



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, July 20, 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 July 6, 2022 Business Meeting, and the July 11, 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

VIII. SET PUBLIC HEARINGS

1. The City of Binghamton will hold a Public Hearing regarding RL22-186 entitled "An Ordinance amending the Bond Ordinance adopted January 22, 2020 for an increase in the cost of the replacement of the tennis courts"



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This public hearing will take place during the next regular City Council Business Meeting at 6pm on Wednesday, August 3, 2022, virtually via Zoom.

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 or virtually via zoom during the meeting. For any questions, please contact the City Clerk's Office at (607) 772-7005.

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 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 22-107. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Power & Electric budget for maintenance at the Binghamton Cogeneration Plant

Introductory Ordinance 22-108. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Insurance Fund budget for additional demolition expenses at 159 Conklin Ave

Introductory Ordinance 22-109. Considered in Finance: Scaringi

An Ordinance to amend the 2022 DPW budget for general operating supplies

Introductory Ordinance 22-110. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Refuse budget for overtime and vehicle repair

Introductory Ordinance 22-111. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Capital Fund budget for the Rec Park Tennis Courts

Introductory Resolution 22-70. Considered in Planning: Scanlon

A Resolution authorizing the City of Binghamton City Council to act as lead agency of the Binghamton Flood Levee Project

Introductory Resolution 22-71. Considered in Finance: Scaringi

A Resolution authorizing the Mayor to enter into a term agreement with Atlantic Testing Laboratories for material testing



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B. NON PREFERRED AGENDA

XIII. COMMUNICATIONS FROM COUNCIL MEMBERS

XIV. ADJOURNMENT



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

Date: July 20, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2022 POWER
& ELECTRIC BUDGET FOR MAINTENANCE
AT THE BINGHAMTON COGENERATION
PLANT**

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2022 Power & Electric budget to create and fund a new budget line for maintenance at the Binghamton Cogeneration Plant in the amount of \$2,500; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on July 20, 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 Power & Electric budget to create new budget line A8410.54680 (Maintenance) for maintenance at the Binghamton Cogeneration Plant, and (ii) transfer \$2,500 for same as follows:

Transfer From (Decrease):

\$2,500 A8410.54202 (Electricity)

Transfer To (Increase):

\$2,500 A8410.54680 (Maintenance)

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: July 20, 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 BUDGET FOR
ADDITIONAL DEMOLITION EXPENSES AT
159 CONKLIN AVENUE

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2022 Insurance Fund budget for additional demolition expenses at 159 Conklin Avenue, in an amount not to exceed \$2,628.50; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on July 20, 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 budget for additional demolition expenses at 159 Conklin Avenue, in an amount not to exceed \$2,628.50 as follows:

- (i) \$2,628.50 increase revenue budget line M.42680 (Insurance Recoveries)
- (ii) \$2,628.50 increase expense budget line M1910.54470 (Demolition)

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: July 20, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2022
DEPARTMENT OF PUBLIC WORKS BUDGET
FOR GENERAL OPERATING SUPPLIES**

WHEREAS, the Commissioner of DPW and Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 DPW budget for general operating supplies in the amount of \$10,000; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on July 20, 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 DPW budget for general operating supplies in the amount of \$10,000 as follows:

Transfer From (Decrease):

\$10,000 A5110.54130 (Const.Materials)

Transfer To (Increase):

\$10,000 A1650.54102 (Gen.Op.Sup.)

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: July 20, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2022
REFUSE BUDGET FOR OVERTIME AND
VEHICLE REPAIR**

WHEREAS, the Commissioner of DPW and Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 Refuse budget for overtime and vehicle repair in the amount of \$40,000; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on July 20, 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 Refuse budget for overtime and vehicle repair in the amount of \$40,000 as follows:

<u>Transfer From (Decrease):</u>	<u>Transfer To (Increase):</u>
\$17,932 CL8160.51000 (Per.Ser.St.Maint.)	\$20,000 CL8160.51900 (Overtime)
<u>22,068</u> CL8160.51000 (Per.Ser.TSO)	<u>20,000</u> CL8160.54450 (Vehicle Repair)
\$40,000	\$40,000

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: July 20, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2022
CAPITAL FUND BUDGET FOR THE REC PARK
TENNIS COURTS**

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2022 Capital Fund budget to (i) create a budget line for Rec Park Tennis Courts and (ii) increase the insurance recovery at the Rec Park Tennis Courts in the amount of \$557,659; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on July 20, 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 Capital Fund budget to (i) create budget line H7110.525277 (Rec Park Tennis Court) for the Rec Park Tennis courts and (ii) increase the insurance recovery at the Rec Park Tennis Courts in the amount of \$557,659 as follows:

- (i) \$557,659 increase revenue budget line H.42680 (Insurance Recovery)
- (ii) \$557,659 increase expense budget line H7110.525277 (Rec Park Tennis Court)

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: July 20, 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 CITY COUNCIL TO ACT AS
LEAD AGENCY OF THE BINGHAMTON
FLOOD LEVEE PROJECT

WHEREAS, pursuant to Permanent Resolution 19-49, dated June 19, 2019; Permanent Resolution 19-65, dated August 7, 2019; Permanent Resolution 20-49, dated June 17, 2020; and Permanent Resolution 21-04, dated January 20, 2021; City Council approved the inspection and maintenance/rehabilitation work for the Binghamton Flood Control Project with Barton & Loguidice, DPC.; and

WHEREAS, the Project is assumed to be an “Unlisted Action” as defined by the State Environmental Quality Review Act (SEQRA) in 6 NYCRR Part 617.2; and

WHEREAS, it is the intent of the City of Binghamton City Council to assume the role of “Lead Agency” for purposes of conducting a SEQRA assessment of the Project; and

WHEREAS, Part I of a Short Environmental Assessment Form (SEAF) has been completed, reviewed by the City of Binghamton City Council, and will be circulated to all Involved Agencies for purposes of establishing the City of Binghamton City Council as “Lead Agency” in accordance with 6 NYCRR Part 617.63(b).

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

RESOLVE that the City of Binghamton Mayor hereby is authorized to sign Part I of the SEAF; and be it further

RESOLVE that Part I of the SEAF will be sent to “Involved Agencies” under cover of a “Notice of Intent to Establish Lead Agency” letter for purposes of establishing Lead Agency status under the SEQRA; and be it further

RESOLVED that the Mayor of the City of Binghamton and the City Council, together with the City of Binghamton Corporation Counsel and Barton & Loguidice, DPC, are hereby authorized to take all actions, serve all notices, and complete all documents required to give full force and effect to this determination.



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

Date: July 20, 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 A TERM AGREEMENT WITH
ATLANTIC TESTING LABORATORIES FOR
MATERIAL TESTING

WHEREAS, the Mayor of the City of Binghamton wishes to enter into a term agreement with Atlantic Testing Laboratories for material testing; and

WHEREAS, the total annual cost is not to exceed \$50,000; and

WHEREAS, the rate for each service to be provided is set forth in the attached fee schedule;
and

WHEREAS, a requisition for a purchase order must be submitted for requested work; and

WHEREAS, funding for such services must be drawn from applicable department budget lines and approved by the Board of Contract and Supply; and

WHEREAS, the term agreement will be in effect for one (1) year with an option to renew for two (2) additional years.

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

RESOLVE that the Mayor of the City of Binghamton, or his designee, is hereby authorized to enter into a term agreement, approved as to form and content by the Office of Corporation Counsel, with Atlantic Testing Laboratories for material testing, at an annual cost not to exceed \$50,000; a requisition for a purchase order must be submitted for requested work, that funding for this purpose will be deducted from applicable department budget lines, and must be approved by the Board of Contract and Supply.