



# LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

Giovanni Scaringi, Ph.D., City Council President

Janine Faulkner, City Clerk

## CITY COUNCIL WORK SESSION AGENDA

City Hall, 38 Hawley St, Binghamton

6pm Monday, May 8, 2023

*The Work Session begins at 6pm. Times for RL(s)/Topics are approximate only and items may be considered earlier or later.*

Time	Committee	Chair	RL/Topic	Pages	Presenter
6:00pm	-----	-----	CDAC Budget recommendations		Steve Carson/Mary Anne Callahan
6:10pm	Finance	Scanlon	<b>RL23-104:</b> Authorizing the Mayor to accept the Community Project Funding grant	1-6	David Bidwell
6:15pm	Finance	Scanlon	<b>RL23-105:</b> Amend the 2023 DPW budget for a new bucket truck	7-8	Dan Maerkl
6:20pm	Finance	Scanlon	<b>*RL23-107:</b> Amend the agreement with Keystone for additional funds at the fire station	9-10	Ron Lake
6:25pm	Rules/SS	Scanlon	<b>RL23-111:</b> Local Law regulating double utility poles within the City's right-of-way	11-15	Ron Lake
6:30pm	Finance	Scanlon	<b>*RL23-108:</b> Change the payrate for seasonal aquatic employees <b>RL23-109:</b> Amend the 2023 Parks budget to defund a Senior Parks Maintainer and Park Tech and fund a Parks Maintainer and a Groundskeeper	16-18	Pat McGinnis
6:35pm	Finance	Scanlon	<b>RL23-106:</b> Enter into an agreement with CHOW for use of CVY46 CDBG funds <b>RL23-110:</b> Accept an award from the NYS Municipal Alliance	19-23	Megan Heiman
6:40pm	Finance	Scanlon	<b>RL23-112:</b> Authorizing the Mayor to accept a grant from Broome County for landscaping <b>*RL23-113:</b> Authorizing the Mayor to accept a Healthy Schools and Communities grant for streetscape	24-42	Sarah Glose
6:45pm	-----	-----	Pending Legislation: <i>*Found on the website calendar with the prior Work Session documents.</i> RL23-93: Amend the 2023 budget for special inspections and material testing at the Fire Station RL23-95: Amend the 2023 Code budget for salary increases		Janine Faulkner



## LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

*Giovanni Scaringi, Ph.D., City Council President*

*Janine Faulkner, City Clerk*

			<p>RL23-97: Enter into an agreement with Roblee Historic Preservation for preparation of the multiple property documentation form</p> <p>RL23-98: Amend the agreement with New Heights Ministries for brick work and ramp installation</p> <p>RL23-99: Enter into an agreement with Labella Associates, D.P.C for design of Parlor City Commons</p> <p>RL23-100: Rezone sections of Park Ave from R-3 multi-unit dwelling district to C-4 neighborhood commercial district</p> <p>RL23-101: Amend the Clerk/Personnel budget to fund a temporary Registrar to help train the new Registrar of Vital Statistics</p> <p>RL23-102: SEQRA Type 1 determination for Binghamton Plaza</p> <p>RL23-103: Authorizing the determination of findings of the Binghamton Plaza</p>		
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### **COMMITTEE REPORTS**

*\*Please Expedite for Next Business Meeting*





**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515-3222**

May 18, 2022

Mr. Jared Kraham  
Mayor  
City of Binghamton  
38 Hawley Street, 4<sup>th</sup> Floor  
Binghamton, NY 13901

Dear Mayor Kraham,

I write with exciting news. After careful consideration and a robust review of your recent application for federal funding, my office has submitted your Community Project Funding request to the House Appropriations Committee for further consideration. Congratulations on this important step forward, as your project was one of only 15 submitted by my office.

As a compassionate advocate in Congress for our region, I am honored to participate in the Community Project Funding program. I believe strongly that communities – not bureaucrats in Washington – know how best to direct local spending. I am committed to ensuring that your taxpayer dollars are returned to upstate New York to be reinvested in our region's growth and prosperity. During last year's Community Project Funding cycle, eight of the ten projects we submitted were approved, returning \$12.5 million to our region for critical reinvestment.

Competition for funding this year was extremely intense. My office received more than 100 funding requests from communities across the 22nd District for a range of projects, making the selection process for 15 available slots extremely competitive. We reviewed every application carefully. Funding requests were chosen based on a range of factors, including the demonstration of community support as well as how well they fit with the terms of the available funding.

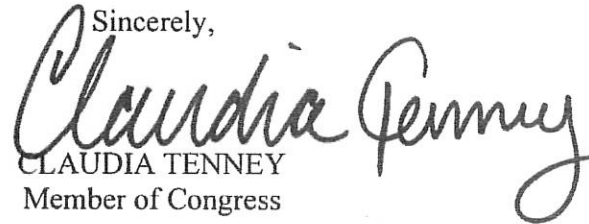
The next step in the process will be for the House Appropriations Committee to choose which of the submitted projects will be included in its annual appropriations package. We anticipate these decisions will be made in the coming weeks, in advance of the end of the Fiscal Year, which is on September 30, 2022. If your project is selected, the appropriations package will then need to be passed by both the House of Representatives and the Senate then signed into law by the president. Please also know that the approval of this funding may be delayed considerably if the House and Senate cannot come to a quick agreement on a final spending package. However, I will do everything I can to ensure these needed projects are included and passed.

I will also work closely with other members of our New York Delegation, including Senators Chuck Schumer and Kirsten Gillibrand, to advocate for this funding. It is important that we demonstrate support in both the House and Senate. To ensure that Senators Schumer and



Gillibrand are aware of the strong, bipartisan community support your project has, I also encourage you to reach out to their offices seeking support, if you have not done so already. For more information on how to contact them, visit [schumer.senate.gov](http://schumer.senate.gov) and [gillibrand.senate.gov](http://gillibrand.senate.gov).

As this process continues, my office will keep you updated every step of the way. If you have any questions at all, I encourage you to call my office at 202-225-3665. George Iverson in my Washington, D.C. office is overseeing this process and is available any time to take your questions. He can be reached by email at [George.Iverson@mail.house.gov](mailto:George.Iverson@mail.house.gov). Thank you for the opportunity to represent you in Congress, and congratulations again on this exciting news.

Sincerely,  
  
CLAUDIA TENNEY  
Member of Congress



Congress of the United States  
House of Representatives  
Washington, DC 20515-3222

April 27, 2022

The Honorable Rosa DeLauro  
Chair  
Committee on Appropriations  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Kay Granger  
Ranking Member  
Committee on Appropriations  
U.S. House of Representatives  
Washington, DC 20515

Dear Chair DeLauro and Ranking Member Granger:

I am requesting funding Binghamton Community Policing and Crime Prevention in fiscal year 2023.

The entity to receive funding for this project is the City of Binghamton, located at 38 Hawley Street 4<sup>th</sup> Floor, Binghamton, NY 13901.

The funding will be used to increase community policing efforts and crime prevention by purchasing city-owned plate readers, purchasing city-owned pole cameras, improving the vehicle fleet, employing evidence-based community policing models, training opportunities for crisis prevention and leadership, and a citizen police academy to increase transparency and build trust with the community and at-risk youth.

I certify that neither I nor my immediate family has any financial interest in this project.

Sincerely,

CLAUDIA TENNEY  
Member of Congress

**Proposed Recipient:** City of Binghamton

**Project Title:** Binghamton Community Policing and Crime Prevention

**Recipient Address:** 38 Hawley Street, 4<sup>th</sup> Floor, Binghamton, NY 13901

**Amount Requested:** \$864,078

**Project Description:** The project will increase community policing efforts and crime prevention by purchasing city-owned plate readers, purchasing city-owned pole cameras, improving the vehicle fleet, employing evidence-based community policing models, training opportunities for crisis prevention and leadership, and a citizen police academy to increase transparency and build trust with the community and at-risk youth.

**Purpose:** This funding is a good use of taxpayer resources since it will combat the rise of violent crime in Binghamton, investing in several evidence-based strategies to address crime and build trust between our department and the community we serve. It will also fund strategies such as hot spots or place-based saturation policing to address specifically identified communities most plagued by violent acts. These strategies along with community driven units will help provide community stakeholders an opportunity to voice concerns about specific problems affecting their communities.



# Legislative Branch

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## GRANT APPLICATION WORKSHEET

*The Request for Legislation must include the project title and the purpose of the grant.  
Please provide the following additional information.*

Agency providing the grant: United States Congress / Department of Justice (DOJ)

Total project cost: \$864,078

Total amount of grant: \$864,078

Local match (if any): \_\_\_\_\_

If local match is monetary, provide the budget line and title: \_\_\_\_\_

If local match is "in kind", provide the anticipated personnel and hours to be dedicated to the project:  
\_\_\_\_\_

Disbursement of grant (upfront, reimbursable?): reimbursable

Grant Budget Line: \_\_\_\_\_

Grant project manager: David Bidwell, BPD

Anticipated date of project completion: Dec. 2024

Special project completion requirements (if any): \_\_\_\_\_

### **Attach any required form of Resolution from the Agency providing the grant.**

Please provide any additional information in the space provided below, including any other government agency or private partner participating in the grant, along with a description of such participation:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



# Legislative Branch

RL Number: 23-105
Date Submitted: 5/3/23

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. RLs generated by City Departments must be signed by the Mayor, Comptroller, and Corporation Counsel prior to submission. Incomplete/incorrect RLs will be returned to applicant for revisions.

### Applicant Presenting RL at Work Session

Daniel Maerkl Commissioner of Public Works 607-343-2571  
 (Print Name) (Title) (Phone number)

Signature:  Date: 04/20/2023

### To Be Completed By Applicant

Proposed Title: New Bucket Truck for Electrician

Executive Summary (Explain why legislation is necessary): We bonded for a new bucket truck line H1650.525342.12523 for amount of \$150,000. The new price for the truck is \$165,643 so i would like to use \$15,700 out of line H1640.550001 equip./repair to cover the cost.

Effective Date: (if applicable) \_\_\_\_\_

Budget transfer or amendment: RL Budget Transfer Worksheet **must** be attached w/ Dep. Head signature.

RL related to a grant: RL Grant Worksheet **must** be attached. Deadline for Council to act by: \_\_\_\_\_

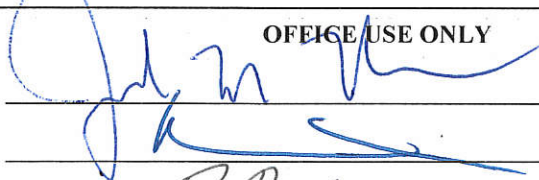


RL related to previously adopted legislation: Perm. number \_\_\_\_\_, adoption date \_\_\_\_\_

Contract: Person/Company \_\_\_\_\_ Start/End Date \_\_\_\_\_

Total Cost \_\_\_\_\_ Funds available in Budget Line \_\_\_\_\_ Title \_\_\_\_\_

Public Hearing required? Yes  No  SEQRA required? Yes  No

Additional information related to this RL attached? Yes  No

<b>OFFICE USE ONLY</b>	
Mayor:	
Comptroller:	
Corp. Counsel:	
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>







Expedite

# Legislative Branch

RL Number:  
23-107  
Date Submitted:  
5/3/23

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. RLs generated by City Departments must be signed by the Mayor, Comptroller, and Corporation Counsel prior to submission. Incomplete/incorrect RLs will be returned to applicant for revisions.

### Applicant Presenting RL at Work Session

Ronald B. Lake City Engineer (607)772-7720

(Print Name)

(Title)

(Phone number)

Signature:

*Ronald B. Lake*

Date:

5/2/23

### To Be Completed By Applicant

**Proposed Title:** Amend agreement with Keystone Associates and Architects for the Fire Station Design Services at 235 Court Street

**Executive Summary (Explain why legislation is necessary):** Resolution for additional funds at \$18,939.32 to close out the design service phase at the New City Fire Station due to unforeseen expenditures during design phase.

Funds available in budget line H3410.525326.72720

Effective Date: (if applicable) \_\_\_\_\_

**Budget transfer or amendment:** RL Budget Transfer Worksheet **must** be attached w/ Dep. Head signature.

**RL related to a grant:** RL Grant Worksheet **must** be attached. Deadline for Council to act by: \_\_\_\_\_

**RL related to previously adopted legislation:** Perm. number \_\_\_\_\_, adoption date \_\_\_\_\_

**Contract:** Person/Company \_\_\_\_\_ Start/End Date \_\_\_\_\_

Total Cost \_\_\_\_\_ Funds available in Budget Line \_\_\_\_\_ Title \_\_\_\_\_

**Public Hearing required?** Yes  No

**SEQRA required?** Yes  No

**Additional information related to this RL attached?** Yes  No

OFFICE USE ONLY	
Mayor:	<i>[Signature]</i>
Comptroller:	<i>[Signature]</i>
Corp. Counsel:	<i>[Signature]</i>
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>









# Legislative Branch

RL Number: 23-111
Date Submitted: 5/3/23

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. RLs generated by City Departments must be signed by the Mayor, Comptroller, and Corporation Counsel prior to submission. Incomplete/incorrect RLs will be returned to applicant for revisions.

### Applicant Presenting RL at Work Session

Ronald B. Lake & Brian Seachrist

Engineering and Corporation Counsel

(607) 772-7007

(Print Name)

(Title)

(Phone number)

Signature:

*Ronald B. Lake*

*[Signature]*

Date: 05/03/2023

### To Be Completed By Applicant

**Proposed Title:** An Local Law amending Chapter 355, Streets and Sidewalks for purposes of regulating double utility poles within the City's right-of-way.

**Executive Summary** (*Explain why legislation is necessary*): This legislation is proposed to reduce and/or eliminate the proliferation of double utility poles. Particularly where the original pole has been left in precarious circumstances, such as, being lashed to the new pole and/or tied to the new pole and supported by a inferior structure creating a public safety concern and creating an unsightly condition.

Effective Date: (if applicable) \_\_\_\_\_

**Budget transfer or amendment:** RL Budget Transfer Worksheet must be attached w/ Dep. Head signature.

**RL related to a grant:** RL Grant Worksheet must be attached. Deadline for Council to act by: \_\_\_\_\_

**RL related to previously adopted legislation:** Perm. number \_\_\_\_\_, adoption date \_\_\_\_\_

**Contract:** Person/Company \_\_\_\_\_ Start/End Date \_\_\_\_\_

Total Cost \_\_\_\_\_ Funds available in Budget Line \_\_\_\_\_ Title \_\_\_\_\_

Public Hearing required? Yes  No

SEQRA required? Yes  No

Additional information related to this RL attached? Yes  No

<b>OFFICE USE ONLY</b>					
Mayor:	<i>[Signature]</i>				
Comptroller:	<i>[Signature]</i>				
Corp. Counsel:	<i>[Signature]</i>				
Finance <input type="checkbox"/>	Planning <input type="checkbox"/>	MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>	Employees <input type="checkbox"/>	Rules/Special Studies <input checked="" type="checkbox"/>

ARTICLE IV  
**Utility Pole Regulations**  
**[Added 10-17-2016 by L.L. No. 3-2016]**

**§ 171-54. Legislative findings.**

The Common Council for the City of Albany hereby finds that unnecessary utility poles within close proximity to one another pose an immediate and serious hazard to motorists and pedestrians by impeding visibility along roadways, particularly at or near intersections, while serving no legitimate need or purposes. In addition, such utility poles constitute a visual eyesore while, again, serving no legitimate need or purpose. The Common Council further finds that it would be in the best interest of the City and would serve to protect and preserve the health, safety and welfare of the community to require the owners of unnecessary utility poles in close proximity to one another to remove all such unnecessary utility poles. The Common Council also finds that it would be in the best interest of the City to inspect all current and proposed utility poles to determine their stability and ensure the safety of all residents. It is the purpose of the Common Council in adopting this chapter to discourage the installation of unnecessary utility poles and to compel the owners of all existing unnecessary utility poles to remove them from City-owned properties and rights-of-way in order to protect and preserve the health, safety and welfare of the community. It is the goal of the Common Council to compel the elimination of all unnecessary utility poles from the City of Albany.

**§ 171-55. Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

COMMISSIONER — The Commissioner of the Department of General Services.

PERMITTED UTILITY POLE — Any pole which is 12 or more feet from all other utility poles.

PLANT — The cables, terminals, conductors and other fixtures necessary for transmitting electric, telephone, cable television or other telecommunications service.

UNNECESSARY UTILITY POLE —

- A. Any utility pole which is within 12 feet of another utility pole unless:
- (1) It is necessary to safely carry some or all of the utility service lines which it, and all other utility poles within 12 feet of it, are intended to carry; and
  - (2) There is no feasible alternative configuration of utility poles which can safely carry all of the utility service lines in that area using only utility poles 12 or more feet from another.
- B. Absent satisfactory evidence of the necessity of the utility pole in question and/or the feasibility of alternative configurations of utility poles, any utility pole which is located within 12 feet of any other utility pole shall be presumed to be an unnecessary utility pole.

UTILITY POLE — A pole made of any material, which is affixed to the ground and which carries overhead utility service lines. The phrase "utility pole" includes the phrases "telephone pole" and "light pole."

UTILITY SERVICE — Electricity; telephone service, including cable telephone service; television service, including cable television service; Internet access, including cable Internet access; and any other telecommunications service.

WRITTEN NOTIFICATION — A writing directed to a representative of a public utility, who may be

designated by the utility, by regular mail, fax transmission or electronic mail.

**§ 171-56. Utility pole requirements; guy wires.**

All utility poles shall be structurally sound and capable of standing in the vertical position and carrying the utility service lines attached to them without the support, direct or indirect, of any other utility pole. Guy wires may be used to support a utility pole, but no guy wire shall cross any road, street, sidewalk or paved or unpaved pedestrian walkway in such a manner as to pose a hazard to vehicles or pedestrians.

**§ 171-57. Installation; existing poles.**

A. Installation of an unnecessary utility pole.

- (1) After the effective date of this chapter it shall be unlawful to install or have installed an unnecessary utility pole on City-owned property or within the City's right-of-way unless the owner of any such pole can demonstrate, by a signed engineer's report, to the satisfaction of the Commissioner, that:
  - (a) The utility pole in question is necessary to safely carry some or all of the utility service lines which it and all other utility poles within 12 feet of it are intended to carry; and
  - (b) There is no feasible alternative configuration of utility poles which can safely support all of the utility service lines in that area using only utility poles 12 or more feet from one another.
- (2) Co-location of utility lines on poles and the sharing of poles by different utility companies shall be considered a feasible alternative configuration to installing an unnecessary utility pole.
- (3) An application for permission to install a permitted pole or an unnecessary utility pole, entitled "Permit Application for Street and Sidewalk Openings," shall be submitted to the Commissioner or his designee. The application shall include the required documentary engineering evidence relevant to the necessity of the utility pole in question and the feasibility of alternative configurations of utility poles and payment of an application fee in the amount of \$65. An opening rate shall also be applied at \$5 per square foot of disturbance. The subject utility pole shall not be installed unless and until the Commissioner shall approve the application. Emergency installations may be made as necessary but must be followed within 14 days of the emergency installation by the application process as set forth in this article.

B. Existing poles.

- (1) Any unnecessary utility pole existing on the effective date of this chapter shall be removed by the owner within the time specified in a "Notice to Remove Unnecessary Utility Pole" mailed in accordance with § 171-58 below unless the owner of any such unnecessary utility pole can demonstrate, by a signed engineer's report, to the satisfaction of the Commissioner, that:
  - (a) The utility pole in question is necessary to safely carry some or all of the utility service lines which it and all other utility poles within 12 feet of it are intended to carry; and
  - (b) There is no feasible alternative configuration of utility poles which can safely support all of the utility service lines in that area using only utility poles 12 or more feet from one another.
- (2) Collocation of utility lines on poles and the sharing of poles by different utility companies shall

be considered a feasible alternative configuration to installing separate utility poles within 12 feet of one another.

- (3) An application for permission to continue to use and maintain an existing otherwise unnecessary utility pole shall be made to the Commissioner within the time provided for removal of the unnecessary utility pole in the "Notice to Remove Unnecessary Utility Pole." The application shall include the required documentary engineering evidence relevant to the necessity of the utility pole in question and the feasibility of alternative configurations of utility poles and payment of an application fee in the amount of \$150 per pole. Upon making such application, removal of the subject utility pole shall be held in abeyance pending a final determination on the application by the Commissioner. If the proof provided does not satisfy the Commissioner that the subject utility pole is, in fact, necessary, the Commissioner or his/her designee shall notify the owner in writing of the determination and direct that the unnecessary utility pole be removed by a date certain which shall be no less than 14 days after the date of the mailing of that notification.

**§ 171-58. Notice to remove unnecessary utility poles.**

- A. When the Department or its duly authorized agent determines that a utility pole in a City road right-of-way is damaged and poses a potential threat to public safety, the Department, or its duly authorized agent, shall notify any public utility with a plant on the damaged pole that it must remove its plant from the pole or be subject to a penalty. A public utility must remove its plant from the damaged pole within 15 days of receiving such notification from the Department or its duly authorized agent.
- B. When the Department, or its duly authorized agent, determines that a double pole is in a City road right-of-way, the Department or its duly authorized agent will notify the public utility which has the top plant on the double pole that the plant must be removed within 90 days or be subject to penalty. Upon removal of the top plant, each subsequent public utility with a plant on a double pole will have 90 days to remove such plant from the date it receives notification from the Department or its duly authorized agent.
- C. After all plants have been removed from the double pole, the public utility which owns the double pole shall remove said pole within 60 days after receiving notification from the Department or its duly authorized agent. This provision shall not nullify or limit any private agreement between and among public utilities that assign responsibility for pole removal.

**§ 171-59. Notification to pole owner.**

The Department of General Services or its duly authorized agent shall, for informational purposes, provide notice to the owner of a damaged or double pole when notification is given to a public utility that its plant must be removed from the pole.

**§ 171-60. Penalties for offenses.**

- A. Any person, firm or corporation or public utility offending or violating this article shall be guilty of this violation.
- B. Any person, firm or corporation or public utility found guilty of a violation under this article shall be liable for a fine which shall not exceed \$1,000 in amount in the discretion of the court. Each day on which any such violation continues shall constitute a separate chargeable offense.



- C. If a person, firm or corporation or public utility violates the provisions of this article, or fails to remove its damaged and/or double pole or plant from a damaged pole in accordance with the provisions of this article, the Corporation Counsel, upon the request of the Commissioner, may commence an action in the name of the City in a court of competent jurisdiction for necessary relief, which may include the imposition of civil penalties as authorized by this article, an order to remove the plant from a damaged utility pole and/or to remove a damaged pole or double pole, the recovery of costs of the action and such other remedies as may be necessary to prevent or enjoin a dangerous condition from existing in a City roads or rights-of-way.

**§ 171-61. Applicability; construal of provisions.**

- A. This article shall apply to all utility poles located on City roads or rights-of-way as of the effective date of this article.
- B. The provisions of this chapter shall be deemed to supplement applicable state and local laws, ordinances, codes and regulations, and nothing in this chapter shall be deemed to abolish, impair, supersede or replace existing remedies of the City, county or state or existing requirements of any other applicable state or local laws, ordinances, codes or regulations. In case of conflict between any provision of this chapter and any applicable state or local law, ordinance, code or regulation, the more restrictive or stringent provision or requirement shall prevail.

**§ 171-62. Severability.**

If any clause, sentence, paragraph, section, word or part of this chapter is adjudged by any court of competent jurisdiction to be invalid, the judgment shall not affect, impair or invalidate the remainder of this chapter but shall be confined in its operation to the clause, sentence, paragraph, section, word or part of this chapter directly involved in the controversy in which judgment is rendered.

\* PLEASE EXPEDITE \*



# Legislative Branch

RL Number:  
23-108  
Date Submitted:  
5/3/23

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. RLs generated by City Departments must be signed by the Mayor, Comptroller, and Corporation Counsel prior to submission. Incomplete/incorrect RLs will be returned to applicant for revisions.

### Applicant Presenting RL at Work Session

Pat McGinnis Commissioner of Parks & Recreation 607-772-7017  
(Print Name) (Title) (Phone number)

Signature: Date: 05/03/2023

### To Be Completed By Applicant

**Proposed Title:** Amend 2023 Parks Budget change Aquatics Supervisor rate from \$18.95 to \$20.00, change Assistant Aquatics Supervisor rate from ~~\$18.45~~ <sup>15.95</sup> to \$19.50, change Pool Operation Manager rate from ~~\$14.95~~ <sup>19.20</sup> to \$17.00, change Lifeguard rate from \$14.70 to \$16.00  
no change in budget

**Executive Summary (Explain why legislation is necessary):** This is to increase the payrate for seasonal aquatic employees to remain competitive with the local market. Currently we do not have enough lifeguards to operate our 5 swimming pools this summer.

Effective Date: (if applicable) 5/11/23

**Budget transfer or amendment:** RL Budget Transfer Worksheet must be attached w/ Dep. Head signature.

**RL related to a grant:** RL Grant Worksheet must be attached. Deadline for Council to act by: \_\_\_\_\_

**RL related to previously adopted legislation:** Perm. number \_\_\_\_\_, adoption date \_\_\_\_\_

**Contract:** Person/Company \_\_\_\_\_ Start/End Date \_\_\_\_\_

Total Cost \_\_\_\_\_ Funds available in Budget Line \_\_\_\_\_ Title \_\_\_\_\_

Public Hearing required? Yes  No

SEQRA required? Yes  No

Additional information related to this RL attached? Yes  No

OFFICE USE ONLY	
Mayor:	
Comptroller:	
Corp. Counsel:	
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>

16



# Legislative Branch

RL Number:  
23-109  
Date Submitted:  
5/3/24


City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. RLs generated by City Departments must be signed by the Mayor, Comptroller, and Corporation Counsel prior to submission. Incomplete/incorrect RLs will be returned to applicant for revisions.

### Applicant Presenting RL at Work Session

Pat McGinnis Commissioner of Parks & Recreation 607-772-7017  
(Print Name) (Title) (Phone number)

Signature:  Date: 05/03/2023

### To Be Completed By Applicant

**Proposed Title:** Amend 2023 Parks Budget to defund one Senior Parks Maintainer (Vacant) (\$24.36) and fund one Parks Maintainer (\$21.10) and to defund one Park Tech (\$20.81) and fund one Groundskeeper (\$23.75) effective 5/27/2023

**Executive Summary (Explain why legislation is necessary):** This will complete the Parks Department title and budget changes agreed upon in the last Union contract.

Effective Date: (if applicable) 05/27/2023

**Budget transfer or amendment:** RL Budget Transfer Worksheet **must** be attached w/ Dep. Head signature.

**RL related to a grant:** RL Grant Worksheet **must** be attached. Deadline for Council to act by: \_\_\_\_\_

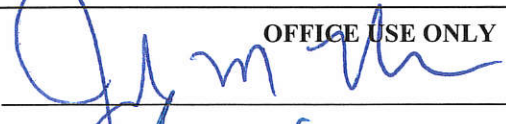
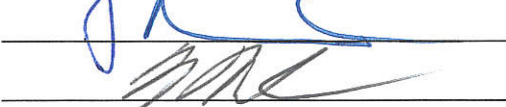

**RL related to previously adopted legislation:** Perm. number \_\_\_\_\_, adoption date \_\_\_\_\_

**Contract:** Person/Company \_\_\_\_\_ Start/End Date \_\_\_\_\_

Total Cost \_\_\_\_\_ Funds available in Budget Line \_\_\_\_\_ Title \_\_\_\_\_

**Public Hearing required?** Yes  No  **SEQRA required?** Yes  No

**Additional information related to this RL attached?** Yes  No

OFFICE USE ONLY	
Mayor:	
Comptroller:	
Corp. Counsel:	
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>





# CITY OF BINGHAMTON

## Request for Transfer of Funds

Transfer requests of \$2500 or less must be approved by the Comptroller.  
 Transfer requests over \$2500 and not in excess of \$10,000 must be approved by Board of E&A and Chair of Finance Committee.  
 Transfer requests in excess of \$10,000 must be approved by City Council.

*This worksheet must be attached to any RL submitted to the Clerk's Office that includes a budget funding transfer or amendment. For additional instructions, see 'RL Instructions' document.  
 Incomplete/incorrect RLs to be returned to applicant for revisions. Additional transfer lines in the same format may be attached.*

Adopted Budget Year Amended: 2023

Department: Parks & Recreation

Department Head Signature: \_\_\_\_\_

Transfer From (Decrease)		Transfer To (Increase)	
Amount	Budget Line	Budget Line Title	Budget Line Title
\$ 37,027.20	A7110.51000	A7110.51000	Personal Svcs - Sr Parks Maintainer
\$ 25,804.40	A7110.51000	A7110.51000	Personal Svcs - Park Technician
		A1990.550004	Contingency - Parks Department
\$ 62,831.60		\$ 62,831.60	



Revenue & Fund Balance Amendments		Budget Line	
Amount	Increase/Decrease	Revenue/Expense / Fund Balance	Budget Line Title

*Office Use Only for Transfers Under \$10,000*

I hereby certify that the above funds are unencumbered and available for Transfer. Certified by the Comptroller: \_\_\_\_\_ Date: \_\_\_\_\_

I hereby certify that the above described funds have been transferred, in accordance with the Code of the City of Binghamton Chapter 9, Appropriations. Certified by the Treasurer: \_\_\_\_\_ Date: \_\_\_\_\_

Transfer of funds Approved \_\_\_\_\_ / Denied \_\_\_\_\_ on \_\_\_\_\_ / \_\_\_\_\_. Certified by the Secretary of the Board of Estimate and Apportionment: \_\_\_\_\_ Date: \_\_\_\_\_

Transfer of funds reviewed by the Binghamton City Council Finance Chair. Recommendations to be attached. Signature: \_\_\_\_\_ Date: \_\_\_\_\_





# Legislative Branch

RL Number: 23-100
Date Submitted: 5/3/23

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. RLs generated by City Departments must be signed by the Mayor, Comptroller, and Corporation Counsel prior to submission. Incomplete/incorrect RLs will be returned to applicant for revisions.

### Applicant Presenting RL at Work Session

Megan J. Heiman Deputy Mayor (607) 772-7001  
 (Print Name) (Title) (Phone number)

Signature: Megan J. Heiman Date: 04/25/2023  
To Be Completed By Applicant

**Proposed Title:** A Resolution authorizing the Mayor to enter into an agreement with CHOW for use of CVY46 CDBG funds in an amount not to exceed \$75,000 to support expansion of cold storage capacity.

**Executive Summary (Explain why legislation is necessary):** This funding will expand the cold storage capacity for Binghamton food pantries and meal sites.

Effective Date: (if applicable) 05/25/2023

**Budget transfer or amendment:** RL Budget Transfer Worksheet must be attached w/ Dep. Head signature.

**RL related to a grant:** RL Grant Worksheet must be attached. Deadline for Council to act by: \_\_\_\_\_

**RL related to previously adopted legislation:** Perm. number 021-57, adoption date 6/23/21

**Contract:** Person/Company CHOW Start/End Date May 2023 - May 2024

Total Cost \$75,000 Funds available in Budget Line CD8760.535002.CVY46 Title CDW - Program

**Public Hearing required?** Yes  No  **SEQRA required?** Yes  No

**Additional information related to this RL attached?** Yes  No

<b>OFFICE USE ONLY</b>	
Mayor:	<u>[Signature]</u>
Comptroller:	<u>[Signature]</u>
Corp. Counsel:	<u>[Signature]</u>
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>



THE COUNCIL OF THE CITY OF BINGHAMTON  
STATE OF NEW YORK

Date: June 23, 2021

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

Introduced by Committee: Finance

**ORDINANCE**

*entitled*  
AN ORDINANCE TO AMEND THE 2021  
BUDGET TO ACCEPT ADDITIONAL FY46  
FUNDS FROM THE US DEPARTMENT OF  
HOUSING AND URBAN DEVELOPMENT  
RELATED TO THE COVID-19 PANDEMIC

WHEREAS, the Manager, HUD Administration and Housing, and the Comptroller of the City of Binghamton find it proper and necessary to amend the 2021 budget to accept additional FY46 funds from the US Department of Housing and Urban Development related to the COVID-19 pandemic; and

WHEREAS, such budget amendment was approved by the Board of Estimate and Apportionment on June 23, 2021.

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 2021 budget to create and fund new budget lines for the additional FY46 funds accepted from the US Department of Housing and Urban Development.

- (i) \$594,320 increase to revenue budget line CD44960.CVY46 (Fed Aid – Em. Dis. Asst.)
- (ii) \$225,000 increase to expense budget line CD8760.535002.CVY46 (EDW – Program)
- (iii) \$119,320 increase to expense budget line CD8760.535003.CVY46 (EDW – Program – Rental Asst.)
- (iv) \$100,000 increase to expense budget line CD8760.535004.CVY46 (EDW – Program – Mortgage Asst.)
- (v) \$150,000 increase to expense budget line CD8760.535006.CVY46 (EDW – Program – Nonprofit Asst.)
- (vi) \$506,439 increase to revenue budget line CG44960.CVY46 (Fed. Aid. – Em. Dis. Asst.)
- (vii) \$506,439 increase to expense budget line CG8760.535002.CVY46 (EDW – Program)

Section 2. That this Ordinance shall take effect immediately.

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

  
Chuck Shager, Comptroller



Introductory No. 021-57

Permanent No. 021-57

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

AN ORDINANCE TO AMEND THE 2021 BUDGET  
TO ACCEPT ADDITIONAL FY46 FUNDS FROM  
THE US DEPARTMENT OF HOUSING AND  
URBAN DEVELOPMENT RELATED TO THE  
COVID-19 PANDEMIC

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

6/23/21

Date

[Signature]  
City Clerk

6/24/21

Date Presented to Mayor

6/24/21  
Date Approved

[Signature]  
Mayor

	Ayes	Nays	Abstain	Absent
Councilman Scaringi	✓			
Councilwoman Riley	✓			
Councilwoman Friedman	✓			
Councilman Burns	✓			
Councilman Strawn	✓			
Councilman Scanlon	✓			
Councilwoman Resciniti	✓			
<b>Total</b>	<b>7</b>	<b>0</b>	<b>0</b>	<b>0</b>

Code of the City of Binghamton

Adopted  Defeated

7 Ayes 0 Nays 0 Abstain 0 Absent

I hereby certify the above to be a true copy of the legislation adopted by the Council of the City of Binghamton at a meeting held on 6/23, Approved by the Mayor on 6/24. [Signature]



# Legislative Branch

RL Number:	23-110
Date Submitted:	5/3/23

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. RLs generated by City Departments must be signed by the Mayor, Comptroller, and Corporation Counsel prior to submission. Incomplete/incorrect RLs will be returned to applicant for revisions.

### Applicant Presenting RL at Work Session

MEGAN HEIMAN

MAYOR'S OFFICE

JULIET BERLING

PCHD DIRECTOR

607-772-7028

(Print Name)

(Title)

(Phone number)

Signature:

Date: 05/02/2023

### To Be Completed By Applicant

**Proposed Title:** ACCEPT AWARD FROM NYS MUNICIPAL WC ALLIANCE FOR A SAFE WORKPLACE AWARD IN THE AMOUNT OF \$49,786.00

**Executive Summary** (Explain why legislation is necessary): ACCEPT AN AWARD FOR NYS MUNICIPAL WC ALLIANCE AND AMEND THE BUDGET TO USE THE FUNDS IN THE PLANNING DEPARTMENT FOR PROFESSIONAL SERVICES BY INCREASING A.42680 INSURANCE RECOVERIES BY \$49,786 AND INCREASE A8684.54410. (PROFESSIONAL SERVICES) BY \$49,786

Effective Date: (if applicable) \_\_\_\_\_

**Budget transfer or amendment:** RL Budget Transfer Worksheet **must** be attached w/ Dep. Head signature.

**RL related to a grant:** RL Grant Worksheet **must** be attached. Deadline for Council to act by: \_\_\_\_\_

**RL related to previously adopted legislation:** Perm. number \_\_\_\_\_, adoption date \_\_\_\_\_

**Contract:** Person/Company \_\_\_\_\_ Start/End Date \_\_\_\_\_

Total Cost \_\_\_\_\_ Funds available in Budget Line \_\_\_\_\_ Title \_\_\_\_\_

**Public Hearing required?** Yes  No

**SEQRA required?** Yes  No

**Additional information related to this RL attached?** Yes  No

<b>OFFICE USE ONLY</b>	
Mayor:	
Comptroller:	
Corp. Counsel:	
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/>
MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>
Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>





# CITY OF BINGHAMTON

## Request for Transfer of Funds

23

Transfer requests of \$2500 or less must be approved by the Comptroller.  
 Transfer requests over \$2500 and not in excess of \$10,000 must be approved by Board of E&A and Chair of Finance Committee.  
 Transfer requests in excess of \$10,000 must be approved by City Council.

This worksheet must be attached to any RL submitted to the Clerk's Office that includes a budget funding transfer or amendment. For additional instructions, see 'RL Instructions' document.  
 Incomplete/incorrect RLs to be returned to applicant for revisions. Additional transfer lines in the same format may be attached.

Adopted Budget Year Amended: 2023 Department: PLANNING  
 Department Head Signature: [Signature]

Amount	Transfer From (Decrease) Budget Line	Transfer To (Increase) Budget Line	Budget Line Title
	<b>Transfers</b>		
	↓	↓	
	↓	↓	
	↓	↓	
\$ -		\$ -	

Revenue & Fund Balance Amendments			
Amount	Increase/Decrease	Revenue/Expense / Fund Balance	Budget Line Title
\$ 49,786.00	Increase	A.42680	INSURANCE RECOVERIES
\$ 49,786.00	Increase	A8684.54410	PROFESSIONAL SERVICES

**Office Use Only for Transfers Under \$10,000**

I hereby certify that the above funds are unencumbered and available for Transfer. Certified by the Comptroller.

I hereby certify that the above described funds have been transferred, in accordance with the Code of the City of Binghamton Chapter 9, Appropriations. Certified by the Treasurer.

Transfer of funds Approved \_\_\_ / Denied \_\_\_ on \_\_\_ / \_\_\_ / \_\_\_ Certified by the Secretary of the Board of Estimate and Apportionment.

Transfer of funds reviewed by the Binghamton City Council Finance Chair. Recommendations to be attached.

Signature: [Signature] Date: 4/3/23

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_





# Legislative Branch

RL Number: <u>23-112</u>
Date Submitted: <u>5/4/23</u>

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. RLs generated by City Departments must be signed by the Mayor, Comptroller, and Corporation Counsel prior to submission. Incomplete/incorrect RLs will be returned to applicant for revisions.

### Applicant Presenting RL at Work Session

Sarah Glose Director of Economic Development 607-772-7161  
 (Print Name) (Title) (Phone number)

Signature: [Signature] Date: 04/18/2023

### To Be Completed By Applicant

**Proposed Title:** RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A \$2,500.00 GRANT FROM BROOME COUNTY FOR LANDSCAPING FOR THE STATE STREET STORMWATER GARDENS

**Executive Summary (Explain why legislation is necessary):** The City of Binghamton applied for and received a \$2,500.00 mini grant from the Broome County Community Beautification And Environmental Stewardship Mini-Grant for State Street Stormwater Garden Landscaping

Effective Date: (if applicable) 04/14/2023

**Budget transfer or amendment:** RL Budget Transfer Worksheet **must** be attached w/ Dep. Head signature.

**RL related to a grant:** RL Grant Worksheet **must** be attached. Deadline for Council to act by: \_\_\_\_\_

**RL related to previously adopted legislation:** Perm. number \_\_\_\_\_, adoption date \_\_\_\_\_

**Contract:** Person/Company \_\_\_\_\_ Start/End Date \_\_\_\_\_

Total Cost \_\_\_\_\_ Funds available in Budget Line \_\_\_\_\_ Title \_\_\_\_\_

**Public Hearing required?** Yes  No  **SEQRA required?** Yes  No

**Additional information related to this RL attached?** Yes  No

<b>OFFICE USE ONLY</b>	
Mayor:	<u>[Signature]</u>
Comptroller:	<u>[Signature]</u>
Corp. Counsel:	<u>[Signature]</u>
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>



# Legislative Branch

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## GRANT APPLICATION WORKSHEET

*The Request for Legislation must include the project title and the purpose of the grant.  
Please provide the following additional information.*

Agency providing the grant: Broome County

Total project cost: \$5,000

Total amount of grant: \$2,500

Local match (if any): \$0

If local match is monetary, provide the budget line and title: \_\_\_\_\_

If local match is "in kind", provide the anticipated personnel and hours to be dedicated to the project:

\_\_\_\_\_

Disbursement of grant (upfront, reimbursable?): Reimbursable

Grant Budget Line: A6989.54410 (Professional Services)

Grant project manager: Sarah Glose

Anticipated date of project completion: 8/31/2023

Special project completion requirements (if any): Proof of payment required

**Attach any required form of Resolution from the Agency providing the grant.**

Please provide any additional information in the space provided below, including any other government agency or private partner participating in the grant, along with a description of such participation:

See attached application

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_





# CITY OF BINGHAMTON

## Request for Transfer of Funds

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 Transfer requests in excess of \$10,000 must be approved by City Council.

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*Incomplete/incorrect RLs to be returned to applicant for revisions. Additional transfer lines in the same format may be attached.*

Adopted Budget Year Amended: 2023

Department: Economic Development  
 Department Head Signature: AK

	Transfers		
Amount	Transfer From (Decrease) Budget Line	Transfer To (Increase) Budget Line	Budget Line Title
\$ -	↓ ↓ ↓		
\$ -			

	Revenue & Fund Balance Amendments		
Amount	Increase/Decrease	Revenue/Expense / Fund Balance	Budget Line Title
\$2,500,000	Increase	Revenue	A-42210
\$2,500,000	Increase	Expense	A6989.54410
		<i>EXPENSE</i>	GENERAL SERVICES OTHER GOVTS PROFESSIONAL SERVICES

**Office Use Only for Transfers Under \$10,000**

I hereby certify that the above funds are unencumbered and available for Transfer. Certified by the Comptroller.

I hereby certify that the above described funds have been transferred, in accordance with the Code of the City of Binghamton Chapter9, Appropriations. Certified by the Treasurer.

Transfer of funds Approved \_\_\_ / Denied \_\_\_ on \_\_\_ / \_\_\_ / \_\_\_ Certified by the Secretary of the Board of Estimate and Apportionment.

Transfer of funds reviewed by the Binghamton City Council Finance Chair. Recommendations to be attached.

Signature: [Signature] Date: 2/28/23

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_





State of New York  
County of Broome Government Offices

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Broome County Attorney's Office

Jason T. Garnar, County Executive · Robert G. Behnke, County Attorney

April 17, 2023

City of Binghamton  
38 Hawley St.  
Binghamton, NY 13901

Re: Dept. of Solid Waste - CA 1732-634

Dear Contractor:

The Broome County Division of Purchasing, on 4/17/23 has authorized the undersigned to forward to you this letter agreement. Broome County accepts your proposal, a copy of which is annexed hereto and incorporated herein as Exhibit "A", for funding, but only on the following terms and conditions.

The County of Broome (hereinafter "County") agrees to provide funding in the amount of Two Thousand Five Hundred Dollars (\$2,500.00) to the City of Binghamton (hereinafter "Recipient") to support the State Street Stormwater Landscaping project, in accordance with the Recipient's proposal and any plans and directions as set forth by the Department of Solid Waste.

The term of this agreement shall be from 5/1/23-4/30/24.

The County reserves the right to terminate this agreement at any time upon thirty (30) days written notice to the other party.

It is understood and agreed by the parties that this Agreement shall be deemed executory only to the extent of money made available to the County through budgetary appropriations, and subject to budgetary limitations to carry out the purposes of this Agreement.

It is mutually understood and agreed that the Recipient shall not assign, transfer, convey, sublet, or otherwise dispose of the contract or the right, title, or interest therein, or his power to execute such contract, to any other person, company, or corporation without the express, previous, written consent of Broome County.

Recipient agrees that in carrying out its activities under the terms of the Agreement that it shall not discriminate against any person due to such person's age, marital status, disability, genetic predisposition or carrier status, race, color, creed, sexual orientation, sex, national origin, familial

status, domestic violence victim status or military status and that at all times it will abide by the applicable provisions of the Human Rights Law of the State of New York as set forth in Section 290-301 of the Executive Law of the State of New York.

In consideration of this agreement Recipient agrees to indemnify, defend and hold harmless the County of Broome from and against any and all claims, suits, damages, costs, lawsuits, and expenses in any manner resulting from, arising out of or connected with the said work done or goods furnished by said Recipient.

If you are in agreement with the terms of this letter, please execute where indicated, in the lower left-hand corner of the letter, and return the original to the **BROOME COUNTY ATTORNEY'S OFFICE**, Edwin L. Crawford County Office Building, Government Plaza, Binghamton, New York, 13901. An extra copy is enclosed herewith for your records.

Enc.

ACCEPTED:  
CITY OF BINGHAMTON

By \_\_\_\_\_

Title \_\_\_\_\_

Date \_\_\_\_\_

Very truly yours,



MICHAEL A. PONTICIELLO  
Deputy County Executive

# COMMUNITY IMPROVEMENT GRANTS COMMUNITY BEAUTIFICATION & ENVIRONMENTAL STEWARDSHIP GRANT

This fund supports small projects to enhance community beautification and environmental stewardship projects located in Broome County. Full program guidelines are available at [www.gobroomecounty.com/planning/communitygrants](http://www.gobroomecounty.com/planning/communitygrants)

## ORGANIZATION AND CONTACT INFORMATION

1. Type of Applicant

- Municipality  
 Non-Profit Organization  
 School District

2. Organization Name: City of Binghamton

3. Organization Address: 38 Hawley Street

Binghamton, NY 13901

4. Contact Name: Sarah Glose

5. Email Address: saglose@cityofbinghamton.gov

6. Phone Number: 607-772-7161

## PROJECT INFORMATION

7. Project Name: State Street Stormwater Landscaping

8. Amount Requested: \$2,500

9. Project Location: State Street between Henry and Lewis

10. Project Timeline: List the date(s) or your event or timeframe for your project.

After funding approval, implementation will take 2-3 months

**11. Project Description:**

Describe the project, the specific location and/or service area, what agency or organization is going to be responsible for carrying the project out, and a list of key personnel.

The City of Binghamton will contract with a private sector landscaping business to plant and maintain the stormwater gardens lining both sides of the road for the 2023 season. These gardens were installed in 2022 as part of the DECO District Phase 1 Implementation, and currently act as Stormwater Management areas with mulch and drainage. However, at this time the City of Binghamton lacks funding to fully landscape the gardens, and as such they lack aesthetic value. The City of Binghamton Parks and Recreation Department would oversee the contract with a qualified landscape provider procured through a public procurement process and ensure quality was maintained through regular visits to the street and communication with the selected vendor. Matching funds would be supplied by the Binghamton Local Development Corporation.

Key personnel:

Pat McGinnis, Commissioner of Parks and Recreation

Sarah Glose, Executive Director of the Binghamton Local Development Corporation



## PROJECT GOALS

12. Which of the goals will your project address (check all that apply):

- Improving streetscapes, community parks
- Efforts in support and improvement of waste reduction
- Developing composting initiatives and programs
- Improving recycling efforts and outreach
- Promoting and implementing reuse within the community
- Efforts and initiatives to reduce litter in the community
- Other efforts to improve environmental stewardship in the community

13. Explain how your project will address these goals?

Currently, the stormwater gardens on State Street are simply acting as bio-retention areas that allow water to soak into the ground or divert water towards complementary drainage areas.

Per the Environmental Protection Agency:

"A rain garden is a depressed area in the landscape that collects rain water from a roof, driveway or street and allows it to soak into the ground. Planted with grasses and flowering perennials, rain gardens can be a cost effective and beautiful way to reduce runoff from your property. Rain gardens can also help filter out pollutants in runoff and provide food and shelter for butterflies, song birds and other wildlife.

More complex rain gardens with drainage systems and amended soils are often referred to as bio-retention." <https://www.epa.gov/soakuptherain/soak-rain-rain-gardens>

By adding appropriate plants to these stormwater gardens, we can improve the aesthetic nature of the street while also contributing to additional stormwater management.

The stormwater gardens in their current state attract small pieces of litter that become mixed in with the mulch and are difficult and time consuming to clean. By bringing on a private landscaper, they can ensure ongoing maintenance of the gardens and remove litter as they landscape.

**14. Explain how your project will provide a community benefit and impact:**

The project will further enhance the full-depth street reconstruction that was largely completed in 2022 (with punch-list items to be completed in spring 2023) by adding additional aesthetic value to the street via plantings and making the stormwater management system even more effective by the inclusion of water-loving plants.

**15. Explain how your project will be visible to the public realm:**

This project will be highly visible, as State Street is a major pedestrian and vehicular corridor, with restaurants, art galleries, and housing. Both residents and visitors will be able to enjoy this project. It will be particularly visible during monthly First Friday events on the block.



# PROJECT BUDGET

16. Please complete the Budget Worksheet. See form at the end of this application.

17. Budget Narrative: Elaborate on the expenditures and funding sources outlined on the Project Budget Form:

On a similar sized street in another section of downtown, we have previously paid \$5,000 for three season landscaping (Spring-Fall). We anticipate the cost for State Street will be similar. We plan to leverage funds from the Binghamton Local Development Corporation to match the grant award and cover any reasonable overages in the budget.

18. Budget Justification: Describe why funds from Broome County are needed for this project? What other funding sources will be used for the project? Will the project be able to move forward without the requested grant funds or partial funding?

Funds from Broome County would be incredible useful in this project, as this is our first full year with the stormwater gardens, and we did not include planting in the budget as the project was not complete when the budget process was started. These funds would help us kickstart the investment. The project could move forward with partial funding, but we would value engineer the scope to include more hearty plants such as grasses and bushes which provide less aesthetic value compared to flowers but are much easier and more cost effective to maintain.

**19. Self-sufficiency and Maintenance:** Funds are intended to be short term investments in projects that ultimately become self-sufficient. Explain your plan for self-sufficiency independent of County support. If physical improvements are proposed, how will they be maintained? How will the project, program or event support programs or initiatives into the future?

By showing proof of concept this year, we would like to encourage State Street businesses to partner with the City in 2024 to continue the planting project through a public-private partnership. If we can demonstrate the value of high-quality, vibrant planting, we believe the businesses and property owners will be more likely to enter into negotiations with us for future funding. If not, we will revert back to hearty grasses as seen in other areas of the City, such as the Washington Street Mall.

## **ADDITIONAL DOCUMENTS**

If you have additional documentation you would like to provide in support of your application, please attach.

# COMMUNITY BEAUTIFICATION & ENV. STEWARDSHIP GRANT PROJECT BUDGET FORM

Please complete this form to document all expenditures and sources of funding anticipated for the project. "Total Expenditures" should be equal to the "Total From All Sources".

Changes to this budget must be approved by Broome County. Recipients of these funds may be subject to an audit by Broome County or its agents.

## EXPENDITURES

Supplies and Materials		
Equipment		
Consulting	\$ 5,000.00	The contract would be all inclusive of plants and labor.
Advertising		
Printing		
Other		

## SOURCES OF FUNDS

Broome County Grant	\$ 2,500.00	50	Anticipated <input type="checkbox"/>
State Grants			
Federal Grants			
Local Municipal Funds	\$ 2,500.00	50	Committed <input type="checkbox"/>
Other Grants			
Private Funds/Donations			
In-kind Contribution			



# Legislative Branch

RL Number:  
23-113  
Date Submitted:  
5/4/23

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. RLs generated by City Departments must be signed by the Mayor, Comptroller, and Corporation Counsel prior to submission. Incomplete/incorrect RLs will be returned to applicant for revisions.

### Applicant Presenting RL at Work Session

Sarah Glose Director of Economic Development 607-772-7161  
(Print Name) (Title) (Phone number)

Signature: [Signature] Date: 05/03/2023

### To Be Completed By Applicant

**Proposed Title:** A RESOLUTION AUTHORIZING THE CITY TO ACCEPT A CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FROM THE BROOME COUNTY HEALTH DEPARTMENT IN THE AMOUNT OF \$5,000.00 FOR PEDESTRIAN SIGNAGE AND STREETScape FEATURES

**Executive Summary (Explain why legislation is necessary):** The City of Binghamton was awarded a grant through the Creating Healthy Schools and Community Grant program and needs to expend the funds before 5/31/2023

Request to expedite \_\_\_\_\_

Effective Date: (if applicable) 04/24/2023

**Budget transfer or amendment:** RL Budget Transfer Worksheet **must** be attached w/ Dep. Head signature.

**RL related to a grant:** RL Grant Worksheet **must** be attached. Deadline for Council to act by: 05/10/2023

**RL related to previously adopted legislation:** Perm. number \_\_\_\_\_, adoption date \_\_\_\_\_

**Contract:** Person/Company Michael Ponticello, Broome County Start/End Date \_\_\_\_\_

Total Cost \_\_\_\_\_ Funds available in Budget Line \_\_\_\_\_ Title \_\_\_\_\_

**Public Hearing required?** Yes  No  **SEQRA required?** Yes  No

**Additional information related to this RL attached?** Yes  No

OFFICE USE ONLY	
Mayor:	<u>[Signature]</u>
Comptroller:	<u>[Signature]</u>
Corp. Counsel:	<u>[Signature]</u>
Finance <input checked="" type="checkbox"/>	Planning <input type="checkbox"/>
MPA <input type="checkbox"/>	PW/Parks <input type="checkbox"/>
Employees <input type="checkbox"/>	Rules/Special Studies <input type="checkbox"/>





# Legislative Branch

City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

## GRANT APPLICATION WORKSHEET

*The Request for Legislation must include the project title and the purpose of the grant.  
Please provide the following additional information.*

Agency providing the grant: Broome County Health Department

Total project cost: \$5,000.00

Total amount of grant: \$5,000.00

Local match (if any): none

If local match is monetary, provide the budget line and title: \_\_\_\_\_

If local match is "in kind", provide the anticipated personnel and hours to be dedicated to the project:

\_\_\_\_\_

Disbursement of grant (upfront, reimbursable?): Reimbursable

Grant Budget Line: A1210.54410 (Professional Services)

Grant project manager: Sarah Glose

Anticipated date of project completion: 5/31/2023

Special project completion requirements (if any): Proof of payment required

**Attach any required form of Resolution from the Agency providing the grant.**

Please provide any additional information in the space provided below, including any other government agency or private partner participating in the grant, along with a description of such participation:

See attached

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



# CITY OF BINGHAMTON

## Request for Transfer of Funds

Transfer requests of \$2500 or less must be approved by the Comptroller.  
 Transfer requests over \$2500 and not in excess of \$10,000 must be approved by Board of E&A and Chair of Finance Committee.  
 Transfer requests in excess of \$10,000 must be approved by City Council.

*This worksheet must be attached to any RL submitted to the Clerk's Office that includes a budget funding transfer or amendment. For additional instructions, see 'RL Instructions' document.  
 Incomplete/incorrect RLs to be returned to applicant for revisions. Additional transfer lines in the same format may be attached.*

Adopted Budget Year Amended: 2023

Department: Economic Development  
 Department Head Signature: ARH

Transfer from (Decrease)		Transfer to (Increase)	
Amount	Budget Line	Amount	Budget Line
\$ -		\$ -	

Revenue & Fund Balance Amendments			
Amount	Increase/Decrease	Revenue/Expense / Fund Balance	Budget Line
\$5,000.00	Increase	Revenue	A42210
\$5,000.00	Increase	<del>Revenue</del> <u>EXPENSE</u>	A1210.54410
		GENERAL SERVICES OTHER GOVTS	
		PROFESSIONAL SERVICES	

**Office Use Only for Transfers Under \$10,000**

I hereby certify that the above funds are unencumbered and available for Transfer. Certified by the Comptroller.  
 Signature: [Signature] Date: 5/3/2023

I hereby certify that the above described funds have been transferred, in accordance with the Code of the City of Binghamton Chapter 9, Appropriations. Certified by the Treasurer.  
 Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Transfer of funds Approved / Denied on / / . Certified by the Secretary of the Board of Estimate and Apportionment.  
 Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Transfer of funds reviewed by the Binghamton City Council Finance Chair. Recommendations to be attached.  
 Signature: \_\_\_\_\_ Date: \_\_\_\_\_



State of New York  
County of Broome Government Offices

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Broome County Attorney's Office

Jason T. Garnar, County Executive · Robert G. Behnke, County Attorney

April 26, 2023

City of Binghamton  
38 Hawley St.  
Binghamton, NY 13901  
ATTN: Jared Kraham

Re: Dept. of Health - CA 10-1075-10

Dear Contractor:

By Permanent Resolution No. 180, duly adopted on 4/20/23, the Broome County Legislature has authorized the undersigned to forward to you this letter agreement. Broome County accepts your proposal, a copy of which is annexed hereto and incorporated herein as Exhibit "A", for services, but only on the following terms and conditions.

City of Binghamton (hereinafter "Contractor") agrees to provide services for the Health Department's Creating Healthy Schools and Communities Program for the term 4/24/23-5/31/23, in accordance with the Contractor's proposal (Exhibit "A") and any plans and directions submitted to the Contractor by the County's Dept. of Health.

It is further understood that the Contractor will commence this work and will have all work required hereunder completed in a timely fashion and in compliance with any such time schedule as may be set by agreement of the Contractor and the County's Department of Health.

The County reserves the right to terminate this agreement at any time upon thirty (30) days written notice to the other party.

It is mutually understood and agreed that the Contractor shall not assign, transfer, convey, sublet, or otherwise dispose of the contract or the right, title, or interest therein, or his power to execute such contract, to any other person, company, or corporation without the express, previous, written consent of Broome County.



For the full and satisfactory performance of the work and services hereunder, the County shall pay the Contractor, subject to audit by the Comptroller of Broome County, an amount not to exceed Five Thousand Dollars (\$5,000.00).

It is understood and agreed by the parties that this Agreement shall be deemed executory only to the extent of money made available to the County through budgetary appropriations, and subject to budgetary limitations to carry out the purposes of this Agreement.

In consideration of this agreement, the Contractor agrees to indemnify, defend and hold harmless the County of Broome from and against any and all claims, suits, damages, costs, lawsuits, and expenses in any manner resulting from, arising out of or connected with the said work done or goods furnished by said Contractor.

The Contractor agrees that in carrying out its activities under the terms of the Agreement that it shall not discriminate against any person due to such person's age, marital status, disability, genetic predisposition or carrier status, race, color, creed, sexual orientation, sex, national origin, familial status, domestic violence victim status or military status and that at all times it will abide by the applicable provisions of the Human Rights Law of the State of New York as set forth in Section 290-301 of the Executive Law of the State of New York.

If you are in agreement with the terms of this letter, please execute where indicated, in the lower left-hand corner of the letter, and return the original to the **BROOME COUNTY ATTORNEY'S OFFICE**, Edwin L. Crawford County Office Building, Government Plaza, Binghamton, New York, 13901. An extra copy is enclosed herewith for your records.

Enc.

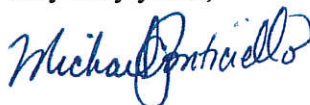
ACCEPTED:  
CITY OF BINGHAMTON

By \_\_\_\_\_

Title \_\_\_\_\_

Date \_\_\_\_\_

Very truly yours,



MICHAEL A. PONTICIELLO  
Deputy County Executive

**Exhibit A**  
**City of Binghamton**  
Creating Healthy Schools and Communities Grant

Contract for Professional Services with:

City of Binghamton  
38 Hawley Street  
Binghamton, NY 13901

**DURATION OF CONTRACT:** April 24, 2023 through May 31, 2023

**RE:** Reimbursement for requested services provided by the City of Binghamton in conjunction with the Creating Healthy Schools and Communities Grant c/o the Broome County Health Department

**CONTRACT SERVICES:**

- ❖ Assess existing Complete Streets policy using form provided by NYSDOH CHSC Grant to identify specific areas of need within the City of Binghamton.
- ❖ Develop and share Complete Streets Policy Action Plan with appropriate officials, departments and governing board.
- ❖ Work with BCHD CHSC staff, Binghamton Metropolitan Transportation Study, and the Broome County Department of Planning to determine Complete Streets projects that the funding will be used for.
- ❖ Attend meetings with BCHD CHSC staff, Binghamton Metropolitan Transportation Study, and the Broome County Department of Planning to report progress.

**CONTRACT COST:**

- ❖ Not to exceed a total amount of \$5,000 for the above contract period, based upon successful completion of requested services

**CONTRACT CONDITIONS:**

- ❖ Contractor should inquire of lead agency as to purchases made to implement program needs.
- ❖ Contractor may utilize funds to supplement current qualified staff or hire part-time staff to provide services as part of the Creating Healthy Schools and Communities Grant leadership team.
- ❖ Contractor is expected to exhibit healthy policy behaviors.
- ❖ Contractor is responsible for phone charges, daily postage costs, duplicating costs and office supplies not provided by lead agency as an in-kind contribution.
- ❖ Reimbursement will be based upon successful completion of requested services as provided in progress reports submitted to lead agency project coordinator along with necessary fiscal documentation and vouchers.
- ❖ If funding continues, contract renewal is anticipated based on outcome of prescribed deliverables.

Intro No. 37  
Date 4/20/2023  
Reviewed by [Signature]  
Co. Attorney  
Date 3-27-2023

**RESOLUTION**  
**BROOME COUNTY LEGISLATURE**  
BINGHAMTON, NEW YORK

Permanent No. 2023-180  
Date Adopted 4/20/2023  
Effective Date 4/24/2023

Sponsored by: Health & Human Services and Finance Committees

Seconded by: Hon. Greg W. Baldwin

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE CITY OF BINGHAMTON FOR SERVICES RELATED TO THE CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR THE DEPARTMENT OF HEALTH FOR 2023**

WHEREAS, the Director of Public Health requests authorization for an agreement with the City of Binghamton for services related to the Creating Healthy Schools and Communities Grant for the Department of Health at a cost not to exceed \$5,000, for the period April 24, 2023 through March 31, 2023, and

WHEREAS, said services are necessary for the City of Binghamton to perform duties associated with improving the built environment in the City of Binghamton and will work on projects that encourage increased and sustained physical activity opportunities and will create more bicycle and pedestrian-friendly areas throughout the City, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the City of Binghamton, 38 Hawley Street, Binghamton, New York 13901, for services related to the Creating Health Schools and Communities Grant, for the Department of Health for the period April 24, 2023 through May 31, 2023, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011 (Subcontracted Program Expenses), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

COUNTY OF BROOME ) ss:  
STATE OF NEW YORK )

I, the undersigned, Deputy Clerk of the Legislature of the County of Broome, DO HEREBY CERTIFY that the above is an original resolution of such Legislature duly adopted on the 20<sup>th</sup> day of April, 2023, by a majority of the members elected to the Legislature of said County at a regular meeting of said Legislature.

I FURTHER CERTIFY that at the time said resolution was adopted said Legislature was comprised of fifteen members.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Legislature this 21<sup>st</sup> day of April, 2023.

Date sent to County Executive: April 21, 2023

Approved [Signature]  
County Executive

Date 4/21, 2023

[Signature]  
Deputy Clerk, County Legislature  
County of Broome