



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 22, 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	Finance	Scanlon	RL23-114: Amend the BJCSTF budget for laboratory equipment	1-2	Billie Goodson
6:05pm	Planning	Resciniti	RL23-120: Designate 12 Edwards Street as a local landmark	3-9	Dylan Pelton
6:10pm	Finance	Scanlon	RL23-118: Sale of 18 Rutherford Street RL23-119: Sale of 49 Colfax Avenue	10-15	Grace Doherty
6:15pm	Finance	Scanlon	RL23-115: Amend the 2023 General Fund for library fees *RL23-116: Enter into an agreement with HUNT Engineers for COB Railroad Bridge Inspection	16-20	Megan Heiman
6:20pm	Rules/SS	Scanlon	*RL23-117: Authorizing the Binghamton Pride Coalition to conduct fireworks in the City of Binghamton	21-28	Janine Faulkner
6:25pm	-----	-----	Pending Legislation: <i>*Found on the website calendar with the prior Work Session documents.</i> RL23-95: Amend the 2023 Code budget for salary increases RL23-104: Authorizing the Mayor to accept the Community Project Funding grant RL23-105: Amend the 2023 DPW budget for a new bucket truck RL23-106: Enter into an agreement with CHOW for use of CVY46 CDBG funds RL23-109: Amend the 2023 Parks budget to defund a Senior Parks Maintainer and Park Tech and fund a Parks Maintainer and a Groundskeeper RL23-110: Accept an award from the NYS Municipal Alliance RL23-111: Local Law regulating double utility poles within the City's right-of-way RL23-112: Authorizing the Mayor to accept a grant from Broome County for landscaping		Janine Faulkner

COMMITTEE REPORTS

**Please Expedite for Next Business Meeting*



Legislative Branch

RL Number: 23-114
Date Submitted: 5/16/23

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

Billie J. Goodson	Business Manager	607-729-2975
<i>(Print Name)</i>	<i>(Title)</i>	<i>(Phone number)</i>

Signature: Billie J. Goodson Date: 05/09/2023

To Be Completed By Applicant

Proposed Title: An ordinance to amend the 2023 BJCSB budget to increase ES8130.52000 Equipment to purchase laboratory equipment.

Executive Summary (Explain why legislation is necessary): The Binghamton-Johnson City Joint Sewage Board requests that the Owners pass legislation to amend the 2023 Budget to increase ES8130.52000 Equipment by \$9,000.00 and decrease ES8130.55000 Contingency by \$9,000.00.

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:	_____				
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"/>



Legislative Branch

RL Number:
23-120
Date Submitted:
5/17/23

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

Dylan Pelton Historic Preservation & Planning 607-772-7028
(Print Name) (Title) (Phone number)

Signature:

Date: 05/11/2023

To Be Completed By Applicant

Proposed Title: Resolution to designate 12 Edwards Street as a local landmark.

Executive Summary (Explain why legislation is necessary): The structure at 12 Edwards Street meets all of the Commission on Architecture and Urban Design's requirements to designate a property a local landmark.

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



Planning, Zoning & Historic Preservation

Mayor Jared M. Kraham

Dr. Juliet Berling, Director
Tito L. Martinez, Assistant Director

SUMMARY OF MINUTES THE CITY OF BINGHAMTON THE COMMISSION ON ARCHITECTURE & URBAN DESIGN	
MEETING DATE: May 2, 2023	LOCATION: City Hall; 38 Hawley St, Binghamton, NY. 13901
CALLED TO ORDER: 12:20 p.m.	RECORDER OF MINUTES: Dylan Pelton

ROLL CALL		
COMMISSIONERS PRESENT:	PRESENT:	ABSENT:
K. Ellsworth (chair)		X
M.E. Mauro		X
M. Lombardini	X	X
D. Nead	X	
R. Heary		X
D. Whalen	X	
J. Darrow	X	
STAFF MEMBERS PRESENT:	TITLE & DEPARTMENT:	
J. Berling	Director, Planning Department	
S. Patel	City Planner, Planning Department	
T. Martinez	Assistant Director, Planning Department	
D. Pelton	Historic Preservation Planner, Planning Department	
P. McGinnis	Commissioner of Parks & Recreation	

APPROVAL OF MINUTES
No Approval of Minutes was brought before the commission at this time

BUSINESS ITEM	
ADDRESS: 33 West State Street	CASE NUMBER: CAUD-2023-15
DESCRIPTION FROM AGENDA: The City of Binghamton intends to acquire and demolish the structures and pavement on the site for the following purposes: <ul style="list-style-type: none"> • expansion of the City's existing and adjacent Cheri Lindsey Park located at the northern portion of the proposed site by approximately 2.25 acres to provide for additional and enhanced facilities, amenities, and open space. • Improving public access to the existing and adjacent multi-use River Walk located along the eastern bank of the Chenango River and at the western portion of the proposed site, together with related improvements constituting approximately 9.5 acres • Clearing and preparation of the remaining 12.45 acres of the site along W State Street for an as yet undetermined productive use, most likely involving a mix of commercial and residential uses. 	
Determination of Significance for Demolition	
DISCUSSION POINTS & THOSE SPEAKING:	
<ul style="list-style-type: none"> • Staff presented the application. 	

- The City of Binghamton is considering acquiring and demolishing the structures on the site predominately for the expansion of Cheri Lindsey Park and the Chenango River Promenade.
- Seeking Determination of Significance for Demolition since all buildings on property are over 40 years old.
- The City Council is ultimately in control over acquisition of 33 W. State St.
- City Council must be elected as lead SEQR agency for project.
- Representatives for the City of Binghamton therefore, are asking CAUD permission to act as lead agency for the purposes of SEQR determination.
- The buildings in question are located on old city dump property.
- Acquisition to expand park, but also to increase access to Chenango River.
- It will provide economic opportunity to commercial properties along W. State St. as well.
- Applicants stated that eminent domain process may take a long time until voting on this agenda item is brought back before the commission.

VOTING

MOTION: To designate City Council as lead agency for SEQR in the acquisition and demolition of the properties located on the 33 W. State St. site.

FIRST: M. Lombarini	SECOND: D. Nead	VOTE: (4-0-0)
AYE(S): J. Darrow, D. Nead, D. Whalen, M. Lombardini	NAY(S): None	ABSTENTION(S): None
MOTION: To table the acquisition and demolition of 33 W. State Street properties for a later date.		
FIRST: D. Whalen	SECOND: M. Lombardini	VOTE: (4-0-0)
AYE(S): J. Darrow, D. Nead, D. Whalen, M. Lombardini	NAY(S): None	ABSTENTION(S): None

BUSINESS ITEM

ADDRESS: 37 Front Street **CASE NUMBER: CAUD-2023-10**

DESCRIPTION FROM AGENDA: The applicant, Kevin Ekstrom, would like to install a window on the back gabled end facing west, parallel to Leroy Street. The window being considered is arched or palladian and likely vinyl construction. The second story windows will also be replaced, but with windows of the same size.

Certificate of Appropriateness

DISCUSSION POINTS & THOSE SPEAKING:

- Staff presented the application.
- Applicant wanted to replace 2nd story window with a peaked window that faced West looking up Leroy Street on back of structure.
- All other windows on 2nd story will be replaced, but with windows that are the same fenestration as the current replacement windows.
- Window that is being replaced with a larger size is not on the front or the street facing side of the building.
- Arched window depicted fits into the historic nature of the building.
- Is not the entire glass gable end of house previously presented.

VOTING

MOTION: To approve rear facing arched window on gable end of structure

FIRST: D. Nead	SECOND: D. Whalen	VOTE: (4-0-0)
AYE(S): J. Darrow, D. Nead, D. Whalen, M. Lombardini	NAY(S): None	ABSTENTION(S): None

BUSINESS ITEM

ADDRESS: 12 Edwards Street **CASE NUMBER: CAUD-2023-13**

DESCRIPTION FROM AGENDA: The applicant, Mary Webster, would like to designate her house as a historical local landmark property.

Determination of Significance

DISCUSSION POINTS & THOSE SPEAKING:

- Staff presented the application.
- Property presented the Larrabee house at 12 Edwards Street.
- The property was acquired from the last member of the original family that inhabited the house.
- Interior and exterior of the house has been preserved as original.
- The reason the applicant is seeking historic status for the house is for it's future preservation.
- Seeking local landmark status for the property.
- The Commission may designate an individual property as a landmark if it:
 - Possesses special character or historic or aesthetic interest or value as part of the cultural, political, economic or social history of the locality, region, state or nation: **It Does**
 - Is identified with historic personages: **It Is**
 - Embodies the distinguishing characteristics of an architectural style: **It Does**
 - Is the work of a designer whose work has significantly influenced an age: **It Is**
 - Because of unique location or singular physical characteristic, represents an established and familiar visual feature of the neighborhood: **It Does**

VOTING

MOTION: to designate 12 Edwards Street, the Larrabee house, as a historical local landmark property.

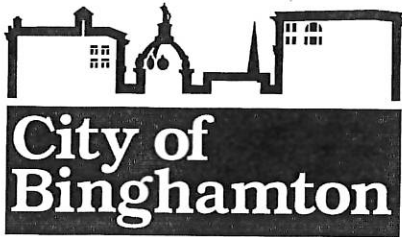
FIRST: J. Darrow	SECOND: D. Nead	VOTE: PASSED (4-0-0)
AYE(S): D.Nead, M. Lombardini, D. Whalen, J. Darrow	NAY(S): None	ABSTENTION(S): None

ADJOURNMENT

Motion to adjourn.

TIME: 12:35 PM

FIRST: J. Darrow	SECOND: D. Nead	VOTE: (4-0-0)
AYE(S): D. Nead, R. Heary, D. Whalen, J. Darrow, K. Ellsworth	NAY(S): None	ABSTENTION(S): None



Planning, Zoning & Historic Preservation

Mayor Jared M. Kraham

Dr. Juliet Berling, Director
Tito L. Martinez, Assistant Director

THE COMMISSION ON ARCHITECTURE & URBAN DESIGN (CAUD) OFFICIAL DECISION LETTER	
TO:	Applicant; File
FROM:	The Commission on Architecture & Urban Design, City of Binghamton
RE:	Determination of Significance
APPLICANT:	Mary Webster
TAX ID:	160.30-3-35
CASE ID:	CAUD-2023-13

Certified Local Government Review
The Commission (CAUD) has reviewed the designation of 12 Edwards Street in Binghamton, NY as a historical local landmark property.
DECISION
To designate 12 Edwards Street, the Larrabee house, as a historical local landmark property

DATE	REVIEWED AND APPROVED
May 2, 2023	<hr/> J. Darrow, Chairman, CAUD

SEE FOLLOWING PAGE FOR SUMMARY OF PROCEEDINGS

SUMMARY OF PROCEEDINGS

SUMMARY OF MINUTES THE CITY OF BINGHAMTON THE COMMISSION ON ARCHITECTURE & URBAN DESIGN

MEETING DATE: May 2, 2023

LOCATION: City Hall; 38 Hawley St, Binghamton, NY. 13901

CALLED TO ORDER: 12:20 p.m.

RECORDER OF MINUTES: Dylan Pelton

ROLL CALL

COMMISSIONERS PRESENT:	PRESENT:	ABSENT:
K. Ellsworth (chair)		X
M.E. Mauro		X
M. Lombardini	X	X
D. Nead	X	
R. Heary		X
D. Whalen	X	
J. Darrow	X	
STAFF MEMBERS PRESENT:	TITLE & DEPARTMENT:	
J. Berling	Director, Planning Department	
S. Patel	City Planner, Planning Department	
T. Martinez	Assistant Director, Planning Department	
D. Pelton	Historic Preservation Planner, Planning Department	
P. McGinnis	Commissioner of Parks & Recreation	

BUSINESS ITEM

ADDRESS: 12 Edwards Street

CASE NUMBER: CAUD-2023-13

DESCRIPTION FROM AGENDA: The applicant, Mary Webster, would like to designate her house as a historical local landmark property.

Determination of Significance

DISCUSSION POINTS & THOSE SPEAKING:

- Staff presented the application.
- Property presented the Larrabee house at 12 Edwards Street.
- The property was acquired from the last member of the original family that inhabited the house.
- Interior and exterior of the house has been preserved as original.
- The reason the applicant is seeking historic status for the house is for it's future preservation.
- Seeking local landmark status for the property.
- The Commission may designate an individual property as a landmark if it:
 - Possesses special character or historic or aesthetic interest or value as part of the cultural, political, economic or social history of the locality, region, state or nation: **It Does**
 - Is identified with historic personages: **It Is**
 - Embodies the distinguishing characteristics of an architectural style: **It Does**
 - Is the work of a designer whose work has significantly influenced an age: **It Is**
 - Because of unique location or singular physical characteristic, represents an established and familiar visual feature of the neighborhood: **It Does**

VOTING

MOTION: To designate 12 Edwards Street, the Larrabee house, as a historical local landmark property.

FIRST: J. Darrow	SECOND: D. Nead	VOTE: PASSED (4-0-0)
AYE(S): D.Nead, M. Lombardini, D. Whalen, J. Darrow	NAY(S): None	ABSTENTION(S): None



Legislative Branch

RL Number:
23-118
Date Submitted:
5/17/23

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

Grace Doherty Asst. to the Mayor 607-772-7001
(Print Name) (Title) (Phone number)

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

To Be Completed By Applicant

Proposed Title: A Resolution authorizing the sale of 18 Rutherford Street to George H. Johnson and Michelle J. Johnson for \$500.

Executive Summary (Explain why legislation is necessary):

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:	<u>[Handwritten Signature]</u>
Comptroller:	<u>[Handwritten Signature]</u>
Corp. Counsel:	<u>[Handwritten 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"/>



OFFICE OF THE MAYOR • CITY OF BINGHAMTON

RECEIVED

RECEIVED 9/16/23

OFFER TO PURCHASE

Please complete the below application, and submit this document to the Mayor's Office for consideration. Please note that if such sale is approved, the Applicant will be liable for all filing fees associated with the transfer of this property.

PROPERTY INFORMATION

Street Address of Property: 14/16 Rutherford ST
Tax Parcel Identification Number: TAX ID# 16004300010010000000 Lot# 52
Current Use of Property: [X] Residential [] Commercial [] Mixed Use [] Vacant Lot
Offered Purchase Price: \$ 500.00 (Five Hundred dollars)
Do you wish to opt-out of the free tree planting service? [] Yes [X] No

Please describe the intended use of the property. The inclusion of a map or illustration depicting the intended use of the property will expedite the review process.

Sketch enclosed
any question please call George Johnson 607-7721852

APPLICANT INFORMATION

Applicant Name: George & Michele Johnson
Note: Please provide the full legal name of the applicant. If the applicant is a company or corporation, please list all shareholders or members.
Mailing Address: 193 Hawley ST Bqm, NY 13901
Telephone Number(s): 607-7721852
Email Address: MJOHNSON28@STNY.RR.COM

Please list any other properties owned by the Applicant located within Broome County.

193 Hawley ST Lot# 53, 195 Hawley ST Lot# 54
15 Rutherford and 14/16 Rutherford Lot# 52

I hereby certify that the above information is a true account of my intended purchase and use of City-owned property. I understand that upon approval of any such sale, any deviance from the agreed-upon terms and conditions may result in the termination of such agreement through legal proceedings.

George A Johnson
Signature Date

11

March 13, 2023

SUBJECT: Purchase of 18 Rutherford Street, Tax map ID 160.43-1-6 and Vacant City Lot

To Whom It May Concern:

Enclosed is a sketch of the corner of Rutherford Street and Hawley Street in the City of Binghamton. The following tax map ID properties are currently owned by myself and my wife, Michele Johnson.

160.43-1-10 (A) -- 14/16 Rutherford Street

160.43-1-8 (B) -- 193 Hawley Street

160.43-1-7-(C) -- 195 Hawley Street

160.43-1-1 (D) - 15 Rutherford Street

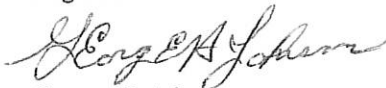
If I were to purchase the property at 18 Rutherford Street, I would do the following:

At the frontage of 18 Rutherford Street, I would install a 15-20 foot depth of off street parking for our tenants. At the back of that 15-20 feet, I would install a fence (Item G). I would then remove the fence at the back of Lot 53 (Item F).

In addition, I would be looking to purchase the small piece of property (Item H) from the city. This has been an eyesore for many years and is not currently being maintained by the City of Binghamton. The grass is not cut, garbage is strewn about, and people are living under the bushes. I have spent much time maintaining and removing garbage left in the area.

My intent for the back of 18 Rutherford and the small lot from the city is to plant grass and make this a place that can be utilized by the tenants of the four above listed properties in the warmer months.

Regards



George H. Johnson

193 Hawley Street

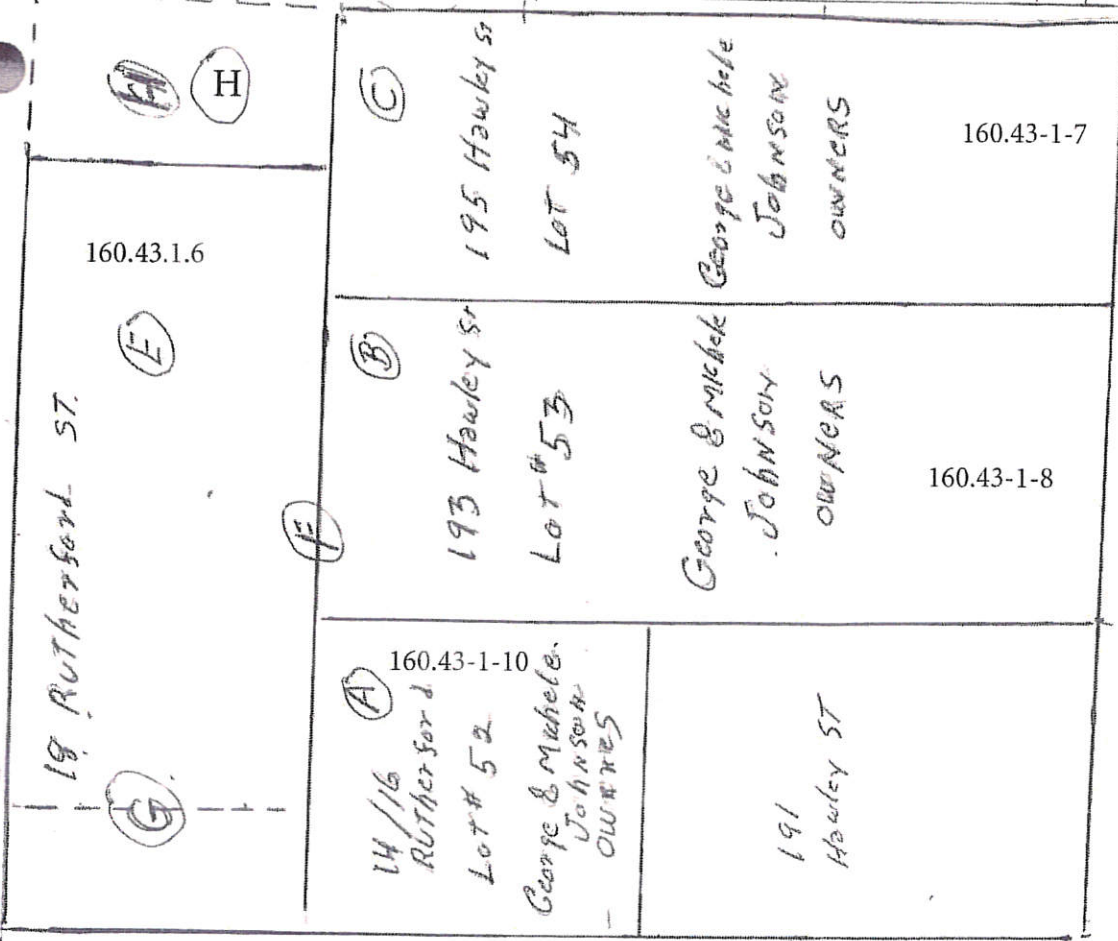
Binghamton, NY 13901

607-772-1852

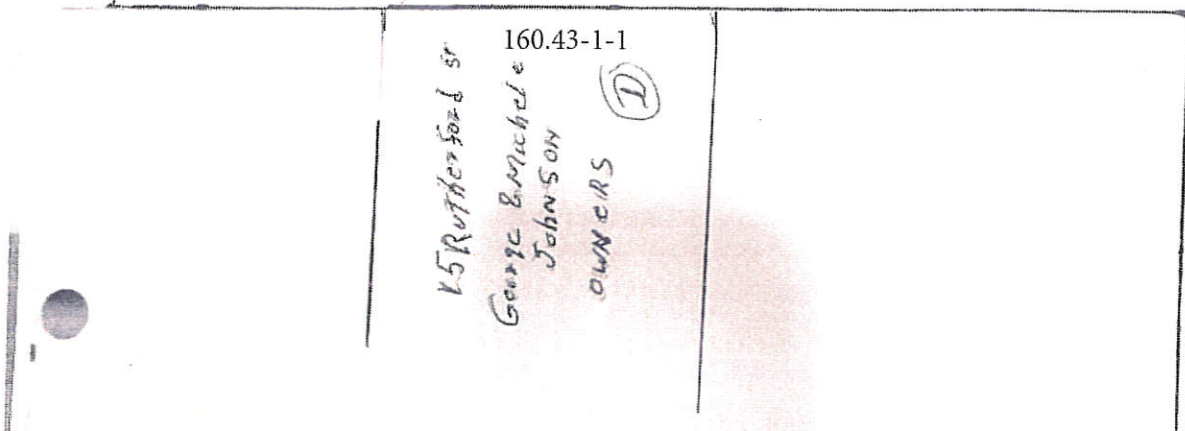
Mjohnson28@stny.rr.com

Route 343 →

Side walk



Rutherford St.





Legislative Branch

RL Number:
23-119
 Date Submitted:
5/17/23

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

REQUEST FOR LEGISLATION

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Applicant Presenting RL at Work Session

Grace Doherty Asst. to the Mayor 607-772-7001
 (Print Name) (Title) (Phone number)

Signature: Grace Doherty Date: 05/16/2023

To Be Completed By Applicant

Proposed Title: A Resolution authorizing the sale of 49 Colfax to Omar E Boone for \$500

Executive Summary (Explain why legislation is necessary):

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:	<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"/>



OFFICE OF THE MAYOR ▪ CITY OF BINGHAMTON

OFFER TO PURCHASE

Please complete the below application, and submit this document to the Mayor's Office for consideration. Please note that if such sale is approved, the Applicant will be liable for all filing fees associated with the transfer of this property.

PROPERTY INFORMATION

Street Address of Property: 49 Colfax AV Binghamton NY 13905

Tax Parcel Identification Number:

Current Use of Property: [] Residential [] Commercial [] Mixed Use [x] Vacant Lot

Offered Purchase Price: \$ 500

Do you wish to opt-out of the free tree planting service? [x] Yes [] No

Please describe the intended use of the property. The inclusion of a map or illustration depicting the intended use of the property will expedite the review process.

I will like to use it for a extra space for kids like play ground.

APPLICANT INFORMATION

Applicant Name: Omar Boone
Note: Please provide the full legal name of the applicant. If the applicant is a company or corporation, please list all shareholders or members.

Mailing Address: PO Box 1171 Binghamton NY 13902

Telephone Number(s): 607 595-9415

Email Address: Omarboone801@yahoo.com

Please list any other properties owned by the Applicant located within Broome County.

98 Crescent Rd, 114 Leroy St
51 Colfax Av, 9 Chapel Pl
112 Leroy St

I hereby certify that the above information is a true account of my intended purchase and use of City-owned property. I understand that upon approval of any such sale, any deviance from the agreed-upon terms and conditions may result in the termination of such agreement through legal proceedings.

Signature

Date: 4-27-23

15



Legislative Branch

RL Number:
23-115
Date Submitted:
5/17/23

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 EXECUTIVE ASSISTANT TO MAYOR 607-772-7001
 (Print Name) (Title) (Phone number)

Signature: _____ Date: _____

To Be Completed By Applicant

Proposed Title: Amend the 2023 General Fund budget for Increased Library Fees from Broome County

Executive Summary (Explain why legislation is necessary): Amend the 2023 General Fund budget for Increased Library Fees from Broome County

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: _____

Comptroller: _____

Corp. Counsel: _____

Finance Planning MPA PW/Parks Employees Rules/Special Studies



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: MAYOR
 Department Head Signature: _____

Transfer From (Decrease)		Transfer To (Increase)			
Amount	Budget Line	Budget Line Title	Amount	Budget Line	Budget Line Title
\$ 16,568.00	A1990.55000	CONTINGENCY ACCT	\$ 23,092.00	A7415.54753	MAIN LIBRARY
\$ 8,079.00	A1310.54425	AUDITING & FINANCIAL SERVICES	\$ 1,555.00	A1920.54702	SUBS-DUES & MEMBERSHIPS
			<div style="display: flex; justify-content: space-around; align-items: center;"> ↓ ↓ ↓ </div>		
\$ 24,647.00			\$ 24,647.00		

Revenue & Fund Balance Amendments			
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. Signature: _____ 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. 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: _____			



Expedite

RL Number:
23-116
Date Submitted:
5/17/23

Legislative Branch

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

REQUEST FOR LEGISLATION

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Applicant Presenting RL at Work Session

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

Signature: _____ Date: 05/15/2023

To Be Completed By Applicant

Proposed Title: A Resolution authorizing the Mayor to enter into an agreement with Hunt Engineers, Architects, Land Surveyors & Landscape for the City of Binghamton Railroad Bridges Visual Inspection in an amount not to exceed \$41,000.

Executive Summary (Explain why legislation is necessary): Authorize contract with engineering firm to perform visual inspections of the City's deteriorated railroad bridges.

Budget line: H5120.550011 — BRIDGE IMPROVEMENTS

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 Hunt Engineers Start/End Date May 2023 to July 2023

Total Cost \$41,000 Funds available in Budget Line H5120.550011 Title BRIDGE IMPROVEMENTS

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"/>

May 8, 2023

Ronald Lake, PE – City Engineer
Binghamton City Hall
38 Hawley Street
Binghamton, NY 13901

Re: City of Binghamton Railroad Bridges Visual Inspection

Dear Mr. Lake,

Hunt Engineers, Architects, Land Surveyors & Landscape Architect DPC (HUNT) was pleased to hear that we were selected to perform the visual inspections of the railroad bridges located within the City of Binghamton limits.

In order to assist you with this project we propose the following Scope of Services:

SCOPE OF SERVICES

1. Data Collection

- HUNT will meet with the City to review the list of structures to be inspected (28 structures assumed) and will gather and review any available data regarding these structures that the City may have. During our interview it was mentioned that portions of some of these structures may fall under the City’s maintenance responsibility so any information regarding maintenance responsibility would be valuable to review prior to performing the visual inspections.
- HUNT will then obtain and review the most recent Railroad and NYSDOT Inspection Reports for the identified structures.
- Following the review of the previous inspection reports, HUNT staff will perform thorough visual inspections of all of the identified structures and document current conditions. Special emphasis will be given to any items that could potentially affect the load carrying capacity and safety of the structures. Detailed photos, inspection notes, sketches, and measurements (as necessary) will be gathered during the visual inspections.

2. Report Preparation

- HUNT will then compile this information into individual inspection reports for each structure. These reports will include a summary of the overall condition of each bridge as well as a list of any findings of concerns with corresponding photos.

- In addition to the individual inspection reports, a summary that includes all of the structures listed in order of concern will be provided for the City's information.
- HUNT staff will meet with City officials to review the findings of the reports. It is assumed that three hardcopies of the reports along with electronic copies will be transmitted to the City upon completion.

PROJECT PARAMETERS

- The inspections will be limited to visual inspections that can be performed within the public right of way and are not meant to take the place of the required annual inspections performed by the Railroad. These inspections are meant to serve as a tool to assist the City with taking action to ensure that any necessary safety items are addressed by the bridge owners.
- Load ratings to determine safe load capacity or detailed repair plans are not included in the scope of this project.
- It is understood that this project will be progressed with local funding and no other funding agency procedures, reviews or approvals will be required.

SCHEDULE

HUNT understands that the City would like to have these reports in hand as soon as practical therefore HUNT proposes to complete the inspections and submit the corresponding inspection reports to the City within 60 days of receiving a signed agreement from the City.

FEE

HUNT proposes to complete the above Scope of Services for a Lump Sum fee of Forty Thousand Dollars (\$40,000.00).

Project-related disbursements are not included in the fees above and will be billed as they are incurred. Plotting, photocopies, prints, and mileage will be invoiced according to HUNT's current schedule of fees. A budget of **\$1,000** is recommended for reimbursements.

HUNT appreciates the opportunity to provide this proposal. We have included an agreement for execution should you choose to accept this proposal. Please do not hesitate to contact me at (607) 358-1112 or by email at donahuec@hunt-eas.com if you have any questions, require additional information or to let us know if you would like us to proceed.

Sincerely,

HUNT ENGINEERS, ARCHITECTS, LAND SURVEYORS & LANDSCAPE ARCHITECT, DPC



Cristina Donahue, PE
Bridge Design Team Leader



Expedite

RL Number:
23-117
Date Submitted:
5/17/23

Legislative Branch

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

Janine Faulkner City Clerk 607-772-7005
(Print Name) (Title) (Phone number)

Signature: Janine Faulkner Date: 05/08/2023

To Be Completed By Applicant

Proposed Title: A Resolution authorizing the Binghamton Pride Coalition to conduct Fireworks

Executive Summary (Explain why legislation is necessary): pursuant to the Code of the City of Binghamton 229-2, Fireworks authorized, 235-18, Fireworks displays, and NYS Penal Law 405, it is necessary for Council to authorize any requested Fireworks Displays
Authorize the fireworks for the event on June 10 at 9:30pm

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:	<u>[Signature]</u>
Comptroller:	<u>[Signature]</u>
Corp. Counsel:	<u>[Signature]</u>
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"/>



Office of the City Clerk

Date Filed:	_____
License No:	FP232

City Hall, 38 Hawley Street, Binghamton, NY 13901 607-772-7005

OUTDOOR FIREWORKS & INDOOR PYROTECHNICS PERMIT APPLICATION

Sponsoring Organization Information

Sponsoring Organization: Binghamton Pride Coalition

Contact Person: Chris Waters

Address: 71 Adams Ave., Johnson City, NY 13790

Phone (Home/Work/Cell): 607-321-9224

Fireworks Company Information

Company Name: American Fireworks, LLC.

Contact Person: Jennifer Banks or Kevin Fritschler

Address: PO Box 980, Oxford, NY 13830

Phone (Home/Work/Cell): Kevin; 607-316-3011 Jen; 607-316-3955

On Site Supervisor(s)

Name: Kevin J. Fritschler Date of Birth: 12/11/1958

Assistant: see list of attached Date of Birth: _____

Assistant: _____ Date of Birth: _____

Assistant: _____ Date of Birth: _____

Assistant: _____ Date of Birth: _____

On the lines below please list all qualifications and/or past experience:



Office of the City Clerk

Date Filed: _____
 License No: FP23-2

City Hall, 38 Hawley Street, Binghamton, NY 13901 607-772-7005

Display Information

Location of Proposed Display: floating platform in Susquhanna River near Peacemaker Stage

Date(s) of Display: 6/10/23 Time(s) of Display: approx 9:30pm

Type of Display: Indoor Outdoor Both

On the lines below please list all fireworks to be discharged under this permit. Please attach additional pages if necessary.

approx 25 multi-tube devices (cakes) containing up to 100-1" aerial shells each

all UN0335 1.3G Display Fireworks

Type of storage prior to display: No onsite storage

Required Attachments

Section 1.

All applications require proof of an insurance certificate in the sum of \$2,000,000.00 for each incident, covering the City of Binghamton as an additional insured for the payment of all damages which may be caused by the reason the display so permitted.

Insurance certificate attached: Yes No

Section 2.

All applications require a diagram of the ground on which the fireworks displays will be held.

Diagram attached: Yes No

I hereby attest that all displays shall meet all the provisions of NFPA 1126 and all provisions of §405.10-18 of the Penal Law of the State of New York. By signing this application, I acknowledge that I understand all the rules and regulations governing fireworks displays and that this display will be in accordance with these regulations.

Signature: Kevin J. Fritschler - Kevin J. Fritschler Date: 4/13/23
American Fireworks Display, LLC
o/b/o Binghamton Pride Coalition



Office of the City Clerk

Date Filed:

License No:

City Hall, 38 Hawley Street, Binghamton, NY 13901 607-772-7005

This Page Office Use Only

Indoor Pyrotechnics Filing Fee Paid (\$10): Yes No

Indoor Pyrotechnics Permit Fee Paid (\$150 per occasion/show/performance): Yes No

Indoor Fire Apparatus Fee Paid, If Required (\$285 per occasion): Yes No

Outdoor Fire Apparatus Fee Paid, If Required (\$285 per hour, one hour minimum): Yes No

Approval of Application

Chief of Fire Bureau/Fire Marshall: Yes No

Signature: _____ Date: _____

Corporation Counsel: Yes No

Signature: _____ Date: _____

City Clerk: Yes No

Signature: _____ Date: _____

City Council: Yes No

Permanent Resolution Number: _____ Adoption Date: _____



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

4/13/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Britton-Gallagher and Associates, Inc. One Cleveland Center, Floor 30 1375 East 9th Street Cleveland OH 44114	CONTACT NAME: PHONE (A/C, No, Ext): 216-658-7100 FAX (A/C, No): 216-658-7101 E-MAIL ADDRESS: info@brittongallagher.com	
	INSURER(S) AFFORDING COVERAGE	
INSURED American Fireworks Display LLC P. O. Box 980 Oxford NY 13830	INSURER A : Everest Indemnity Insurance Co. NAIC # 10851	
	INSURER B : Everest Denali Insurance Company 16044	
	INSURER C : Axis Surplus Insurance Company 26620	
	INSURER D :	
	INSURER E :	
	INSURER F :	

COVERAGES

CERTIFICATE NUMBER: 1006994950

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:		SI8GL01992-231	3/17/2023	3/17/2024	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
B	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS		SI8CA00286-231	3/17/2023	3/17/2024	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
C	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$		P-001-000839111-02	3/17/2023	3/17/2024	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000 \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/> N/A				PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Additional Insured extension of coverage is provided by above referenced General Liability policy where required by written agreement. Display Date: 6/10/23 Rain Date: TBD Location: Susquehanna River, near Martin Luther King Promenade, Binghamton, NY. Additional Insured: Binghamton Pride Coalition; City of Binghamton, 38 Hawley Street, Binghamton, NY 13901-3767. This Insurance will be deemed to be primary and non-contributory with respects to the insurance of such additional insured if you agreed to such a condition in the written contract with such additional insured.

CERTIFICATE HOLDER

City of Binghamton
 38 Hawley St.
 Binghamton NY 13901

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

<p>Name Of Additional Insured Person(s) Or Organization(s)</p> <p>ANY PERSON OR LEGAL ENTITY IN WHICH YOU HAVE A WRITTEN CONTRACT, AGREEMENT, OR PERMIT WHICH REQUIRES THAT YOU NAME THE CONTRACTING PARTY AS AN ADDITIONAL INSURED. Binghamton Pride Coalition; City of Binghamton, 38 Hawley Street, Binghamton, NY 13901-3767.</p>
<p>Information required to complete this Schedule, if not shown above, will be shown in the Declarations.</p>

- A. **Section II – Who Is An Insured** is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" but only to the extent caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:
 - 1. In the performance of your ongoing operations; or
 - 2. In connection with your premises owned by or rented to you.
- B. The insurance afforded to an additional insured shall only include the insurance required by the terms of the written agreement and shall not be broader than the coverage provided within the terms of the Coverage Part.
- C. The Limits of Insurance afforded to an additional insured shall be the lesser of the following:
 - 1. The Limits of Insurance required by the written agreement between the parties; or
 - 2. The Limits of Insurance provided by this Coverage Part.
- D. With respect to the insurance afforded to an additional insured, the following additional exclusion applies:

This insurance does not apply to "bodily injury", "property damage" or "personal and advertising injury" arising out of any act or omission of an additional insured or any of its employees.

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THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

PRIMARY AND NONCONTRIBUTORY – OTHER INSURANCE CONDITION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART
PRODUCTS/COMPLETED OPERATIONS LIABILITY COVERAGE PART

The following is added to the **Other Insurance** Condition and supersedes any provision to the contrary:

Primary And Noncontributory Insurance

This insurance is primary to and will not seek contribution from any other insurance available to an additional insured under your policy provided that:

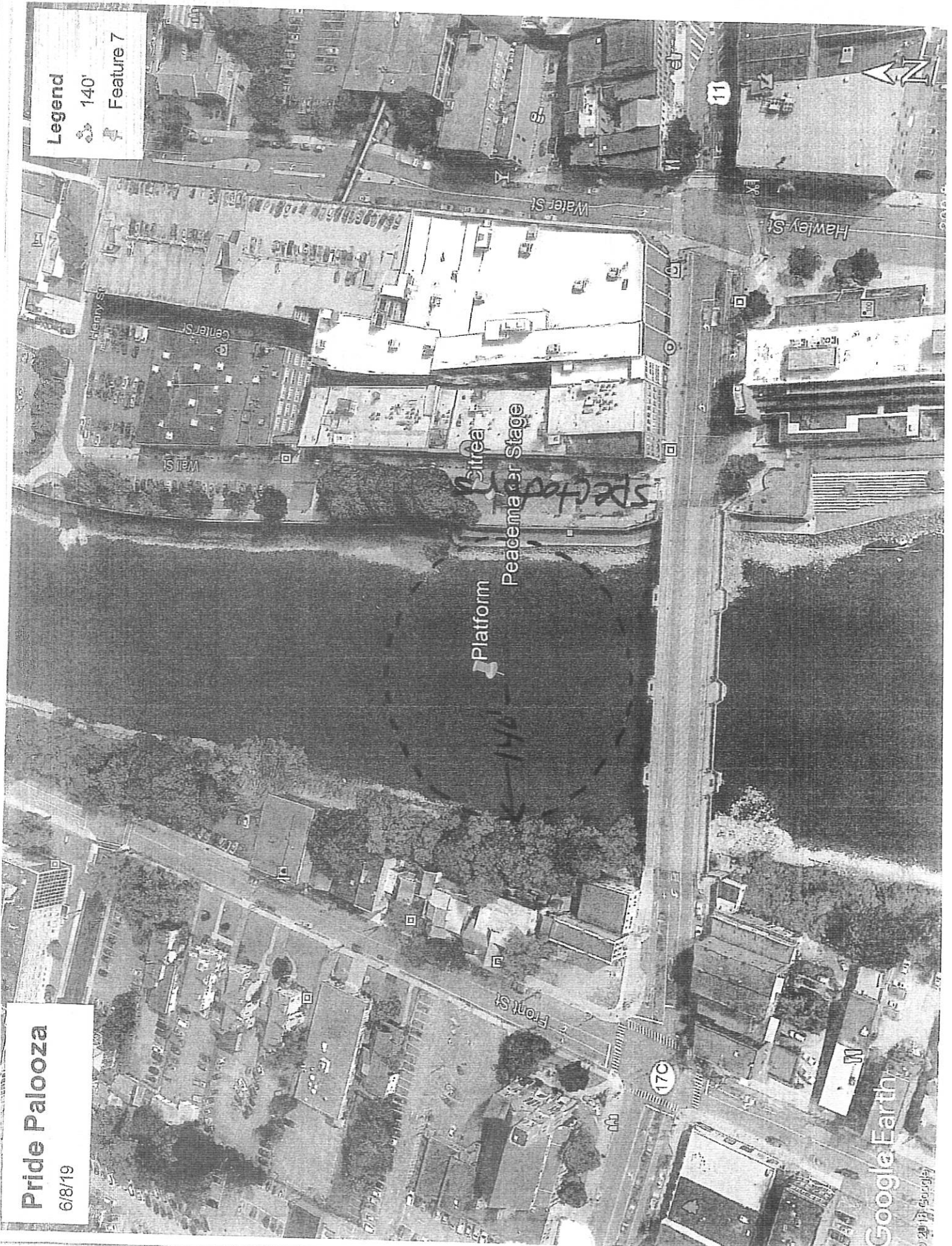
(1) The additional insured is a Named Insured under such other insurance; and

(2) You have agreed in writing in a contract or agreement that this insurance would be primary and would not seek contribution from any other insurance available to the additional insured.

Pride Palooza

6/8/19

Legend
140'
Feature 7



Google Earth
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