



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

Date: June 8, 2022

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

Introduced by Committee: Finance

RESOLUTION

entitled

A RESOLUTION PROVIDING ADDITIONAL
INFORMATION REGARDING PERMANENT
RESOLUTION 22-39 FOR THE FIRST WARD
INFLOW AND INFILTRATION STUDY

WHEREAS, pursuant to Permanent Resolution 22-39, dated April 20, 2022, the City of Binghamton entered into an agreement with the New York State Environmental Facilities Corporation (NYSEFC) for the First Ward Inflow and Infiltration Study under the Engineering Planning Grant (EPG); and

WHEREAS, the City of Binghamton has received an Engineering Planning Grant in the amount of \$50,000 for completing an investigation of its sanitary sewer collection system, and wishes to enter into agreement with the New York State Environmental Facilities Corporation (NYSEFC) for said grant; and

WHEREAS, the grant is awarded and administered by the New York State Environmental Facilities Corporation (NYSEFC), and requires the City to provide a local match of not less than twenty-percent (20%) of the awarded grant; and

WHEREAS, Title 6 of the New York Code of Rules and Regulations (6 NYCRR) Section 617.5 under the State Environmental Quality Review Act (SEQRA) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law; and

WHEREAS, the NYSEFC is requesting further information regarding such approval.

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 execute a Grant Agreement with the NYS Environmental Facilities Corporation and any and all other contracts, documents, and instruments necessary to bring about the project and to fulfill the City of Binghamton's obligations under the Grant Agreement; and be it further

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RESOLVED that the City of Binghamton authorizes and appropriates a minimum 20% local match as required by the Engineering Planning Grant Program for the City of Binghamton First Ward Inflow and Infiltration Study. Under the EPG program, this local match must be at least \$10,000 (20% of the EPG grant award of \$50,000). In-kind services totaling a minimum of \$10,000 in value will be used to meet the local match requirement. The City Mayor may increase the in-kind service local match above \$10,000 without further approval from the City of Binghamton, and the Comptroller shall be authorized to create associated budget lines accordingly without further approval from City Council; and be it further

RESOLVED that the City of Binghamton hereby determines that the proposed City of Binghamton First Ward Inflow and Infiltration Study is a Type II action in accordance with 6 NYCRR Section 617.5(c)(27) which constitutes conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action; and is therefore not subject to further review under 6 NYCRR Part 617; and be it further

RESOVLED that the City of Binghamton is authorized to take all actions reasonable and necessary to file the Negative Declaration and discharge the City's responsibility as lead agency for this action.

Introductory No. R22-56

Permanent No. R22-56

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

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

Date 6/8/22

City Clerk Justina G. Spina

Date Presented to Mayor

6/9/22
Date Approved

Mayor [Signature]

	Ayes	Nays	Abstain	Absent
Councilman Scaringi	✓			
Councilwoman Resciniti	✓			
Councilwoman Riley				✓
Councilwoman Friedman	✓			
Councilman Burns	✓			
Councilman Scanlon	✓			
Councilman Strawn	✓			
Total	6	0	0	1

Code of the City of Binghamton

Adopted Defeated

6 Ayes 0 Nays 0 Abstain 1 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 6/8/22. Approved
by the Mayor on 6/9/22.

[Signature]