (THE "PROJECT") HERETOFORE AUTHORIZED PURSUANT TO THE BOND ORDINANCE DULY ADOPTED BY THE COUNCIL OF THE CITY ON FEBRUARY 17, 2016 (THE "2016 BOND ORDINANCE"), IS \$6,100,000; FURTHER DETERMINING THAT GRANT FUNDS IN THE AMOUNT OF NOT TO EXCEED \$3,000,000 FROM THE STATE OF NEW YORK HAVE BEEN OR ARE EXPECTED TO BE RECEIVED ON ACCOUNT OF SAID PROJECT AND SHALL BE APPLIED TO PAY A PORTION OF THE COST OF THE PROJECT OR TO REDEEM BOND ANTICIPATION NOTES ISSUED THEREFOR; AND FURTHER DETERMINING THAT THE NEW PLAN OF FINANCING INCLUDES THE EXPENDITURE OF SAID GRANT FUNDS OF THE CITY TO PAY A PORTION OF THE COST OF THE PROJECT OR TO REDEEM BOND ANTICIPATION NOTES ISSUED THEREFOR, THE ISSUANCE OF BONDS OF THE CITY IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$5,100,000 TO FINANCE A PART OF SAID COST AND THE LEVY AND COLLECTION OF TAXES UPON ALL THE TAXABLE REAL PROPERTY IN THE CITY TO PAY THE PRINCIPAL OF SAID BONDS AND THE INTEREST THEREON AS THE SAME SHALL BECOME DUE AND PAYABLE.

WHEREAS, pursuant to the bond ordinance adopted on February 17, 2016 (the "2016 Bond Ordinance"), the Council of the City of Binghamton (the "City"), in Broome County, New York, authorized the installation of Water Filtration/Sludge Extraction System (the "Project"); stated that the estimated maximum cost thereof was \$5,100,000; appropriated said amount therefor pursuant to Ordinance No. ____; and authorized the issuance of serial bonds in the principal amount of not to exceed \$5,100,000 to finance said appropriation;

WHEREAS, the City has received or expects to receive grant funds on account of the Project from the State of New York in the amount of not to exceed \$3,000,000 and said amount has been or will be appropriated by the City to pay a portion of the cost of the Project;

**THE COUNCIL OF THE CITY OF BINGHAMTON
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WHEREAS, it has now been determined that the total cost of the Project is \$6,100,000 and it is necessary and in the public interest to increase the estimated maximum cost of the Project from \$5,100,000 to \$6,100,000 and amend the plan of finance for the Project, and

WHEREAS, the amount of bonds authorized for the Project will remain at \$5,100,000.

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

Section 1. The Council of the City of Binghamton (the "City"), in the Broome County, New York, hereby determines that the new estimated maximum cost of the installation of Water Filtration/Sludge Extraction System (the "Project"), including preliminary costs and costs incidental thereto and the financing thereof, all heretofore authorized and approved by the Council of the City pursuant to the bond ordinance adopted on February 17, 2016 (the "2016 Bond Ordinance"), is \$6,100,000.

Section 2. The Council of the City hereby further determines that grant funds in the amount of not to exceed \$3,000,000 from the State of New York have been or are expected to be received on account of said Project and shall be appropriated pursuant to Ordinance No. _____ to pay a portion of the cost of the Project or the redeem bond anticipation notes issued therefor.

Section 3. The Council of the City further determines that the plan of financing, as amended, includes the expenditure of such grant funds received or expected to be received by the City in the amount of not to exceed \$3,000,000 to pay a portion of the cost of the Project or to redeem bond anticipation notes issued therefor, the issuance of bonds of the City in the principal amount of not to exceed \$6,100,000 to finance a part of the cost of the Project and the levy and collection of taxes upon all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 4. This Ordinance shall take effect immediately.

Introductory No. 020-70

Permanent No. 020-67

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

ORDINANCE OF THE CITY OF BINGHAMTON, NEW YORK, ADOPTED JULY 22, 2020, DETERMINING THAT THE NEW ESTIMATED MAXIMUM COST OF THE INSTALLATION OF A WATER FILTRATION/SUDGE EXTRACTION SYSTEM (THE "PROJECT") HERETOFORE AUTHORIZED PURSUANT TO THE BOND ORDINANCE DULY ADOPTED BY THE COUNCIL OF THE CITY ON FEBRUARY 17, 2016 (THE "2016 BOND ORDINANCE"), IS \$6,100,000; FURTHER DETERMINING THAT GRANT FUNDS IN THE AMOUNT OF NOT TO EXCEED \$3,000,000 FROM THE STATE OF NEW YORK HAVE BEEN OR ARE EXPECTED TO BE RECEIVED ON ACCOUNT OF SAID PROJECT AND SHALL BE APPLIED TO PAY A PORTION OF THE COST OF THE PROJECT OR TO REDEEM BOND ANTICIPATION NOTES ISSUED THEREFOR; AND FURTHER DETERMINING THAT THE NEW PLAN OF FINANCING INCLUDES THE EXPENDITURE OF SAID GRANT FUNDS OF THE CITY TO PAY A PORTION OF THE COST OF THE PROJECT OR TO REDEEM BOND ANTICIPATION NOTES ISSUED THEREFOR, THE ISSUANCE OF BONDS OF THE CITY IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$5,100,000 TO FINANCE A PART OF SAID COST, AND THE LEVY AND COLLECTION OF TAXES UPON ALL THE TAXABLE REAL PROPERTY IN THE CITY TO PAY THE PRINCIPAL OF SAID BONDS AND THE INTEREST THEREON AS THE SAME SHALL BECOME DUE AND PAYABLE

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

Date 7/22/2020

City Clerk Shane Dwyer

Date Presented to Mayor 7/23/2020

Date Approved 7/23/2020

Mayor William D. Brown

	Ayes	Nays	Abstain	Absent
Councilman Scaringi				✓
Councilwoman Resciniti	✓			
Councilwoman Riley		✓		
Councilwoman Friedmann	✓			
Councilman Burns	✓			
Councilman Strawn	✓			
Councilman Scanlon	✓			
Total	5	1	0	1

Code of the City of Binghamton

Adopted Defeated

Ayes 5 Nays 1 Abstain 0 Absent 1

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 7/23/2020. Approved by the Mayor on 7/23/2020.

