



# LEGISLATIVE BRANCH ■ CITY OF BINGHAMTON

*Phil Strawn, City Council President*

*Leighton Rogers, City Clerk*

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**COUNCIL OF THE CITY OF BINGHAMTON  
Business Meeting Agenda  
City Hall, 38 Hawley Street, Binghamton, NY 13901  
Wednesday, June 22, 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 June 8, 2022 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**

The City of Binghamton will hold a Public Hearing regarding RL22-156 entitled "A Resolution authorizing the Mayor to submit the FY48 Annual Action Plan and accept any and all funds allocated by HUD from CDBG, ESG, and HOME entitlement programs."

Residents wishing to submit comments 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. For any questions, please contact the City Clerk's Office at (607) 772-7005.



# LEGISLATIVE BRANCH ■ CITY OF BINGHAMTON

*Phil Strawn, City Council President*

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## VIII. SET PUBLIC HEARINGS

### 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

### XII. FIRST READING LEGISLATION

#### A. PREFERRED AGENDA

**Introductory Ordinance 22-95. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Golf Fund budget to pay the lease on golf equipment

**Introductory Ordinance 22-96. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Finance budget increase the salary of the Payroll Assistant

**Introductory Ordinance 22-97. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Assessor budget to purchase furniture/storage for files

**Introductory Ordinance 22-98. Considered in Employees: Resciniti**

An Ordinance to amend Chapter 124-39, Personnel Policies, of the Code of the City of Binghamton, to add the Director of Planning, Housing, and Community Development and Assistant Director of Planning, Housing, and Community Development to the list of 8 hour per standard work day employees

**Introductory Ordinance 22-99. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Planning and Contingency budgets to increase the salary of the Director of Planning, Housing, and Community Development and the Assistant Director of Planning, Housing, and Community Development

**Introductory Ordinance 22-100. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 Planning and Zoning budget to fund a part-time Clerk

**Introductory Ordinance 22-101. Considered in Finance: Scaringi**

An Ordinance to amend the 2022 budget to purchase DPW Trucks with loss revenue funds



# LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

*Phil Strawn, City Council President*

*Leighton Rogers, City Clerk*

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**Introductory Resolution 22-58. Considered in PW/Parks: Scanlon**

A Resolution authorizing the Mayor to enter into an agreement with GHD Consulting Services, Inc. for the CSO-LTCP Post Construction Compliance Monitoring Program at the Binghamton-Johnson City Joint Sewage Treatment Plant

**Introductory Resolution 22-59. Considered in Planning: Scanlon**

A Resolution authorizing the City of Binghamton Local Development Corporation to approve a special project loan to Renkan Holdings, LLC in an amount not to exceed \$200,000 for renovations to 221 State Street

**Introductory Resolution 22-60. Considered in Finance: Scaringi**

A Resolution authorizing the Mayor to accept a grant from NYS OPRHP for a citywide survey and compile a MPDF

**Introductory Resolution 22-61. Considered in Finance: Scaringi**

A Resolution to correct the 2022 tax rolls for 64 Mygatt Street

**Introductory Resolution 22-62. Considered in PW/Parks: Scanlon**

A Resolution authorizing the Mayor to enter into an agreement with Binghamton University to allow the Physical Therapy Department to perform field work at the First Ward Senior Center

**B. NON PREFERRED AGENDA**

**XIII. COMMUNICATIONS FROM COUNCIL MEMBERS**

**XIV. ADJOURNMENT**

*BRR*



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

Date: June 22, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

**AN ORDINANCE TO AMEND THE 2022 GOLF  
FUND BUDGET TO PAY THE LEASE ON GOLF  
EQUIPMENT**

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2022 Golf Fund budget to pay the lease on golf equipment; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on June 22, 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 Golf Fund budget to pay the lease on golf equipment as follows:

<u>Transfer From (Decrease):</u>	<u>Transfer To (Increase):</u>
\$41,747.04 CR9785.56000 (Other Debt-Princ.)	\$53,478.33 CR7180.54520 (Equip.Lease)
6,603.92 CR7180.54427 (Mang.Serv.)	
<u>5,127.37</u> CR9785.57000 (Debt Interest)	
\$53,478.33	\$53,478.33

Section 2. That this Ordinance shall take effect immediately.

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

*[Signature]*  
\_\_\_\_\_  
Chuck Shager, Comptroller

*BMS*



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

Date: June 22, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

**AN ORDINANCE TO AMEND THE 2022  
FINANCE BUDGET INCREASE THE SALARY  
OF THE PAYROLL ASSISTANT**

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2022 Finance budget to increase the annual salary of the Payroll Assistant; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on June 22, 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 Finance budget to (i) increase the annual salary of the Payroll Assistant from \$36,671 to \$37,350; and (ii) transfer funds to pay for same from June 25, 2022 to December 31, 2022, as follows:

Transfer From (Decrease):

Transfer To (Increase):

\$366 A1310.54701 (Travel&Training)

\$366 A1310.51000 (Per.Ser-Payroll Assist.)

Section 2. That this Ordinance shall take effect June 25, 2022.

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

*[Signature]*

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



THE COUNCIL OF THE CITY OF BINGHAMTON  
STATE OF NEW YORK

Date: June 22, 2022

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

Introduced by Committee: Finance

**ORDINANCE***entitled*

AN ORDINANCE TO AMEND THE 2022  
ASSESSOR BUDGET TO PURCHASE  
FURNITURE/STORAGE FOR FILES

WHEREAS, the Assessor and Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 Assessment budget to purchase furniture/storage for files in the Assessor's office; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on June 22, 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 Assessment budget to purchase furniture/storage for files in the Assessor's office as follows:

Transfer From (Decrease):

\$7,500 A1355.54426 (Appraisal Ser.)

Transfer To (Increase):

\$7,500 A1310.52200 (Furniture)

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: June 22, 2022

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

Introduced by Committee: Employees

**ORDINANCE**

*entitled*

AN ORDINANCE TO AMEND CHAPTER 124-39, PERSONNEL POLICIES, OF THE CODE OF THE CITY OF BINGHAMTON, TO ADD THE DIRECTOR OF PLANNING, HOUSING, AND COMMUNITY DEVELOPMENT AND ASSISTANT DIRECTOR OF PLANNING, HOUSING, AND COMMUNITY DEVELOPMENT TO THE LIST OF 8 HOUR PER STANDARD WORK DAY EMPLOYEES

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 add the Director of Planning, Housing, and Community Development and the Assistant Director of Planning, Housing, and Community Development.

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 add to the list of 8 hour per standard work day employees as follows:

- X. Director of Planning, Housing, and Community Development
- Y. Assistant Director of Planning, Housing, and Community Development

Section 2. That this Ordinance shall take effect June 25, 2022.



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

Date: June 22, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

AN ORDINANCE TO AMEND THE 2022  
PLANNING AND CONTINGENCY BUDGETS  
TO INCREASE THE SALARY OF THE  
DIRECTOR OF PLANNING, HOUSING, AND  
COMMUNITY DEVELOPMENT AND  
ASSISTANT DIRECTOR OF PLANNING,  
HOUSING, AND COMMUNITY  
DEVELOPMENT

WHEREAS, the Mayor and Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 Planning and Zoning budget and the 2022 Contingency budget to increase the annual salary of the Director of Planning, Housing, and Community Development and the Assistant Director of Planning, Housing, and Community Development based on an 8 hour standard work day; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on June 22, 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 Planning and Zoning budget and the 2022 Contingency budget to (i) increase the annual salary of the Director of Planning, Housing, and Community Development from \$63,578 to \$74,397; (ii) increase the annual salary of the Assistant Director of Planning, Housing, and Community Development from \$59,883 to \$70,829; and (iii) transfer funds to pay for same from June 25, 2022, to December 31, 2022, as follows:

Transfer From (Decrease):

\$9,380.57 A1990.55000 (Contingency)

\$9,380.57

Transfer To (Increase):

\$4,805.55 A8684.51000 (Per.Ser-PHCD  
Director)  
4,575.02 A8684.51000 (Per.Ser-  
Assist.PHCD Director)

\$9,380.57

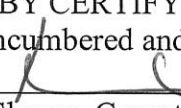


**THE COUNCIL OF THE CITY OF BINGHAMTON  
STATE OF NEW YORK**

Date: June 22, 2022

Section 2. That this Ordinance shall take effect June 25, 2022.

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

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

*BR*



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

Date: June 22, 2022

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*

**AN ORDINANCE TO AMEND THE 2022  
PLANNING AND ZONING BUDGET TO FUND  
A PART-TIME CLERK**

WHEREAS, the Director of Planning, Housing, and Community Development and Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 Planning and Zoning budget to fund a part-time Clerk in the temporary services line; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on June 22, 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 Planning and Zoning budget to fund a part-time Clerk position starting at \$20.00/hour, up to 35 hours per pay period, in the amount of \$4,200 from June 25, 2022, through September 16, 2022, as follows:

Transfer From (Decrease):

\$4,200 A8684.51000 (Per.Ser-Planner)

Transfer To (Increase):

\$4,200 A8684.51800 (Temp.Ser-Clerk Part Time)

Section 2. That this Ordinance shall take effect June 25, 2022.

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

*[Signature]*  
\_\_\_\_\_  
Chuck Shager, Comptroller



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

Date: June 22, 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 PURCHASE DPW TRUCKS WITH  
LOSS REVENUE FUNDS**

WHEREAS, the Commissioner of DPW and Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 budget to (i) purchase 2 garbage trucks, 1 dump truck with plow, and 1 small truck with plow in an amount not to exceed \$749,874.47; and (ii) create a new budget line for dump truck purchases; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on June 22, 2022.

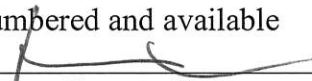
NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. That the Comptroller and City Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2022 budget to (i) purchase 2 garbage trucks, 1 dump truck with plow, and 1 small truck with plow in an amount not to exceed \$749,874.47; and (ii) create a new budget line H5197.525097 (Dump Trucks) for dump truck purchases as follows:

- (i) \$749,874.47 increase revenue budget line A.49999 (Fund Balance-Loss Revenue)
- (ii) \$749,874.47 increase expense budget line A9950.59000 (Transfer to Capital)
- (iii) \$749,874.47 increase revenue budget line H.45031 (Interfund Transfer)
- (iv) \$319,856.47 increase expense budget line H5197.525097 (Dump Trucks)
- (v) \$430,018.00 increase expense budget line H8160.525083 (Garbage Truck)

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: June 22, 2022

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

Introduced by Committee: Planning

**RESOLUTION**

*entitled*

A RESOLUTION AUTHORIZING THE CITY OF BINGHAMTON AND BINGHAMTON LOCAL DEVELOPMENT CORPORATION TO APPROVE A SPECIAL PROJECT LOAN TO RENKAN HOLDINGS, LLC IN AN AMOUNT NOT TO EXCEED \$200,000 FOR RENOVATIONS TO 221 STATE STREET

WHEREAS, the Binghamton Local Development Corporation (BLDC) approved a Special Project Loan to Renkan Holdings, LLC (the "Applicant") in the amount of \$200,000, in accordance with BLDC Resolution 22-8, adopted May 26, 2022; and

WHEREAS, the loan is for renovations to 221 State Street, Binghamton, New York, whereby 22% of the total cost of renovations will be provided by the Applicant; and

WHEREAS, this loan is subject to the Applicant obtaining all required approvals from the Commission on Architecture and Urban Design (CAUD), and administrative review by the City of Binghamton Planning Department before any portion of the loan is dispersed.

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

RESOLVE that the Mayor, or his designee, is authorized to approve, as to form and content by the office of Corporation Counsel, the BLDC Special Project Loan application from Renkan Holdings, LLC in the amount of \$200,000; and be it further

RESOLVE that the Council of the City of Binghamton does hereby authorize and approve a loan to Renkan Holdings, LLC in an amount not to exceed \$200,000; and be it further

RESOLVED that BLDC Resolution 22-8, adopted May 26, 2022, setting forth the terms and conditions of such loan, including required CAUD and Planning Department approval, is annexed hereto and made a part hereof, and that such loan shall be subject to other terms and conditions as the office of Corporation Counsel may find necessary and proper.

Binghamton Local Development Corporation

May 26, 2022

**RESOLUTION 22-8: A RESOLUTION OF THE BINGHAMTON LOCAL DEVELOPMENT CORPORATION APPROVING A SPECIAL PROJECTS LOAN TO RENKAN HOLDINGS, LLC IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000), FROM THE URBAN DEVELOPMENT ACTION GRANTS (UDAG) ACCOUNT, FOR RENOVATIONS TO THE PROPERTY AT 221 STATE STREET**

WHEREAS, Teresa and Jeffery Rennia of Renkan Holdings, LLC have submitted a Special Projects Loan Application to assist with renovations to the property at 221 State Street; and

WHEREAS, the property at 221 State Street is leased to Broome County Arts Council (BCAC) for a term of five years; and

WHEREAS, the loan application meets all eligibility requirements set forth by the BLDC Special Projects Loan Program; and

WHEREAS, the BLDC Finance Committee has reviewed and recommended said application for approval; and

WHEREAS, the loan shall be funded from the Binghamton Urban Development Action Grants; and

WHEREAS, the Borrower must obtain all required approvals from the Commission on Architecture and Urban Design (CAUD), and administrative review by the City of Binghamton Planning Department prior to the loan closing;

NOW, THEREFORE, the Board of Directors of the Binghamton Local Development Corporation duly convened at a regular meeting, does hereby:

**RESOLVE** that the Special Projects (UDAG) loan to Renkan Holdings, LLC is approved in an amount not to exceed Two Hundred Thousand Dollars (\$200,000); and be it further:

**RESOLVED**, that terms of the loan, together with the loan collateral and contingencies, are listed in the narrative attached hereto and made a part hereof; and be it further


**RESOLVED**, that this loan is subject to approval by Binghamton City Council; and be it further

**RESOLVED**, that after approval from the Binghamton City Council the President of the

## Binghamton Local Development Corporation

BLDC is hereby authorized and empowered to transmit a letter of commitment to the applicant and to complete the loan process.

I, Ron Sall, hereby certify the above resolution was approved by the Binghamton Local Development Corporation at its special meeting held on May 26, 2022.



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Ron Sall, Secretary

Binghamton Local Development Corporation



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

Date: June 22, 2022

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

Introduced by Committee: Finance

**RESOLUTION**

*entitled*

**A RESOLUTION AUTHORIZING THE MAYOR  
TO ACCEPT A GRANT FROM NYS OPRHP FOR  
A CITYWIDE SURVEY AND COMPILE A MPDF**

WHEREAS, the City of Binghamton has been awarded \$25,625 from the New York State Office of Parks, Recreation, and Historic Preservation (NYS OPRHP) to complete a citywide comprehensive survey of historic public education resources and compile a Multiple Property Documentation Form (MPDF); and

WHEREAS, this grant does not require a local match; the grant will be reimbursable; the grant funds will be administered by the Historic Preservation & Neighborhood Planner or his designee; and the estimated date of completion will be July 2023.

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 any and all documents, approved as to form and content by the Office of Corporation Counsel, as may be necessary to accept \$25,625 from the NYS OPRHP to complete a citywide comprehensive survey of historic public education resources and compile a MPDF; and the Comptroller is authorized to amend the budget accordingly.



BML



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

Date: June 22, 2022

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

Introduced by Committee: Finance

**RESOLUTION**

*entitled*

**A RESOLUTION TO CORRECT THE 2022 TAX  
ROLLS FOR 64 MYGATT STREET**

WHEREAS, an application to correct tax rolls has been duly filed with or by the Assessor of the City of Binghamton; and

WHEREAS, pursuant to Real Property Tax Law § 554, the Assessor of the City of Binghamton has determined that certain errors exist that should be corrected as set forth in Exhibit A attached hereto.

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

RESOLVE that pursuant to Real Property Tax Law § 554, the Council of the City of Binghamton, as the tax levying body for the City of Binghamton, hereby authorizes the Mayor to execute any and all documents necessary or proper to correct certain errors in the tax levy and tax rolls as set forth in Exhibit A, attached hereto, and for the Assessor of the City of Binghamton to make such corrections and provide the corrected tax roll to the Broome County Director of Real Property Tax Services.

EXHIBIT A



Department of Taxation and Finance  
Office of Real Property Tax Services

Application for Corrected Tax Roll

RP-554  
(12/19)

Part 1 – General information: To be completed in duplicate by the applicant.

Names of owners County of Broome			Location of property (street address) 64 Mygatt St		
Mailing address of owners (number and street or PO box) 60 Hawley St			City, town, or village Binghamton		
City, village, or post office		State	ZIP code	State ZIP code	
Binghamton		NY	13901		
Daytime contact number	Evening contact number		Tax map number of section/block/lot: Property identification (see tax bill or assessment roll) 144.71-2-1		
Account number (as appears on tax bill) 00000117240			Amount of taxes currently billed 0.0		
Reasons for requesting a correction to tax roll: County foreclosed on property - processing a sell back - need to issue a tax bill based on a taxable value of 57,000.					

I hereby request a correction of tax levied by City of Binghamton for the year(s) 2022.  
(County, city, village, etc)

Signature of applicant <i>Suzanne M. Pugh</i>	Date 05/25/22
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Part 2 – To be completed by the County Director or Village Assessor. Attach a written report including documentation and recommendation. Specify the type of error and paragraph of subdivision 2, 3, or 7 of Section 550 under which the error falls.

Date application received 5-25-22	Period of warrant for collection of taxes 1-1-22
Last day for collection of taxes without interest	Recommendation Approve application <input checked="" type="checkbox"/> Deny application <input type="checkbox"/>
Signature of official <i>Suzanne M. Pugh</i>	Date 5-25-22

If approved, the County Director must file a copy of this form with the assessor and board of assessment review of the city/town/village of \_\_\_\_\_ who must consider the attached report and recommendation as equivalent of petitions filed under section 553.

Part 3 – For use by the tax levying body or official designated by resolution \_\_\_\_\_ :  
(insert number or date, if applicable)

Application approved (mark an X in the applicable box):

Clerical error  Error in essential fact  Unlawful Entry

Amount of taxes currently billed	Corrected tax
Date notice of approval mailed to applicant	Date order transmitted to collecting officer

Application denied (reason): \_\_\_\_\_

Signature of chief executive officer, or official designated by resolution	Date
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Legal Counsel Approval BM

RL 22-159

Introductory No. R22-62

Permanent No. \_\_\_\_\_



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

Date: June 22, 2022

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

Introduced by Committee: PW/Parks

**RESOLUTION**

*entitled*

A RESOLUTION AUTHORIZING THE MAYOR  
TO ENTER INTO AN AGREEMENT WITH  
BINGHAMTON UNIVERSITY TO ALLOW THE  
PHYSICAL THERAPY DEPARTMENT TO  
PERFORM FIELD WORK AT THE FIRST WARD  
SENIOR CENTER

WHEREAS, the Commissioner of Parks and Recreation, recommends the Mayor to enter into an agreement with Binghamton University to allow the Physical Therapy Department to perform field work at the First Ward Senior Center as set forth in the agreement attached hereto.

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 agreement, approved as to form and content by the Office of Corporation Counsel, with Binghamton University to allow the Physical Therapy Department to perform field work at the First Ward Senior Center as set forth in the agreement attached hereto.

**AFFILIATION AGREEMENT  
BETWEEN  
THE STATE UNIVERSITY OF NEW YORK,  
BINGHAMTON UNIVERSITY  
AND  
XXXXXXX**

THIS AGREEMENT made this **XX** day of **XXXX** 2022, by and between the State University of New York, an educational corporation organized and existing under the laws of the State of New York, and having its principal place of business located at H. Carl McCall SUNY Building, Albany, New York 12246, for and on behalf of the State University of New York, Binghamton University, located at PO Box 6000, 4400 Vestal Parkway East, Binghamton, New York 13902-6000, hereinafter referred to as "University," and "**HOST NAME**," located at **ADDRESS**, hereafter referred to as "Host."

WHEREAS, University has undertaken an educational program in the discipline of Physical Therapy; and

WHEREAS, University and Host desire to have an association for the purpose of carrying out said educational program.

NOW, THEREFORE, it is agreed that:

1. The University shall assume full responsibility for planning and executing its educational program in the discipline of physical therapy including programming, administration, curriculum content, faculty appointments, faculty administration and the requirements for matriculation, promotion and graduation, and shall bear all costs and expenses in connection therewith. The University further agrees to coordinate the program with Host's designee.
2. The University shall be responsible for assigning students to the Host for practical experience. University shall notify the Host one (1) month in advance of the planned schedule of student assignments to practical duties including the dates, number of students and instructors. The schedule shall be subject to written approval by the Host.
3. The University, at its sole cost and expense, shall provide faculty as may be required for the teaching and supervision of students assigned to the Host for practical experience.
4. Students and faculty members shall respect the confidential nature of all information that they have access to in accordance with the policies and procedures of the University and the Host.
5. Host may terminate any student's or faculty member's assignment from Host when a student or faculty member is unacceptable to Host for reasons of health, performance, or

for other reasons which, in Host's reasonable judgment and to the extent allowed by law, cause the continued presence of such student or faculty member at Host not to be in the best interest of Host. Host will report any such action to the University orally and in writing.

6. Host, as it deems necessary and proper, shall make available for student experience classrooms and other facilities, including equipment and supplies, libraries, and cafeteria facilities, consistent with its current policies concerning availability. Host shall also provide orientation for University faculty and students.
7. Host shall have no responsibility for the transportation of faculty or students.
8. University agrees that it shall secure Workers' Compensation Insurance for the benefit of all faculty and other University employees required to be insured by Workers' Compensation Law and shall maintain such coverage throughout the duration of this Agreement. The laws of the state where Host is located shall dictate whether a student is covered by Workers' Compensation Law.
9. Indemnification. Subject to the availability of lawful appropriations (pursuant to Section 41 of the New York State Finance Law) and consistent with Section 8 of the New York State Court of Claims Act, the University will hold the Host harmless from and indemnify it for any final judgment of a court of competent jurisdiction only to the extent attributable to the negligence of University or of its officers or employees when acting within the course and scope of their employment and within the scope of this Agreement.

The Host shall be responsible to and shall defend, indemnify, and hold harmless the University, SUNY, and the State of New York and their respective officers, trustees, directors, employees, and agents from and against for any and all losses, expenses, damages, and liabilities, including reasonable attorneys' fees, arising out of the intentional or negligent acts or omissions of Host, its officers, employees, agents, or licensees. This provision shall survive the termination of this Agreement. Notwithstanding anything to the contrary in this Agreement, the State reserves the right to join in any action, at its sole expense, when it determines there is an issue involving a significant public interest.

10. Insurance: The University shall maintain during the term of this Agreement general and professional liability insurance, in amounts not less than \$3,000,000 for bodily injury and property damage combined single limit; and the Host shall be an additional insured under such liability policy or policies. The persons insured under such policy or policies shall be the students of the State University of New York with respect to liability arising out of their participation in the program carried out under this Agreement. The University's faculty members are covered by the defense and indemnification provisions of section 17 of the Public Officers Law with respect to liability arising out of their participation in the clinical

program carried out under this Agreement. The University agrees to notify Host in writing no less than ten (10) days written notice prior to the cancellation, modification, or non-renewal of any insurance coverage. Notwithstanding the foregoing, Host shall remain liable for direct damages resulting from its negligence.

11. Non-Discrimination: Neither party shall discriminate on the basis of race, color, national origin, religion, creed, age, disability, sex, gender identity, gender expression, sexual orientation, familial status, pregnancy, predisposing genetic characteristics, military status, domestic violence victim status, criminal conviction, or any other characteristic protected by applicable state or federal law. Furthermore, the parties hereby certify that they have institutional policies or practices (including training for employees) that prohibit harassment of, or discrimination against, individuals on the basis of their protected status under state and federal anti-discrimination laws and also provide a means for individuals to bring allegations of discrimination forward for redress.
12. FERPA: In accordance with the provisions of the Family Educational Rights and Privacy Act ("FERPA"), in order for the University to share information about the student from the student's educational records, Host must agree not to disclose the information to a third party without the student's consent, and to use the information only for the purposes for which it was disclosed. Host acknowledges that for the purposes of this Agreement it will be designated as a "school official" with "legitimate educational interests" in the University's Education records, as those terms have been defined under FERPA and its implementing regulations, and the Host agrees to abide by the limitations and requirements imposed on school officials. Host will use the Education Records only for the purpose of fulfilling its duties under the Agreement, and will not share such data with or disclose it to any third party except as provided for in this Agreement, required by law, or authorized in writing by the University.
13. Choice of Law and Jurisdiction: The laws of the State of New York, excluding New York's choice-of-law principles, and all claims relating to or arising out of this agreement, or the breach thereof, whether sounding in contract, tort or otherwise, shall likewise be governed by the laws of the State of New York, excluding that State' choice-of-law principles. Jurisdiction of any litigation with respect to the agreement shall be in New York State with venue in a court of competent jurisdiction located in Broome County or any other court having competent jurisdiction in the State of New York.
14. Assignment: In accordance with Section 138 of the State Finance Law, this Agreement or any of its provisions shall not be assigned, delegated, transferred, conveyed, sub-let, or otherwise disposed of without the prior written consents of the University, the New York State Attorney General and the New York State Office of the State Comptroller, and any attempts to assign, delegate, transfer, convey, sub-let, or otherwise dispose of this Agreement without said written consents shall be null and void.

15. New York State Freedom of Information Law: Host acknowledges that the University is a public entity and that Host's proprietary information may be subject to disclosure pursuant to New York Public Officers Law or other applicable law. The University is an agency of the State of New York, and as such, any and all agreements to which the University is a party are considered public record and subject to disclosure under the New York State Freedom of Information Law ("FOIL").
16. Term and Termination: The effective date of this Agreement shall be ~~XX/XX/XXXX~~ and shall continue in full force and effect for five (5) years or until terminated as set forth in this paragraph. If either party wishes to terminate this Agreement, written notice will be given to the other party at least thirty (30) days in advance of such termination. Reasonable efforts will be made to provide that students then enrolled in clinical fieldwork experience at Host will have the opportunity to complete the experience at Host.
17. Host represents and warrants that it is currently, and for the term of this Agreement will continue to be, in compliance with all applicable laws, regulations, and public directives, including, but not limited to, those issued in times of an emergency, regarding the health and safety of employees, the public, and student interns. Failure to comply with this provision will be considered a material breach of this Agreement.
18. Notices: Any notices must be in writing and will be deemed effective when (a) delivered personally; or (b) delivered by a reputable overnight courier with proof of delivery to the party and address set forth below or such other address(es) of which such party shall have given written notice.
19. For purposes of written notification:

To UNIVERSITY

State University of New York at Binghamton  
Decker College of Nursing and Health Sciences  
Division of Physical Therapy  
PO Box 6000  
Binghamton, NY 12902-6000

To HOST

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\_\_\_\_\_

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the dates set forth below:

By: \_\_\_\_\_  
Matthew Schofield Date  
Director of Procurement  
State University of New York at Binghamton  
PO Box 6000  
Binghamton, NY 13902-6000

By: \_\_\_\_\_  
Mario R. Ortiz, RN, PhD, FNAP Date  
Dean and Professor  
Decker College of Nursing & Health Sciences  
Binghamton University

By: \_\_\_\_\_  
Host Signatory Date  
Title  
Host Name  
Address

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