



# LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

*Phil Strawn, City Council President*

*Leighton Rogers, City Clerk*

---

**COUNCIL OF THE CITY OF BINGHAMTON  
Business Meeting Agenda  
City Hall, 38 Hawley Street, Binghamton, NY 13901  
Wednesday, March 23, 2022**

**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 the March 9, 2022 Business Meeting and the March 14, 2022 Special Business Meeting.

**City Council Finance Committee: Scaringi (Chair), Scanlon, Burns**

No items to report.

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

No items to report.

**City Council Municipal & Public Affairs Committee: Scaringi (Chair), Resciniti, Riley**

No items to report.

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

No items to report.

**City Council Employees Committee: Resciniti (Chair), Scaringi, Burns**

No items to report.

**City Council Rules & Procedures/Special Studies Committee: Resciniti (Chair), Scanlon, Friedman**

No items to report.

**VI. APPROVAL OF APPOINTMENTS**

**VII. PUBLIC HEARING**

1. The City of Binghamton will hold a Public Hearing regarding RL22-72 entitled "A Local Law amending the code to reduce permissible grass and weed height from 10 inches to 8 inches".

**VIII. SET PUBLIC HEARINGS**



# LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

*Phil Strawn, City Council President*

*Leighton Rogers, City Clerk*

---

## IX. PUBLIC COMMENT/COMMUNICATION

Residents wishing to submit public comment may do so electronically by emailing their comments prior to 1:00pm on the day of the meeting to [clerk@cityofbinghamton.com](mailto:clerk@cityofbinghamton.com) or virtually via zoom during the meeting.

## X. REVIEW OF MAYORAL VETO

## XI. SECOND READING LEGISLATION

### **Introductory Ordinance 22-43. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 budget to allocate ARPA funds for demolition of vacant and abandoned properties

### **Reconsideration of Permanent Ordinance 22-41. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Central Services budget for the position of Storeskeeper

## XII. FIRST READING LEGISLATION

### A. PREFERRED AGENDA

#### **Local Law 22-01. Considered in Rules/Special Studies: Resciniti**

A Local Law amending the Code of the City of Binghamton, Chapter §265-13, Minimum Exterior and Interior Requirements, and Code §265-14, Vacant Building Registry and Maintenance, regarding more restrictive grass and weed height for the City of Binghamton residents

#### **Introductory Ordinance 22-46. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Insurance fund to increase revenue and expenses for damage to the State Street Garage entry lane equipment

#### **Introductory Ordinance 22-47. Considered in Planning: Scanlon**

An Ordinance to extend Permanent Ordinance 20-49 to temporarily amend or waive Chapter 327, rights of way, use of , Article II, Outdoor Café permits Chapter 410, Zoning, Section 410-45, Categories of review, and the fee schedule for site plan review of outdoor seating

#### **Introductory Ordinance 22-48. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Personnel and Civil Service budget to provide a responsibility adjustment to the Program Assistant due to staff vacancy

#### **Introductory Ordinance 22-49. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Mayor budget to allocate ARPA funds toward a community food pantry

#### **Introductory Ordinance 22-50. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Parks budget to allocate ARPA funds for 2 new laborer positions



## LEGISLATIVE BRANCH ■ CITY OF BINGHAMTON

*Phil Strawn, City Council President*

*Leighton Rogers, City Clerk*

---

**Introductory Ordinance 22-51. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Code Enforcement budget to allocate ARPA funds for a new code inspector

**Introductory Ordinance 22-52. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Law budget to allocate ARPA funds for a new Assistant Corporation Counsel Prosecutor position

**Introductory Ordinance 22-53. Considered in Finance: Scaringi**

An Ordinance to amend Chapter 124-39.a, Personnel Policies, of the Code of the City of Binghamton, to remove the Administrative Assistant (to the Department of Public Works) from the 8 hour standard work day and to reduce the annual salary accordingly

**Introductory Ordinance 22-54. Considered in Finance: Scaringi**

An Ordinance to amend the Permanent Ordinance 22-36 and amend the 2021 Binghamton-Johnson City Joint Sewage Board budget to adjust the appropriations for BAF Legal Services

**Introductory Ordinance 22-55. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Binghamton-Johnson City Joint Sewage Board budget to add a revenue line and several expense lines for rehab work at the wastewater treatment facilities

**Introductory Ordinance 22-56. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Binghamton-Johnson City Joint Sewage Board budget to increase the appropriations for Professional Services for clean-up and media removal

**Introductory Resolution 22-26. Considered in Finance: Scaringi**

A Resolution authorizing the Mayor to enter into an agreement with Outreach Ministries/Showers of Hope for use of ARPA funds

**B. NON PREFERRED AGENDA**

**Introductory Ordinance 22-45. Considered in Planning: Scanlon**

An Ordinance authorizing the sale of 43 Schubert Street to Sarah Walker

**XIII. COMMUNICATIONS FROM COUNCIL MEMBERS**

**XIV. ADJOURNMENT**



THE COUNCIL OF THE CITY OF BINGHAMTON  
STATE OF NEW YORK

Date: March 9, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

AN ORDINANCE TO AMEND THE 2022  
BUDGET TO ALLOCATE AMERICAN RESCUE  
PLAN ACT FUNDS FOR DEMOLITION OF  
VACANT AND ABANDONED PROPERTIES

WHEREAS, the Mayor and Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 budget to allocate American Rescue Plan Act (ARPA) funds for demolition of vacant and abandoned properties to promote neighborhood stabilization; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on March 9, 2022.

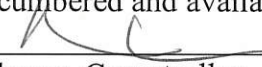
NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Comptroller and City Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2022 budget to allocate American Rescue Plan Act (ARPA) funds for demolition of vacant and abandoned properties to promote neighborhood stabilization as follows:

- (i) \$250,000 increase revenue budget line A.44089.F0015 (Fed.Aid-Other)
- (ii) \$250,000 increase expense budget line A1364.54470.F0015 (Demolition-ARPA)

Section 2. That this Ordinance shall take effect immediately.

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

  
\_\_\_\_\_  
Chuck Shager, Comptroller

## MOTION FOR RECONSIDERATION

### A. Motion to reconsider Permanent Ordinance 22-41 passed at the March 9 Business Meeting.

Motion made by \_\_\_\_\_, (Motion must be by someone who voted for Perm Ord. 22-41 on Mar. 9)

Seconded by \_\_\_\_\_, (Second by any Member of Council)

**Voice vote\***

### B. Motion to amend Permanent Ordinance 22-41 to:

- (i) Change the new rate of pay from \$21.50 to \$21.57;
- (ii) Amend the total annual increase, increasing the total from \$7,516 to \$7,666;
- (iii) Amend the total transfer from (decrease) (Health Insurance) from \$720 to \$870; and
- (iv) Amend the total transfer to (increase) (Personal Services Storeskeeper from \$720 to \$870.

Motion made by \_\_\_\_\_, (Any Member of Council)

Seconded by \_\_\_\_\_, (Any Member of Council)

**Voice Vote\***

### C. Motion to approve Permanent Ordinance 22-41 as amended.

Motion made by \_\_\_\_\_, (Any Member of Council)

Seconded by \_\_\_\_\_, (Any Member of Council)

**Roll call vote**

**\*Any member of Council can ask for a roll call vote instead of a voice vote.**



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

Date: March 23, 2022

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

Introduced by Committee: Rules/Special Studies

**LOCAL LAW NO. 1 OF 2022**

*entitled*

A LOCAL LAW AMENDING THE CODE OF THE CITY OF BINGHAMTON, CHAPTER §265-13, MINIMUM EXTERIOR AND INTERIOR REQUIREMENTS, AND CODE §265-14, VACANT BUILDING REGISTRY AND MAINTENANCE, REGARDING MORE RESTRICTIVE GRASS AND WEED HEIGHT FOR CITY OF BINGHAMTON RESIDENTS

WHEREAS, the City Charter §265-13, *Minimum Exterior and Interior Requirements*, Section H.(1)(c) provides that yards, courts, vacant lots, and grass medians shall be kept trimmed and mowed, with the height of grass and weeds being no more than 10 inches, and clean and free of physical hazards, rodent harborage and infestation. They shall be maintained in a manner that will prevent dust and other particles from being blown about the neighborhood, such as by the planting of grass; and

WHEREAS, the City Charter §265-14, *Vacant Building Registry and Maintenance*, Section D.(5)(m) provides that the owner will maintain yards and vacant lots trimmed and mowed, with the height of grass and weeds being no more than 10 inches, and clean and free of physical hazards, rodent harborage and infestation as required by §265-13.H; and

WHEREAS, the Council of the City of Binghamton wishes to amend §265-13.H.(1)(c) and §265-14.D.(5)(m) to create more restrictive grass and weed height requirements by reducing permissible grass and weed height from 10 inches to 8 inches due to the City's special conditions; and

WHEREAS, the Council of the City of Binghamton wishes to amend §265-13.H.(1)(c), to replace section c; and

WHEREAS, the Council of the City of Binghamton wishes to amend §265-14.D.(5)(m) to replace section m.

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

Section 1. That the Charter of the City of Binghamton §265-13, *Minimum Exterior and Interior Requirements*, Section H.(1)(c), is hereby amended as follows:



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

Date: March 23, 2022

§ 265-13. Minimum exterior and interior requirements. [Amended 9-15-1988 by Ord. No. 106-88; 10- 15-1990 by Ord. No. 114-90; 6-2-1997 by Ord. No. 78-97; 12-15-2003 by Ord. No. 03-130; Amended 6-7- 2004 by Ord. No. 57-2004; Amended 4-18-2005 by Ord. No. 05-25; Amended 7-17-2006 by Ord. No. 29-2006; Amended 4-16-07 by Ord. No. 10A-2007; Amended 7-20-09 by Ord. No. 23-2009; Amended 3-23-2022 by Local Law No. \_\_\_\_\_ ]

H. Residential, commercial and industrial buildings and properties, whether vacant or occupied, and accessory structures, shall be maintained in conformity with the provisions of this chapter to promote an attractive appearance, prevent a substantial depreciation to the integrity of the neighborhood, or prevent health or safety hazards.

(1) In order to satisfy the requirements of this section, a person must comply with the following:

(c) Yards, courts, vacant lots and grass medians shall be kept trimmed and mowed, with the height of grass and weeds being no more than ~~10 inches~~ 8 inches, and clean and free of physical hazards, rodent harborage and infestation. They shall be maintained in a manner that will prevent dust and other particles from being blown about the neighborhood, such as by the planting of grass.

Section 2. That the Charter of the City of Binghamton §265-14, *Vacant Building Registry and Maintenance*, Section D.(5)(m), is hereby amended as follows:

§ 265-14. Vacant Building Registry and Maintenance. [Amended 8-15-1988 by Ord. No. 106-88; L.L. No. 1-1990; 4-16-07 by Ord. No. 07-10A; 7-2-07 by L.L. No. 3-2007; Amended 3-23-2022 by Local Law No. \_\_\_\_\_ ]

D. Maintenance.

(5) The owner will maintain the premises as follows:

(m) The owner will maintain yards and vacant lots trimmed and mowed, with the height of grass and weeds being no more than ~~10 inches~~ 8 inches, and clean and free of physical hazards, rodent harborage and infestation as required by § 265-13.H.

Section 3. That the Charter of the City of Binghamton, §265-13, *Minimum Exterior and Interior Requirements*, Section H.(1)(c), is hereby amended.

Section 4. That the Charter of the City of Binghamton §265-14, *Vacant Building Registry and Maintenance*, Section D.(5)(m), is hereby amended.

Section 5. That this Local Law shall take effect upon filing with the Secretary of State.



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

Date: March 23, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

**AN ORDINANCE TO AMEND THE 2022  
INSURANCE FUND TO INCREASE REVENUE  
AND EXPENSES FOR DAMAGE TO THE STATE  
STREET GARAGE ENTRY LANE EQUIPMENT**

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2022 Insurance Fund to increase revenue and expenses for damage to the State Street Garage entry lane equipment, pending insurance recoveries; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on March 23, 2022.

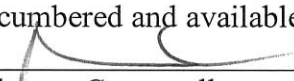
NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Comptroller and City Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2022 Insurance Fund to increase revenue and expenses for damage to the State Street Garage entry lane equipment, pending insurance recoveries as follows:

- (i) \$17,695 increase revenue budget line M.42680 (Insurance Recovery)
- (ii) \$17,695 increase expense budget line M1910.52600 (Equipment)

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 23, 2022

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

Introduced by Committee: Planning

**ORDINANCE**

*entitled*

AN ORDINANCE TO EXTEND PERMANENT  
ORDINANCE 20-49 TO TEMPORARILY  
AMEND OR WAIVE CHAPTER 327, RIGHTS-  
OF-WAY, USE OF, ARTICLE II, OUTDOOR  
CAFÉ PERMITS CHAPTER 410, ZONING,  
SECTION 410-45, CATEGORIES OF REVIEW,  
AND THE FEE SCHEDULE FOR SITE PLAN  
REVIEW OF OUTDOOR SEATING

WHEREAS, pursuant to Permanent Ordinance 20-49, dated June 3, 2020, City Council temporarily amended or waived Chapter 327, *Rights-Of-Way, Use of, Article II, Outdoor Café Permits* §327-2A-M and Chapter 410, *Zoning, §410-45, Categories of Review, B. Administrative Planning Review and Approval* due to the Executive Orders related to the Covid-19 pandemic issued by the Governor of the State of New York; and

WHEREAS, the City wishes to extend Permanent Ordinance 20-49 in accordance with New York State.

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

Section 1. That Outdoor Café Permit fees, §327-2.E, are waived.

Section 2. That the Mayor, or his designee, and the Director of Planning, Housing, and Community Development, or her designee, may jointly amend or waive the Hours and Months of Operations, Area Requirements, Permit Approval Procedure, Site Plan Design Standards, Terms and Conditions, and such other sections of Article II to provide for a streamlined café application permit process.

Section 3. That the fee for site plan review, as provided in Appendix C of the 2022 budget, is waived for outdoor seating applications.

Section 4. That all applications for outdoor seating on private property shall qualify for Administrative Planning Review and Approval, even if the application exceeds 4,000 square feet.

Section 5. That nothing herein will be considered to allow for a waiver of (i) New York State Executive Orders or other laws, (ii) New York State Liquor Authority requirements,

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

Date: March 23, 2022

including any necessary extension of premises permit, (iii) Americans with Disabilities (ADA) Act, and (iv) City of Binghamton insurance requirements, where applicable.

Section 6. That this Ordinance shall become effective immediately.



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

Date: March 23, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

**AN ORDINANCE TO AMEND THE 2022  
PERSONNEL AND CIVIL SERVICE BUDGET  
TO PROVIDE A RESPONSIBILITY  
ADJUSTMENT TO THE PROGRAM ASSISTANT  
DUE TO STAFF VACANCY**

WHEREAS, the full time position of Assistant Director of Personnel and Safety in the Personnel Department has been vacant since December 2021; and

WHEREAS, the Program Assistant has and continues to perform many of the responsibilities of the Assistant Director of Personnel and Safety; and

WHEREAS, the City wishes to amend the 2022 Personnel and Civil Service budget to provide a responsibility adjustment to the Program Assistant in the amount of \$12,000 for these assumed responsibilities, with the understanding that said amount may be increased if the position of Assistant Director of Personnel and Safety continues to be vacant for an extended period of time; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on March 23, 2022.

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 2022 Personnel and Civil Service budget to (i) add budget line A1430.51000 (Responsibility Adjustment – Program Assistant) and (ii) transfer \$12,000 for these assumed responsibilities as follows:

Transfer From (Decrease):

Transfer To (Increase):

\$12,000 A1430.51000 (Per.Ser.-Asst.Per.Dir.)

\$12,000 A1430.51000 (Per.Ser-Resp.Adjust  
Prog.Asst.)

Section 2. That the above responsibility adjustment will be equally divided and paid over the remaining pay periods in 2022.

Section 3. That this Ordinance shall take effect March 19, 2022.

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 23, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

AN ORDINANCE TO AMEND THE 2022  
MAYOR BUDGET TO ALLOCATE AMERICAN  
RESCUE PLAN ACT FUNDS TOWARD A  
COMMUNITY FOOD PANTRY

WHEREAS, the Mayor and Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 Mayor budget to (i) create an expense budget line for Safety Net-Community Food Pantry, and (ii) allocate American Rescue Plan Act (ARPA) funds in the amount of \$30,000 for same; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on March 23, 2022.

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 (i) amend the 2022 Mayor budget to create expense budget line A6140.XXXXX.F0015 (Safety Net-Community Food Pantry), and (ii) allocate American Rescue Plan Act (ARPA) funds in the amount of \$30,000 for same as follows:

- (i) \$30,000 increase revenue budget line A.44089.F0015 (Federal Aid-Other)
- (ii) \$30,000 increase expense budget line A6140.XXXXX.F0015 (Safety Net-Community Food Pantry)

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 23, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

**AN ORDINANCE TO AMEND THE 2022 PARKS  
BUDGET TO ALLOCATE AMERICAN RESCUE  
PLAN ACT FUNDS FOR 2 NEW LABORER  
POSITIONS**

WHEREAS, the Commissioner of Parks and Recreation and Comptroller of the City of Binghamton find it proper and necessary to (i) amend the 2022 Parks budget to create expense budget lines for two (2) new laborer positions, each at an annual salary of \$29,661, together with benefits and related expenses, effective as of May 1, 2022, to support neighborhood stabilization efforts in distressed areas, and (ii) allocate American Rescue Plan Act (ARPA) funds in the amount of \$76,620 for same; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on March 23, 2022.

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 (i) amend the 2022 Parks budget to create expense budget line A7110.51000.F0015 (Per.Ser-2 Laborers) for two (2) new laborer positions, each at an annual salary of \$29,661, together with benefits and related expenses, effective as of May 1, 2022, to support neighborhood stabilization efforts in distressed areas, and (ii) allocate American Rescue Plan Act (ARPA) funds in the amount of \$76,620 for same from May 1, 2022, to the end of the year as follows:

- (i) \$76,620 increase revenue budget line A.44089.F0015 (Federal Aid-ARPA)
- (ii) \$39,930 increase expense budget line A7110.51000.F0015 (Per.Ser-2 Laborers)
- (iii) \$ 3,795 increase expense budget line A9010.58000A.F0015 (NYS Retirement-ARPA)
- (iv) \$ 3,055 increase expense budget line A9030.58000B.F0015 (Social Security-ARPA)
- (v) \$29,840 increase expense budget line A9060.58000C.F0015 (Health Ins.-ARPA)

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 23, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

**AN ORDINANCE TO AMEND THE 2022 CODE  
ENFORCEMENT BUDGET TO ALLOCATE  
AMERICAN RESCUE PLAN ACT FUNDS FOR A  
NEW CODE INSPECTOR**

WHEREAS, the Mayor and Comptroller of the City of Binghamton find it proper and necessary to (i) amend the 2022 Code Enforcement budget to create an expense budget line for a Code Inspector position at an annual salary of \$33,632, together with benefits and related expenses, effective as of April 1, 2022, to support neighborhood stabilization efforts in distressed areas, and (ii) allocate American Rescue Plan Act (ARPA) funds in the amount of \$44,420 for same; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on March 23, 2022.

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 (i) amend the 2022 Code Enforcement budget to create expense budget line A8664.51000.F0015 (Per.Ser-Code Inspector) at an annual salary of \$33,632, together with benefits and related expenses, effective as of April 1, 2022, to support neighborhood stabilization efforts in distressed areas, and (ii) allocate American Rescue Plan Act (ARPA) funds in the amount of \$44,420 for same from April 1, 2022, to the end of the year as follows:

- (i) \$44,420 increase revenue budget line A.44089.F0015 (Federal Aid-ARPA)
- (ii) \$25,500 increase expense budget line A8664.51000.F0015 (Per.Ser-Code Ins.)
- (iii) \$ 2,425 increase expense budget line A9010.58000A.F0015 (NYS Retirement-ARPA)
- (iv) \$ 1,950 increase expense budget line A9030.58000B.F0015 (Social Security-ARPA)
- (v) \$14,545 increase expense budget line A9060.58000C.F0015 (Health Ins.-ARPA)

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 23, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

AN ORDINANCE TO AMEND THE 2022 LAW  
BUDGET TO ALLOCATE AMERICAN RESCUE  
PLAN ACT FUNDS FOR A NEW ASSISTANT  
CORPORATION COUNSEL PROSECUTOR  
POSITION

WHEREAS, the Mayor and Comptroller of the City of Binghamton find it proper and necessary to (i) amend the 2022 Law budget to create an expense budget line for an Assistant Corporation Counsel Prosecutor position at an annual salary of \$80,000, together with benefits and related expenses, effective as of April 1, 2022, to support neighborhood stabilization efforts in distressed areas, and (ii) allocate American Rescue Plan Act (ARPA) funds in the amount of \$77,630 for same; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on March 23, 2022.

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 (i) amend the 2022 Law budget to create expense budget line A1420.51000.F0015 (Per.Ser-Asst.Corp.Counsel) at an annual salary of \$80,000, together with benefits and related expenses, effective as of May 1, 2022, to support neighborhood stabilization efforts in distressed areas, and (ii) allocate American Rescue Plan Act (ARPA) funds in the amount of \$77,630 for same from May 1, 2022, to the end of the year as follows:

- (i) \$77,630 increase revenue budget line A.44089.F0015 (Federal Aid-ARPA)
- (ii) \$53,850 increase expense budget line A1420.51000.F0015 (Per.Ser-Asst. Corp.Counsel)
- (iii) \$ 5,115 increase expense budget line A9010.58000A.F0015 (NYS Retirement-ARPA)
- (iv) \$ 4,120 increase expense budget line A9030.58000B.F0015 (Social Security-ARPA)
- (v) \$14,545 increase expense budget line A9060.58000C.F0015 (Health Ins.-ARPA)

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

Date: March 23, 2022

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 23, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

AN ORDINANCE TO AMEND CHAPTER 124-39.A, PERSONNEL POLICIES, OF THE CODE OF THE CITY OF BINGHAMTON, TO REMOVE THE ADMINISTRATIVE ASSISTANT (TO THE DEPARTMENT OF PUBLIC WORKS) FROM THE 8 HOUR STANDARD WORK DAY AND TO REDUCE THE ANNUAL SALARY ACCORDINGLY

WHEREAS, the Council of the City of Binghamton wishes to amend the Code of the City of Binghamton, Chapter 124, *Personnel Policies*, Article VIII, *Officers and Employees not covered by Collective Bargaining Agreements*, §124-39.A, *Standard Work Day*, to remove E. Administrative Assistant (to the Commissioner of Public Works); and

WHEREAS, the Administrative Assistant to the Commissioner of Public Works will be a 7 hour position, effective March 7, 2022; and

WHEREAS, this reduction in hours will reduce the annual salary of the Administrative Assistant (to the Commissioner of Public Works) in the 2022 Public Works Administrative budget from \$45,293 to \$39,631; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on March 23, 2022.

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

Section 1. That the Code of the City of Binghamton, Chapter 124, *Personnel Policies*, Article VIII, *Officers and Employees not covered by Collective Bargaining Agreements*, §124-39.A, *Standard Work Day*, is hereby amended to remove E. Administrative Assistant (to the Commissioner of Public Works).

Section 2. That the Comptroller and City Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2022 Public Works Administrative budget to reduce the annual salary of the Administrative Assistant (to the Commissioner of Public Works), budget line A1490.51000 (Per.Ser-Admin.Asst.), from \$45,293 to \$39,631, effective as of March 7, 2022.

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

Date: March 23, 2022

Section 3. That the Comptroller and City Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2022 Public Works Administrative budget to transfer the excess funds from the Administrative Assistant (to the Commissioner of Public Works) position to contingency as follows:

Transfer From (Decrease):

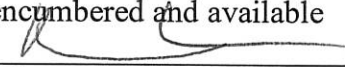
\$4,573.80 A1490.51000 (Per.Ser-Admin.Asst.)

Transfer To (Increase):

\$4,573.80 A1990.55000 (Contingency)

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 23, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

AN ORDINANCE TO AMEND PERMANENT  
ORDINANCE 22-36 AND AMEND THE 2021  
BINGHAMTON-JOHNSON CITY JOINT  
SEWAGE BOARD BUDGET TO ADJUST THE  
APPROPRIATIONS FOR BAF LEGAL  
SERVICES

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, pursuant to Permanent Ordinance 22-36, dated February 23, 2022, City Council approved an amendment to the 2021 Binghamton-Johnson City Joint Sewage Board budget to adjust the appropriations for BAF Legal Services; and

WHEREAS, the JSB has requested an amendment to the 2021 BJCJSTF budget to increase the annual appropriations for BAF Legal Services by \$900,000 and to decrease Reimburse Village Debt Service by \$340,000, decrease Reimburse City Debt Service by \$260,000, decrease Contingency by \$136,000, decrease Health Insurance – Retirees by \$89,000, decrease Electricity by \$41,000 and decrease Maintenance Agreements by \$34,000 and further direct the City Comptroller to encumber any 2021 unspent balance into the 2022 Budget.

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

Section 1. The original Ordinance, Permanent Ordinance 22-36, contained an error in ledger account numbers (shown below) and should be rescinded.

Transfer from (Decrease):

\$340,000 J8130.54001.JG (Reimb.Vill.  
Debt Svs.)

Transfer to (Increase):

\$900,000 J8130.54430.J0BAF (BAF Legal)

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

Date: March 23, 2022

260,000 J8130.54001.JZ (Reimb.City Debt Svs.)	
136,000 J8130.55000 (Contingency)	
130,000 J8130.54621 (Health Ins. Retirees)	
<u>34,000 J8130.54621A (Maint.Agreements)</u>	
\$900,000	<u>\$900,000</u>

Section 2. Permanent Ordinance 22-36 is hereby amended as provided herein.

Section 3. Subsequent ledger activity also requires corrections to account numbers and descriptions as follows:

Transfer from (Decrease):

\$340,000 J8130.54001.JG (Reimb.Vill. Debt Svs.)
260,000 J8130.54001.JZ (Reimb.City Debt Svs.)
136,000 J8130.55000 (Contingency)
89,000 J9060.58002C (Health Ins. Retirees)
41,000 J8130.54202 (Electricity)
<u>34,000 J8130.54656 (Maint. Agreements)</u>
\$900,000

Transfer to (Increase):

\$900,000 J8130.54430.J0BAF (BAF Legal)
---

Section 4. That this Ordinance shall be 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 23, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

AN ORDINANCE TO AMEND THE 2022  
BINGHAMTON-JOHNSON CITY JOINT  
SEWAGE BOARD BUDGET TO ADD A  
REVENUE LINE AND SEVERAL EXPENSE  
LINES FOR REHAB WORK AT THE  
WASTEWATER TREATMENT FACILITIES

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 2022 BJCJSTF budget to add a revenue line and several expense lines to account for insurance revenue and rehabilitation work to be performed at the wastewater treatment facilities.

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 2022 BJCJSTF budget to add a revenue line and several expense lines to account for insurance revenue and rehabilitation work to be performed at the wastewater treatment facilities as follows:

- (i) \$2,000,000 increase revenue budget line J.42680.CNBAF (Ins.Recov.CNBAF)
- (ii) \$1,739,903 increase expense budget line J8130.52000.CNBAF (Equip.CNBAF)
- (iii) \$ 1,500 increase expense budget line J8130.54191.CNBAF (Prot.Clothing  
CNBAF)
- (iv) \$ 225,000 increase expense budget line J8130.54410.CNBAF (Pro.Ser.CNBAF)
- (v) \$ 33,597 increase expense budget line J8130.54804.CNBAF (Sludge&Waste  
Disposal CNBAF)

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

Date: March 23, 2022

Section 2. That this Ordinance shall be 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 23, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

AN ORDINANCE TO AMEND 2022  
BINGHAMTON-JOHNSON CITY JOINT  
SEWAGE BOARD BUDGET TO INCREASE THE  
APPROPRIATIONS FOR PROFESSIONAL  
SERVICES FOR CLEAN-UP AND MEDIA  
REMOVAL

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 2022 BJCJSTF budget to increase the appropriations for Professional Services for clean-up and media removal by \$175,000 and to decrease Contingency by \$175,000.

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 2022 BJCJSTF budget to increase the appropriations for Professional Services for clean-up and media removal by \$175,000 and to decrease Contingency by \$175,000 as follows:

Transfer from (Decrease):

\$175,000 J8130.55000 (Contingency)

Transfer to (Increase):

\$175,000 J8130.54410.CNBAF  
(Pro.Ser.CNBAF)

Section 2. That this Ordinance shall be 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 23, 2022

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

Introduced by Committee: Finance

**RESOLUTION**

*entitled*

A RESOLUTION AUTHORIZING THE MAYOR  
TO ENTER INTO AN AGREEMENT WITH  
OUTREACH MINISTRIES/SHOWERS OF HOPE  
FOR USE OF AMERICAN RESCUE PLAN ACT  
FUNDS

WHEREAS, the Mayor of the City of Binghamton wishes to enter into an agreement with Outreach Ministries/Showers of Hope for use of American Rescue Plan Act (ARPA) funds; and

WHEREAS, the amount is not to exceed \$30,000.

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

RESOLVE that the Council of the City of Binghamton hereby approves the above-subject Project; and be it further

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 Outreach Ministries/Showers of Hope for use of ARPA funds, at a cost not to exceed \$30,000; and that funds shall be deducted from budget line A6140.XXXXXX.F0015 (Safety Net-Community Food Pantry) 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: March 23, 2022

**State Environmental Quality Review Act**

**Read the title of the Legislation for 43 Schubert Street and 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 an abandoned lot in a residential area. The Purchaser owns the adjoining property at 45 Schubert. The Purchaser has agreed to demolish the unsafe garage, remove the invasive trees, and install fencing; then to use the Premises as green space. The transfer will preserve green space and provide for future maintenance. This transfer is made as part of the City’s Side-Lot program.

Motion made by \_\_\_\_\_,

Seconded by \_\_\_\_\_,

**Roll call vote**

**After SEQRA: Approve the legislation, roll call vote.**







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: Philip Strawn, President  
City of Binghamton City Council

Address: City Hall  
38 Hawley Street  
Binghamton, NY 13901

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