



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, December 7, 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 November 16, 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

Appointment to Planning Commission – Steve Seepersaud

VII. PUBLIC HEARING

The City of Binghamton & Binghamton City Council will hold a Public Hearing regarding a Proposed Local Law entitled "A LOCAL LAW AMENDING THE CHARTER OF THE CITY OF BINGHAMTON, ARTICLE IA, §C-6, COUNCILMANIC DISTRICT BOUNDARIES, PURSUANT TO THE MUNICIPAL HOME RULE LAW"

VIII. SET PUBLIC HEARINGS



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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 in-person during the meeting.

X. REVIEW OF MAYORAL VETO

XI. SECOND READING LEGISLATION

XII. FIRST READING LEGISLATION

A. PREFERRED AGENDA

Introductory Ordinance 22-167. Considered in Finance: Scaringi

An Ordinance to allocate ARPA funds for NY Helmets to Hardhats Inc. for workforce development

Introductory Ordinance 22-168. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Refuse budget for fuel, bag production, and tipping fees

Introductory Ordinance 22-169. Considered in Finance: Scaringi

An Ordinance to amend the 2022 DPW budget for overtime

Introductory Ordinance 22-170. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Joint Sewer Capital fund for settlements and debts

Introductory Ordinance 22-171. Considered in Finance: Scaringi

An Ordinance to amend the 2022 DPW budget for vehicle parts

Introductory Ordinance 22-173. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Binghamton-Johnson City Joint Sewage Treatment Facilities budget for permit fees and fines

Introductory Ordinance 22-174. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Binghamton-Johnson City Joint Sewage Treatment Facilities budget for legal services

Introductory Ordinance 22-175. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Binghamton-Johnson City Joint Sewage Treatment Facilities budget for CN event equipment and Capital outlay

Introductory Ordinance 22-176. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Sewer budget for the Project Analyst and Project Assistant



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Introductory Ordinance 22-177. Considered in Finance: Scaringi

An Ordinance to amend the 2022 General Fund budget for tires, vehicle parts and elevator service

Introductory Ordinance 22-178. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Insurance Fund budget for workers compensation

Introductory Ordinance 22-179. Considered in Planning: Scanlon

An Ordinance to amend the Code of the City of Binghamton, Chapter 265-2, Housing and Property Maintenance, Definitions, to add “deteriorated”

Introductory Ordinance 22-180. Considered in Finance: Scaringi

An Ordinance to allocate ARPA funds for a police officer retention incentive

Introductory Resolution 22-94. Considered in Finance: Scaringi

A Resolution authorizing the Mayor to enter into an agreement with NY Helmets to Hardhats Inc. for use of ARPA funds

Introductory Resolution 22-97. Considered in Planning: Scanlon

A Resolution authorizing the Mayor to enter into an agreement with Chrysalis Research & Consulting to create the HOME-ARP plan

Introductory Resolution 22-98. Considered in MPA: Scaringi

A Resolution authorizing the Mayor to enter into the Broome County Interoperable Agreement for the City of Binghamton Fire, Police, and DPW departments

B. NON PREFERRED AGENDA

Local Law 22-03. Considered in MPA: Scaringi

A Local Law amending the Charter of the City of Binghamton, Article IA, Chapter 6, Councilmanic District Boundaries, pursuant to the Municipal Home Rule Law

Introductory Ordinance 22-166. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Capital Fund budget to accept insurance recovery and transfer funds to purchase police vehicles and equipment

Introductory Ordinance 22-172. Considered in Finance: Scaringi

An Ordinance to amend the 2022 Capital Fund budget for police vehicles

Introductory Resolution 22-95. Considered in Employees: Resciniti

A Resolution adopting the Record of Activities for Elected and Appointed Officials

Introductory Resolution 22-96. Considered in Employees: Resciniti

A Resolution authorizing the City of Binghamton to modify the retirement plan for ERS & PFRS



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XIII. COMMUNICATIONS FROM COUNCIL MEMBERS

XIV. ADJOURNMENT



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

Date: December 7, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO ALLOCATE AMERICAN
RESCUE PLAN ACT FUNDS FOR NY HELMETS
TO HARDHATS INC. FOR WORKFORCE
DEVELOPMENT**

WHEREAS, the Mayor and the Comptroller of the City of Binghamton find it proper and necessary to (i) create a new budget line for American Rescue Plan Act (“ARPA”) workforce development and (ii) allocate ARPA funds in the amount of \$50,000 for veteran workforce development; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on December 7, 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) create a new budget line for ARPA workforce development and (ii) allocate ARPA funds in the amount of \$50,000 for veteran workforce development as follows:

- (i) \$50,000 increase revenue budget line A.44089.F0015 (Fed.Aid-ARPA)
- (ii) \$50,000 increase expense budget line A9950.59000.F0015 (Interfund Transfer-ARPA)
- (iii) \$50,000 increase revenue budget line H.45031.F0015 (Interfund Transfer-ARPA)
- (iv) \$50,000 increase expense budget line H6989.54402.F0015 (Workforce Development)

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: December 7, 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 FUEL, BAG
PRODUCTION, AND TIPPING FEES**

WHEREAS, the Commissioner of the Department of Public Works and the Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 Refuse budget for fuel, bag production, and tipping fees in the amount of \$200,000; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on December 7, 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 fuel, bag production, and tipping fees in the amount of \$200,000 as follows:

<u>Transfer From (Decrease):</u>	<u>Transfer To (Increase):</u>
\$ 85,000 CL.41710 (Public Works Charges)	\$ 25,000 CL8160.54112 (Gas/Diesel)
5,000 CL9030.58000B (Social Security)	75,000 CL8160.54661 (Tipping Fee)
60,000 CL9060.58000C (Health Insurance)	<u>100,000</u> CL8160.54460 (Bag Production)
<u>50,000</u> CL8160.51000 (Per.Ser.-St.Maint.)	
\$200,000	\$200,000

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: December 7, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2022 DPW
BUDGET FOR OVERTIME**

WHEREAS, the Commissioner of the Department of Public Works and the Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 DPW budget for overtime in the amount of \$8,000; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on December 7, 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 overtime in the amount of \$8,000 as follows:

Transfer From (Decrease):

\$8,000 A1620.54202 (Electricity-City Hall)

Transfer To (Increase):

\$8,000 A5110.51900 (Overtime)

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: December 7, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2022 JOINT
SEWER CAPITAL FUND FOR SETTLEMENTS
AND DEBTS**

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2022 Joint Sewer Capital Fund in the amount of \$16,549,600 to adjust for settlements and pay down debts; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on December 7, 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 Joint Sewer Capital Fund in the amount of \$16,549,600 to adjust for settlements and pay down debts as follows:

Transfer From (Decrease):

\$16,549,600 HX.45710 (Serial Bonds)

Transfer To (Increase):

\$16,549,600 HX.42960 (Other Compensated Losses)

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: December 7, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2022 DPW
BUDGET FOR VEHICLE PARTS**

WHEREAS, the Commissioner of the Department of Public Works and the Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 DPW budget for vehicle parts in the amount of \$4,925.50; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on December 7, 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 vehicle parts in the amount of \$4,925.50 as follows:

<u>Transfer From (Decrease):</u>	<u>Transfer To (Increase):</u>
\$2,000.00 A1620.51900 (Overtime)	\$4,925.50 A1640.54110 (Vehicle Parts)
1,925.50 A5110.54190 (Uniforms)	
<u>1,000.00 A1490.54701 (Travel/Training)</u>	
\$4,925.50	

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: December 7, 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 TREATMENT FACILITIES BUDGET
FOR PERMIT FEES AND FINES**

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 the permit fees and fines in the amount of \$2,500.

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

Section 1. That 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 the permit fees and fines in the amount of \$2,500 as follows:

Transfer From (Decrease):

\$2,500 J8130.55000 (Contingency)

Transfer To (Increase):

\$2,500 J8130.54802 (Permit Fees/Fines)

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: December 7, 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 TREATMENT FACILITIES BUDGET
FOR 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, the JSB has requested an amendment to the 2022 BJCJSTF budget to increase the appropriations for legal services in the amount of \$33,277.14.

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

Section 1. That 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 legal services in the amount of \$33,277.14 as follows:

<u>Transfer From (Decrease):</u>	<u>Transfer To (Increase):</u>
\$33,277.14 J8130.55000 (Contingency)	\$33,277.14 J8130.54430.J0BAF (Legal Services)

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: December 7, 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 TREATMENT FACILITIES BUDGET
FOR CN EVENT EQUIPMENT AND CAPITAL
OUTLAY

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 Equipment and Capital Outlay in the amount of \$100,000.

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

Section 1. That 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 Equipment and Capital Outlay in the amount of \$100,000 as follows:

- (i) \$100,000 increase expense budget line J8130.52000.CNBAF (Equipment/Capital Outlay)
- (ii) \$ 45,000 increase expense budget line J8130.54410.CNBAF (Prof.Services)
- (iii) \$ 52,000 increase expense budget line J8130.54520.CNBAF (Equip.Lease/Rental)
- (iv) \$ 3,000 increase expense budget line J8130.54804.CNBAF (Sludge/Waste Disp.)

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: December 7, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2022 SEWER
BUDGET FOR THE PROJECT ANALYST AND
PROJECT ASSISTANT**

WHEREAS, the Water & Sewer Superintendent and Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 Sewer budget for the Project Analyst and Project Assistant; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on December 7, 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 Sewer budget for the Project Analyst and Project Assistant as follows:

- (i) \$13,083 decrease budget line G.49999 (Fund Balance)
- (ii) \$11,374 increase expense budget line G8150.51000 (Per.Ser.-Project Analyst)
- (iii) \$ 1,709 increase expense budget line G8150.54410 (Pro.Ser.)

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: December 7, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2022
GENERAL FUND BUDGET FOR TIRES,
VEHICLE PARTS AND ELEVATOR SERVICE**

WHEREAS, the Commissioner of the Department of Public Works and the Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 General Fund budget for tires, vehicle parts, and elevator service in the amount of \$42,658.36; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on December 7, 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 General Fund budget for tires, vehicle parts, and elevator service in the amount of \$42,658.36 as follows:

Transfer From (Decrease):

\$42,658.36 A5110.51000 (Per.Ser.TSO)

Transfer To (Increase):

\$ 6,658.36 A1620.54440 (Elevator Service)

20,000.00 A1640.54110 (Vehicle Parts)

16,000.00 A1640.54111 (Tires)

\$42,658.36

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: December 7, 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 WORKERS
COMPENSATION**

WHEREAS, the Comptroller of the City of Binghamton finds it proper and necessary to amend the 2022 Insurance Fund budget for Workers Compensation in the amount of \$7,700; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on December 7, 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 Workers Compensation in the amount of \$7,700 as follows:

Transfer From (Decrease):

\$7,700 M9040.58000 (Employee Benefits)

Transfer To (Increase):

\$7,700 M9040.54904 (Workers Comp.)

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: December 7, 2022

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

Introduced by Committee: Planning

ORDINANCE

entitled

AN ORDINANCE AMENDING THE CODE OF
THE CITY OF BINGHAMTON, CHAPTER 265-2,
HOUSING AND PROPERTY MAINTENANCE,
DEFINITIONS, TO ADD "DETERIORATED"

WHEREAS, the HUD Manager recommends an amendment to the Code of the City of Binghamton, Chapter 265-2, *Housing and Property Maintenance, Definitions*, to add "deteriorated".

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 265-2, *Housing and Property Maintenance, Definitions*, is hereby amended to add "deteriorated" as follows:

DETERIORATED OR DETERIORATING LOCATION: Code Enforcement shall make a determination on each site visit that a property or building is deteriorated and define and document the reason for this determination according to one or more conditions: cracks in the foundation, multiple broken windows, defective construction, lack of proper sanitary facilities or adequate fire or safety protection, illegal uses and conversions, inadequate maintenance, abandoned building(s), and/or obsolete systems of utilities which hamper or impede proper development.

Section 2. That this Ordinance shall take effect immediately.



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

Date: December 7, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO ALLOCATE AMERICAN
RESCUE PLAN ACT FUNDS FOR A POLICE
OFFICER RETENTION INCENTIVE**

WHEREAS, the Mayor and the Comptroller of the City of Binghamton find it proper and necessary to allocate American Rescue Plan Act (ARPA) funds in the amount of \$363,000 for a police officer retention incentive; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on December 7, 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 allocate ARPA funds in the amount of \$363,000 for a police officer retention incentive as follows:

- (i) \$363,000 increase revenue budget line A.44089.F0015 (Fed.Aid-ARPA)
- (ii) \$363,000 increase expense budget line A3120.51000.F0015 (Personal Services)

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: December 7, 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 NY
HELMETS TO HARDHATS INC. FOR USE OF
AMERICAN RESCUE PLAN ACT FUNDS

WHEREAS, the Mayor of the City of Binghamton wishes to enter into an agreement with NY Helmet to Hardhats Inc. for use of American Rescue Plan Act (ARPA) funds, in an amount not to exceed \$50,000, for veteran workforce development programs.

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

RESOLVED 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 NY Helmet to Hardhats Inc. for use of ARPA funds, at a cost not to exceed \$50,000; and that funds shall be deducted from budget line H6989.54402.F0015 (Workforce Development) 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: December 7, 2022

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

Introduced by Committee: Planning

RESOLUTION

entitled

A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH
CHRYSALIS RESEARCH & CONSULTING TO
CREATE THE HOME-ARP PLAN

WHEREAS, the Mayor of the City of Binghamton wishes to enter into an agreement with Chrysalis Research & Consulting for the creation of the HUD required HOME-ARP Plan, in an amount not to exceed \$33,500, from December 1, 2022 to December 31, 2022.

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

RESOLVED 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 Chrysalis Research & Consulting for the creation of the HUD required HOME-ARP Plan, at a cost not to exceed \$33,500; and that funds shall be deducted from budget line CE8686.533528.CVY47 (HOME-ARP-ADMIN SERVICES) 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: December 7, 2022

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

Introduced by Committee: MPA

RESOLUTION

entitled

**A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO THE BROOME COUNTY
INTEROPERABLE AGREEMENT FOR THE
CITY OF BINGHAMTON FIRE, POLICE AND
PUBLIC WORKS DEPARTMENTS**

WHEREAS, the Mayor of the City of Binghamton wishes to enter into the Broome County Interoperable Agreement for the City of Binghamton Fire, Police and Public Works departments.

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

RESOLVED that the Mayor of the City of Binghamton, or his designee, is hereby authorized to enter into the Broome County Interoperable Agreement, approved as to form and content by the Office of Corporation Counsel, for the City of Binghamton Fire, Police and Public Works departments as shown in the attached agreement.

Broome County Interoperable Communications System Memorandum of Understanding

The parties to this Agreement shall be the County of Broome, a municipal corporation of the State of New York, (hereinafter “**County**”) with its principal offices located at 60 Hawley Street, PO Box 1766, Binghamton New York, 13902, and City of Binghamton Fire Department (hereinafter “**User**”), with its principal offices located at 38 Hawley Street, Binghamton, NY 13901.

Witnesseth:

WHEREAS, Broome County operates the Office of Emergency Services, which among other things, is responsible for administering the operation of a county-wide Public Safety Answering Point; and

WHEREAS the Broome County Interoperable Communications System (hereinafter BCICS) is an integrated system of equipment and facilities necessary for the provision of county-wide radio communication services; and

WHEREAS, to provide for the safety and protection of the public and public safety responders, and to maintain the integrity of the BCICS, it is necessary to establish procedures for the use of the BCICS;

NOW, THEREFORE, in consideration of the benefits conferred and obligations incurred herein, the parties do mutually agree as follows:

1. **PURPOSE:** The BCICS is a system for providing emergency communication services, coordinated and operated by the County, which system includes, but is not limited to, communication towers, base stations, antennas, system controllers, equipment shelters, system frequencies, and subscriber radio equipment. The County hereby grants User access to the BCICS for the purpose of providing emergency communication services, subject to the terms of this Agreement.
2. **TERM:** This Agreement shall take effect on _____, 20____ and shall be for a term of ten years. Thereafter, this Agreement may be renewed by the parties for two additional five-year terms upon authorization from the governing boards of each party. Either party may terminate this Agreement by providing written notice, as provided for herein, at least sixty (60) days prior to the end of the term. Either party may terminate this Agreement for cause at any time, provided, however, that the party seeking to terminate shall provide written notice stating the cause and shall provide the other party thirty days to cure. Upon termination of the agreement User shall return all County owned and provided equipment. Additionally, unless otherwise authorized by the County, User agrees that any BCICS talk groups and frequencies will be removed from User owned equipment, at User's expense.
3. **OBLIGATIONS OF THE PARTIES:**
 - 3.1. **OWNERSHIP AND USE OF RADIO EQUIPMENT** – The County shall own the radio equipment listed on Exhibit A (hereinafter “County-assigned equipment”), attached hereto and made a part hereof, and hereby grants the User the right to use and operate said equipment. The User’s obligation to return the equipment provided hereunder shall survive the expiration or termination of this agreement. User agrees not to sell, transfer or pledge this equipment without the prior written approval of the County. User agrees to repair and replace the County-assigned equipment under the terms provided for in §3.5 of this Agreement. If for any reason the User

fails to use such equipment, the User shall return such equipment to the County in working order within 30 days of written request of the County.

- 3.2. **PAYMENT** – The County has bonded and leased debt costs associated with the lease/purchase of the County-assigned equipment and contractual obligations. As such, the County agrees to provide the County-assigned equipment listed on Exhibit A to the User without charge. There will be no user or equipment fees associated with the use of the land mobile radio system.

3.3. EQUIPMENT INSTALLATION AND REMOVAL

3.3.1. Installation, removal and/or relocation of County-assigned equipment must be pre-approved by the County and completed by a County approved vendor at the Users expense, other than as defined in §3.3.2 of this agreement. The pre-approval required in this Section shall not be unreasonably withheld.

3.3.2. **Initial Installation for System “Go-Live”**

The County shall be responsible for the initial installation of mobile radios and control stations at locations to be mutually agreed upon by the County and User. Initial installation includes bringing a user onto the new radio system to make them functional at the time the system goes into service. Transfer/installation of equipment into other vehicles/buildings after initial “go-live” will be the responsibility of the User.

3.3.3. **Reduction of buildings, in-fleet vehicles or members**

In the event User reduces the number of members, vehicles or buildings with County-assigned equipment, said equipment shall be removed (at User expense) and returned to the County within 30 days.

3.4. USE OF ADDITIONAL EQUIPMENT AND ACCESSORIES

3.4.1. The County shall maintain a list of approved subscriber equipment, required options and feature sets, and related peripheral accessories, and User agrees to use only approved equipment while accessing the BCICS. User shall not assign new subscriber equipment to the network or add an accessory to a BCICS radio unless the make, model, options, and feature sets of the equipment/accessory have been tested and approved by the County. User may request that a particular radio or accessory be added to the list of approved equipment/accessories by providing the make and model number of the item as well as sufficient technical details to allow the County to determine if the equipment is compatible with the BCICS network and its critical operating features. User is advised that some BCICS feature sets (e.g. Advanced Digital Privacy encryption) may be proprietary to a particular vendor and may not properly interface with the BCICS.

3.4.2. It may be necessary for the User to provide a sample of said equipment for testing on the system to verify it will not cause adverse effects to the system. User shall provide a sample of any equipment for the purpose of testing if requested to do so by the County. As the County is participating in a multi-jurisdictional/multi-County radio Consortium, equipment is subject to the approval of the Consortium before use. System users are also subject to the Consortium’s rules and regulations.

3.4.3. The County shall approve or reject any and all requests or actions listed in this section, in writing. Rejected equipment will not be allowed access to the system. User is further advised that the use of unapproved equipment or accessories may adversely affect the BCICS system.

3.5. EQUIPMENT MAINTENANCE AND REPAIR-

3.5.1. County-Assigned Equipment -

It is the County's intent to provide maintenance and repair services on County-assigned equipment. User is responsible for the operational integrity of all County-assigned equipment. The User will be liable for costs associated with repairing any damages outside the scope of "normal wear and tear". "Normal wear and tear" is defined as the normal deterioration of the equipment caused by ordinary, reasonable and proper use of said equipment. Damage which is not "normal wear and tear" includes but is not limited to: Damage due to breakage by improper use, misuse, abuse, lack of basic external cleaning, dirtying of equipment by any other material. The User is responsible for reporting all damage in accordance with the procedure established by the County (Exhibit B).

3.5.2. User-Owned Equipment -

The County has no obligation to allow User-owner equipment onto the BCICS. The County has no obligation to install, repair, remove or maintain any User-owned subscriber equipment that interfaces with the BCICS. User shall, at its own cost and expense, maintain all User-owned equipment in proper working order in accordance with factory and/or BCICS specifications. The User will make all replacements, hardware or software upgrades or modifications. Repairs to any such equipment that interfaces with the BCICS are to be made in a timely manner to ensure system integrity.

3.6. EQUIPMENT PROGRAMMING

3.6.1. The programming or reprogramming of any radio equipment, including County-assigned and User-owned equipment that interfaces with the BCICS, must occur through the use of designated authorized programming vendors and/or technicians. The County must approve in writing any programming or reprogramming to include the addition of non-BCICS licensed frequencies on such equipment, and such programming or reprogramming must be done by a County-approved vendor or technician.

3.6.1.1. The County may, at its discretion, make system keys available to User for purposes of accessing and changing radio programming settings. System keys shall remain the property of the County, and User shall return any system keys upon the request of the County. User shall not copy or transfer system keys to any entity without the prior written authorization of the County.

3.6.2. User may request the County to make changes to feature sets, talk groups and frequencies. The County will consider whether there is a demonstrated need for such change together with the potential impact of such on the network as a whole and for the other system subscribers.

3.6.2.1. If it is determined that there is a demonstrated need for the use of Non-County maintained frequencies to be used in any radio equipment on the BCICS, the User agrees that it will obtain and maintain at its own expense all FCC licenses or permits necessary for the operation of its radio equipment prior to the commencement of its use of the BCICS.

3.7. **SYSTEM USE** - User agrees to use the BCICS and maintain its County-assigned or User-owned radio equipment in accordance with Federal Communications Commission (FCC) rules and regulations and in accordance with BCICS policies and procedures. User agrees to use only those frequencies authorized by the County and further agrees to use the BCICS in a professional

manner for official business purposes only. User shall attempt no modifications to county equipment unless authorized and shall not attempt to program or re-program equipment from the county or any source without the prior authorization of the County.

- 3.8. **FAILURE TO COMPLY** – If, after all attempts to resolve non-compliance issues and after given reasonable time to comply, the County may, at their sole discretion, terminate User’s use of the system and remove the User-owned subscriber equipment from the BCICS for failure to comply with the terms of this Agreement; and reactivate User-owned subscriber equipment upon demonstration of compliance. Any failure to comply will be reported to the Director of Emergency Services or his/her designee.
- 3.9. **DISSOLUTION/CONSOLIDATION OF SERVICES:** Should the User dissolve under the provisions of state law and cease to exist as a municipal corporation, non-profit corporation or business corporation providing EMS or other services, any equipment provided by the County shall revert to the ownership of the County of Broome and User agrees to return same to the County within thirty (30) days of dissolution. Should User’s agency/department be consolidated, the User agrees to return any requested equipment to the County within thirty (30) days of consolidation.
4. **LIABILITY:** In no event shall the County be liable to User or to any third party who acts in reliance on User for any damages resulting from this Agreement, including indirect, incidental, special or consequential, except for such damages caused by County’s negligence. This limitation includes damages attributed to any malfunction of the BCICS system, regardless of the cause of action, arising out of or connection with a party’s performance.
5. **INDEPENDENT CONTRACTOR:** All users, including all its officers and agents, agree that its relationship to the County and any of its Departments is that of an independent contractor and said user covenants and agrees that it will not conduct itself as, nor hold itself out, nor claim to be an officer or employee or agent of the County.
6. **SYSTEM GOVERNANCE:** At all times, User shall ensure that its officers, employees, volunteers and agents comply with FCC regulations applicable to the system. Consistent therewith the County shall establish policies and procedures for access to BCICS and for the operation of the BCICS, which policies and procedures shall be adopted by the County. The County agrees to make such policies and procedures available to User by mailing a written copy thereof and/or by posting them on its website. Users may request changes to the BCICS policies and procedures by submitting such request to the County. Final approval of such changes remains with the County.
7. **ASSIGNMENT:** Pursuant to General Municipal Law §109, User shall not assign any of its rights, interests or obligations under this Agreement.
8. **STATUTORY COMPLIANCE:** In acceptance of this Agreement, User agrees to comply in all respects with all Federal, State, and County laws and regulations which pertain to the services provided herein.
9. **APPROPRIATIONS:** It is understood by and between the parties that this Agreement shall be deemed executory only to the extent of the monies appropriated and available for the purpose of this Agreement. No liability on account thereof shall be incurred by the County, City, Towns, Villages or Contractors beyond funds appropriated and available for the purpose of this Agreement.
10. **RETENTION OF RECORDS:** User agrees to retain all books, records and other documents relevant to this Agreement for Six (6) years after the termination of this Agreement, or the length of

11

time the state or federal government required retention period, whichever later occurs. County, or any State and/or Federal auditors, and any other persons duly authorized by the County, shall have full access and the right to examine any of said materials during said period.

11. **ACCEPTANCE OF SUBSTITUTED SERVICE:** The User hereby consents and agrees to accept to substituted service of process via first class mail to the above referenced address of any summons, process or pleading pertaining to or arising from litigation concerning this agreement in lieu of any other methods authorized by the New York Civil Practice Law and Rules. Service of process shall be deemed to be complete upon mailing same. This provision shall survive the termination of this agreement and shall not be construed requiring substituted service, should the County elect to commence litigation by other means provided for by law. The County or any other municipality subject to this agreement does not waive personal service herein and will require service of process in conformity with CPLR§311(4).
12. **SET-OFF RIGHTS:** The County of Broome shall have all of its common law, equitable and statutory rights of set-off hereunder. These rights shall survive the expiration or termination of this agreement, to the extent same are applicable and shall include, but are not limited to, the County's right to withhold for the purposes of set-off any monies otherwise due to User (i) under this Agreement, (ii) under any other agreement or contract with the County, including any agreement or contract for a term commencing prior to or after the term of this Agreement, or (iii) from the County by operation of law. The County also has the right to withhold any monies otherwise due under this Agreement for the purposes of set-off as to any amounts due and owing to the County for any reason whatsoever including, without limitation, snow and ice payments, contractual payments, real property tax delinquencies, hotel/motel tax delinquencies, sales tax delinquencies, fee delinquencies or monetary penalties and/or interest relative thereto.
13. **PERSONAL USE PROHIBITED:** The User understands and agrees that the equipment provided hereunder, and the frequencies owned by the county are for Fire, EMS, Police, Public Service and/or municipal use only. Inconsistent uses may constitute a breach of this agreement and may constitute a crime.
14. **NO ARBITRATION:** Any and all disputes involving this Agreement, including the breach or alleged breach thereof must instead only be heard in the Supreme Court of the State of New York, with venue in Broome County or, if appropriate, in the Federal District Court with venue in the Northern District of New York, Syracuse division.
15. **GOVERNING LAW:** This Agreement shall be governed by the laws of the State of New York. User shall abide by all applicable federal, state and local laws, rules and regulations pertaining to the User's obligations hereunder for the duration of this agreement.
16. **CONTRACT MODIFICATIONS:** This Agreement represents the entire and integrated agreement between the parties and supersedes all prior negotiations, representations or agreements, whether written or oral. This Agreement may be amended only by written instrument signed by both parties, except as otherwise provided in this Agreement.
17. **SEVERABILITY:** If any term or provision of this Agreement shall be held invalid or unenforceable, the remainder of this Agreement shall not be affected thereby and every other term and provision of this Agreement shall be valid and enforced to the fullest extent permitted by law.

18. **CLAUSES REQUIRED BY LAW**: The parties to this Agreement understand and agree that each and every provision of law and clause required by law to be inserted in this Agreement shall be deemed to have been inserted herein. If through mistake or inadvertence, such provision is not inserted; such provision shall be deemed to have been inserted and shall have the full force and effect of law.

19. **Notices**: Notices provided for in this Agreement shall be delivered by mail to the following:

For Broome County:
County Executive
Broome County
PO Box 1766
Binghamton, NY 13902

For User:
City of Binghamton
Fire Department
38 Hawley Street
Binghamton, NY 13901

IN WITNESS WHEREOF, the parties to this Agreement have executed this Agreement on the date and year hereafter written.

Dated: _____

County of Broome

By: _____
Michael Ponticiello , Deputy County Executive

Dated: _____

City of Binghamton Fire Department

By: _____

Printed Name: _____

Title: _____



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

Date: December 7, 2022

Sponsored by Council Members: Scaringi, Resciniti

Introduced by Committee: MPA

LOCAL LAW NO. 3 OF 2022

entitled

A LOCAL LAW AMENDING THE CHARTER OF
THE CITY OF BINGHAMTON, ARTICLE IA, §C-
6, COUNCILMANIC DISTRICT BOUNDARIES,
PURSUANT TO THE MUNICIPAL HOME RULE
LAW

WHEREAS, the Council of the City of Binghamton wishes to amend §C-6, *Councilmanic District Boundaries*, pursuant to Municipal Home Rule Law § 10; and

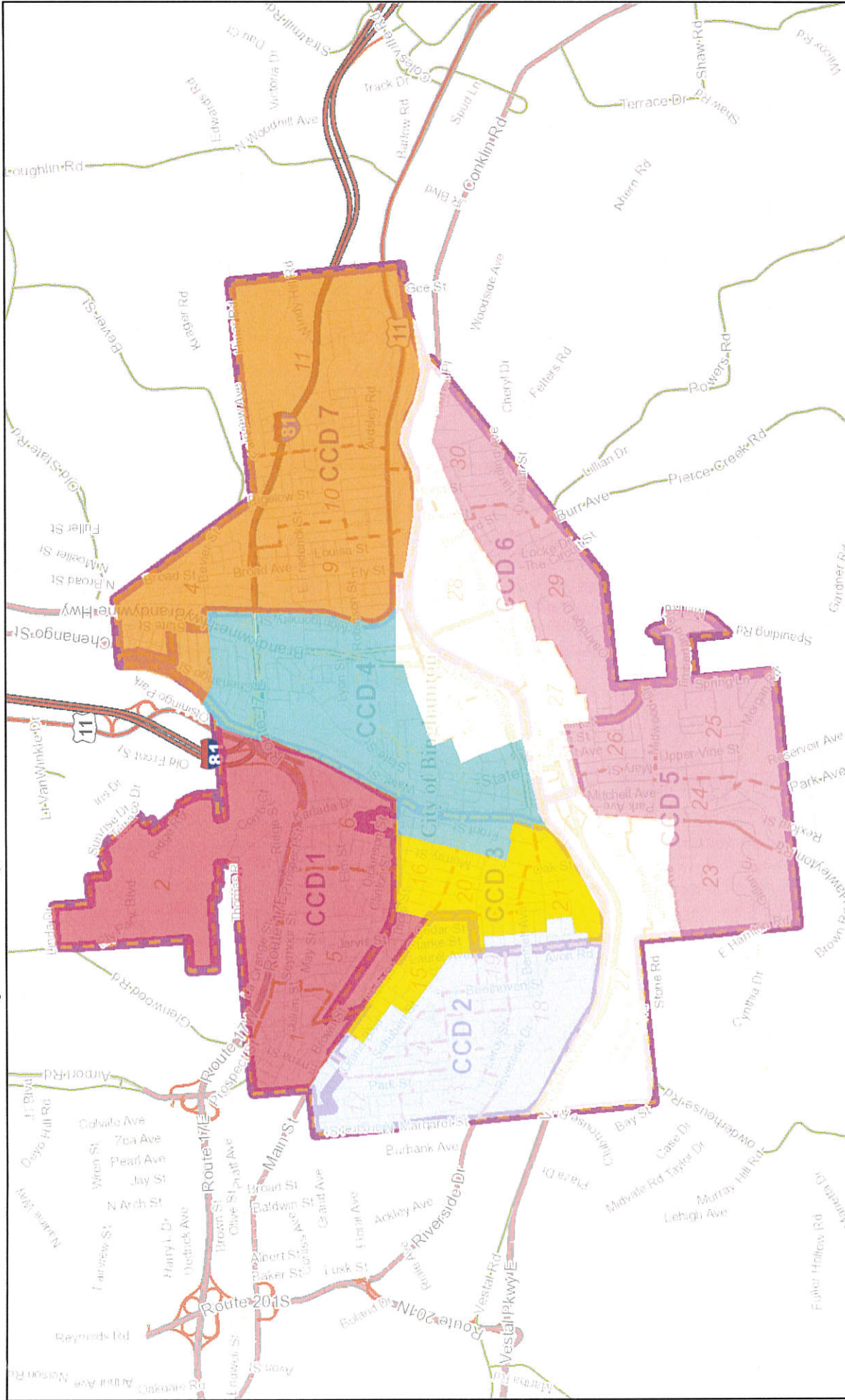
WHEREAS, a public hearing has been held before the Council of the City of Binghamton on December 7, 2022.

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 §C-6, *Councilmanic District Boundaries*, is hereby amended as attached, along with the corresponding attached district map.

Section 2. That this Local Law shall take effect upon filing with the Secretary of State.

City of Binghamton Draft City Council Map



1 inch = 3,860 feet

0 2,400 4,800 ft

Broome County, NY
GIS
www.bcgis.com

Election Districts

Existing City Council Districts

City Boundary

Census Blocks

DISCLAIMER: Broome County does not guarantee the accuracy of the data presented. Information should be used for illustrative purposes only.

<u>GEOID</u>	<u>Census Block #</u>	<u>District</u>
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ID0013004007	360070013004007	1

<u>GEOID</u>	<u>Census Block #</u>	<u>District</u>
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<u>GEOID</u>	<u>Census Block #</u>	<u>District</u>
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ID0004002007	360070004002007	7
ID0004002005	360070004002005	7
ID0004002004	360070004002004	7
ID0004002008	360070004002008	7
ID0004002003	360070004002003	7
ID0005001012	360070005001012	7
ID0007004003	360070007004003	7
ID0007001004	360070007001004	7
ID0007004004	360070007004004	7
ID0007001003	360070007001003	7
ID0007001002	360070007001002	7



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

Date: December 7, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

AN ORDINANCE TO AMEND THE 2022
CAPITAL FUND BUDGET TO ACCEPT
INSURANCE RECOVERY AND TRANSFER
FUNDS TO PURCHASE POLICE VEHICLES
AND EQUIPMENT

WHEREAS, the Chief of Police and Comptroller of the City of Binghamton find it proper and necessary to (i) amend the 2022 Capital Fund budget to account for insurance recovery in the amount of \$13,953.60 and (ii) transfer funds to purchase Police vehicles and equipment; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on December 7, 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 account for insurance recovery in the amount of \$13,953.60 as follows:

- (i) \$13,953.60 increase revenue budget line H.42680 (Insurance Recovery)
- (ii) \$13,953.60 increase expense budget line H3120.550026 (Police Vehicles)

Section 2. That the Comptroller and City Treasurer of the City of Binghamton are hereby authorized and directed to amend the 2022 Police budget for purchase of Police vehicles and equipment as follows:

- (i) \$57,000 decrease expense budget line A3120.54433 (In-House Training)
- (ii) \$18,000 decrease expense budget line A3120.54701 (Travel/Training)
- (iii) \$75,000 increase expense budget line A9950.59000 (Interfund Transfer)
- (iv) \$75,000 increase revenue budget line H.45031(Interfund Transfer)
- (v) \$75,000 increase expense budget line H3120.550001 (Equipment)

Section 3. 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: December 7, 2022

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2022
CAPITAL FUND BUDGET FOR POLICE
VEHICLES**

WHEREAS, the Chief of Police and the Comptroller of the City of Binghamton find it proper and necessary to amend the 2022 Capital Fund budget for Police vehicles in the amount of \$68,453.84; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on December 7, 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 for Police vehicles in the amount of \$68,453.84 as follows:

- (i) \$68,453.84 decrease expense budget line A3120.51000 (Per.Ser.Police Grade 1)
- (ii) \$68,453.84 increase revenue budget line H.45031 (Interfund Transfer)
- (iii) \$68,453.84 increase expense budget line A9950.59000 (Interfund Transfer)
- (iv) \$68,453.84 increase expense budget line H3120.550026 (Police Vehicles)

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: December 7, 2022

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

Introduced by Committee: Employees

RESOLUTION

entitled

**A RESOLUTION ADOPTING THE RECORD OF
ACTIVITIES FOR ELECTED AND APPOINTED
OFFICIALS**

WHEREAS, the Office of the New York State Comptroller requires that the governing body establish the Standard Work Day for reporting days worked to the New York State and Local Employee's Retirement System based on the time keeping system of the record of activities ("ROA") maintained and submitted by these members to the Clerk of this body; and

WHEREAS, the New York State and Local Employee's Retirement System Regulation for Reporting Time for Elected or Appointed Officials, Section 315.4, Record of Activities, (b)(5) Completion of the Standard Work Day and Reporting Resolutions, prescribes as a Standard Day for Elected or Appointed Officials equal to no fewer than six hours nor more than eight hours for each such Elected or Appointed Office or position for the purpose of calculating days worked for those who are enrolled in the New York State and Local Employee's Retirement System; and

WHEREAS, officials who begin a new or subsequent term of office are required to complete a three-month ROA and submit it to the secretary or clerk of the governing board within 30 days of completion; and

WHEREAS, a summary of the three-month ROA submitted by the City of Binghamton officials has been summarized on New York State and Local Retirement System (NYSLRS) Standard Work Day and Report Resolution Form RS 2417-A/B.

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 ROA as presented on Form RS 2417-A/B and authorizes the Clerk to post form RS 2417-A/B for at least 30 days on the City of Binghamton website, the bulletin board at the entrance of City Hall at 38 Hawley Street, Binghamton, NY, and at the entrance of the City Clerk in accordance with the requirements of public notice established by the New York State and Local Retirement System.

Received Date

Standard Work Day and Reporting Resolution for Elected and Appointed Officials

Employer Location Code

2 0 0 0 6

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

RS 2417-A

(Rev.11/19)

BE IT RESOLVED, that the CITY OF BINGHAMTON / 2006 _____ (Location Code) hereby established the following standard work days for these titles and will report the officials to the New York State and Local Retirement based on their record of activities:

Name	Social Security Number	NYS LRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
Jared Kraham			Mayor of Binghamton	01/01/22-12/31/25	7	22	<input type="checkbox"/>	Biwkly	<input type="checkbox"/>
Angela Riley			Council member	01/01/20-12/31/23	7	4.58	<input type="checkbox"/>	Semi-mnthly	<input type="checkbox"/>
Sophia Resciniti			Council member	01/01/20-12/31/23	7	6.29	<input type="checkbox"/>	Semi-mnthly	<input type="checkbox"/>
Appointed Officials:									
Meghan Hanrahan			Secretary to Mayor	01/01/22-12/31/25	7	22	<input type="checkbox"/>	Biwkly	<input type="checkbox"/>
Patrick McGinnis			Commissioner of Parks	01/01/22-12/31/25	8	21.85	<input type="checkbox"/>	Biwkly	<input type="checkbox"/>
Brian Seachrist			Corporation Counsel	01/01/22-12/31/25	7	21.81	<input checked="" type="checkbox"/>	Biwkly	<input type="checkbox"/>

I, _____ (Name of Secretary or Clerk), secretary/clerk of the governing board of the _____ (Name of Employer), of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the _____ day of _____, 20_____ on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the _____ (Name of Employer) on this _____ day of _____, 20_____.

(Signature of Secretary or Clerk)

(Name of Secretary or Clerk)

(Date)

(seal)

Affidavit of Posting: I, _____ being duly sworn, deposes and says that the posting of the Resolution began on _____ and continued for at least 30 days. That the Resolution was available to the public on the:

- Employer's website at: _____
- Official sign board at: _____
- Main entrance Secretary or Clerk's office at: _____

Please type or print clearly
 in blue or black ink

Employer Location Code

2 0 0 0 6

Received Date

**Standard Work Day and Reporting
 Resolution for Elected and
 Appointed Officials Continuation Form**

RS 2417-B

(Rev.04/20)

Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
Clarence Shager			Comptroller	01/01/22-12/31/25	8	24.43	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
Juliet Berling			Director of PHCD	01/01/22-12/31/25	8	22.34	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
Leighton Rogers			City Clerk	01/01/22-12/31/25	8	21.77	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
Sharon Sorkin			1st Assistant Corp Counsel	01/01/22-12/31/25	7	25	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
Megan Heiman			Executive Ass to the Mayor	01/01/22-12/31/25	7	21.34	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
Janine Faulkner			Deputy City Clerk	01/01/22-12/31/25	8	21.67	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
Olga Ehret			Secretary to Corp Counsel	01/01/22-12/31/25	7	21.68	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
Sarah McGinnis			Director of Econ Development	01/01/22-12/31/25	7	21.67	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
Mehtasim Mahfuz			Assistant Corporation Counsel	01/01/22-12/31/25	7	23.35	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
Appointed Officials:									

Please type or print clearly
 in blue or black ink

Employer Location Code

2 0 0 0 6

Received Date

**Standard Work Day and Reporting
 Resolution for Elected and
 Appointed Officials Continuation Form**

RS 2417-B

(Rev. 04/20)

Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
Appointed Officials:									
Terie Huseby			Assessor	01/01/22-12/31/25	8	21.67	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
Jennifer Voorhees			Treasurer	01/01/22-12/31/25	8	23.87	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
John Sperduti			Treasurer	01/01/22-08/08/22	8	22	<input type="checkbox"/>	Biwklly	<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>



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

Date: December 7, 2022

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

Introduced by Committee: Employees

RESOLUTION

entitled

**A RESOLUTION AUTHORIZING THE CITY OF
BINGHAMTON TO MODIFY THE
RETIREMENT PLAN FOR ERS & PFRS**

WHEREAS, the City of Binghamton participates in the New York State and Local Retirement System; and

WHEREAS, the City of Binghamton wishes to modify the retirement plan for ERS & PFRS to provide section 41(j), the allowance of unused sick leave credits; and section 341(j), the allowance of unused sick leave credits for paid Firefighters.

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 modify the retirement plan for ERS & PFRS, approved as to form and content by the Office of Corporation Counsel, to provide section 41(j), the allowance of unused sick leave credits; and section 341(j), the allowance of unused sick leave credits for paid Firefighters; and be it further

RESOLVED that the Comptroller of the City of Binghamton shall file the adopted Resolution with the New York State and Local Retirement System.