



LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

Giovanni Scaringi, Ph.D., City Council President
Janine Faulkner, City Clerk

COUNCIL OF THE CITY OF BINGHAMTON
Business Meeting Agenda
City Hall, 38 Hawley Street, Binghamton, NY 13901
Wednesday, June 7, 2023

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. ACKNOWLEDGEMENTS AND RECOGNITIONS

V. REPORTS FROM COMMITTEES AND APPROVAL OF MINUTES

Approval of Minutes

Approve the Minutes from the May 24, 2023 Business Meeting.

City Council Finance Committee: Scanlon (Chair), Strawn, Friedman

No items to report.

City Council Planning & Community Dev. Committee: Resciniti (Chair), Scanlon, Friedman

No items to report.

City Council Municipal & Public Affairs Committee: Strawn (Chair), Resciniti, Riley

No items to report.

City Council Public Works/Parks & Recreation Committee: Resciniti (Chair), Scanlon, Riley

No items to report.

City Council Employees Committee: Strawn (Chair), Resciniti, Burns

No items to report.

City Council Rules & Procedures/Special Studies Committee: Scanlon (Chair), Strawn, Friedman

No items to report.

VI. APPROVAL OF APPOINTMENTS

VII. PUBLIC HEARING

1. The City of Binghamton will hold a Public Hearing regarding Local Law 23-01, "A Local Law amending the Code of the City of Binghamton, Chapter 355, Streets and Sidewalks for regulating utility poles."

Residents wishing to submit public hearing comments may do so electronically by emailing their comments prior to 1:00pm on the day of the meeting to clerk@cityofbinghamton.gov or in-person during the meeting.



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VIII. SET PUBLIC HEARINGS

1. The City of Binghamton will hold a Public Hearing regarding RL23-128, “Authorizing the City of Binghamton to apply and accept the entitlement Block Grants from HUD”

This Public Hearing will take place during the June 28th, 2023 Business Meeting at 6pm in Council Chambers. Residents wishing to participate in the Public Hearing(s) may do so electronically by emailing their comments prior to 1:00pm on the day of the meeting to clerk@cityofbinghamton.gov or in-person during the meeting.

IX. PUBLIC COMMENT/COMMUNICATION

Residents wishing to submit public comment may do so electronically by emailing their comments prior to 1:00pm on the day of the meeting to clerk@cityofbinghamton.gov or in-person during the meeting.

X. REVIEW OF MAYORAL VETO

XI. SECOND READING LEGISLATION

XII. FIRST READING LEGISLATION

A. PREFERRED AGENDA

B. NON PREFERRED AGENDA

Local Law 23-01. Considered in Rules/SS: Scanlon

A Local Law amending the Code of the City of Binghamton, Chapter 355, Streets and Sidewalks for regulating utility poles

Introductory Ordinance 23-83. Considered in Finance: Scanlon

An Ordinance to amend the 2023 Binghamton-Johnson City Joint Sewage Treatment Facilities budget for laboratory equipment

Introductory Ordinance 23-84. Considered in Finance: Scanlon

An Ordinance to amend the 2023 General Fund budget for Broome County Library fees

Introductory Ordinance 23-85. Considered in Finance: Scanlon

An Ordinance authorizing the sale of 18 Rutherford Street to George H. Johnson and Michele J. Johnson for \$500

Introductory Ordinance 23-86. Considered in Finance: Scanlon

An Ordinance authorizing the sale of 49 Colfax Avenue to Omar E. Boone for \$500



LEGISLATIVE BRANCH ▪ CITY OF BINGHAMTON

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Introductory Ordinance 23-87. Rules/SS: Scanlon

An Ordinance to extend Permanent Ordinance 18-50 for five years regarding active military personnel

Introductory Resolution 23-43. Considered in Planning: Resciniti

A Resolution designating the property located at 12 Edwards Street as a local historical landmark in the City of Binghamton

XIII. COMMUNICATIONS FROM COUNCIL MEMBERS

1. Strawn
2. Scanlon
3. Resciniti
4. Riley
5. Friedman
6. Burns
7. Scaringi

XIV. ADJOURNMENT



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

Date: June 7, 2023

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

Introduced by Committee: Rules/SS

LOCAL LAW NO. 1 OF 2023

entitled

**A LOCAL LAW AMENDING THE CODE OF THE
CITY OF BINGHAMTON, CHAPTER 355,
STREETS AND SIDEWALKS FOR
REGULATING UTILITY POLES**

WHEREAS, the Council of the City of Binghamton wishes to amend Chapter 355, *Streets and Sidewalks*, to regulate utility poles in the City's Right-of-Way; and

WHEREAS, the Council of the City of Binghamton wishes to add Article VI, "Utility Pole Regulations."

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

Section 1. That the Code of the City of Binghamton Chapter 355, *Streets and Sidewalks*, is hereby amended to add Article VI, "Utility Pole Regulations" as attached.

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

ARTICLE VI, Utility Pole Regulation

§ 355-44. Legislative findings.

The Common Council for the City of Binghamton 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 Binghamton.

§ 355-45. Definitions.

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

CITY ENGINEER — The Engineer for the City of Binghamton

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.

§ 355-46. 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.

§ 355-47. 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 City Engineer, 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 City Engineer 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. The subject utility pole shall not be installed unless and until the City Engineer 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 City Engineer, 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 City Engineer 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 City Engineer. If the proof provided does not satisfy the City Engineer that the subject utility pole is, in fact, necessary, the City Engineer 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.

§ 355-48. 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.

§ 355-49. Notification to pole owner.

The City Engineer 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.

§ 355-50. 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 City Engineer, 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.

§ 355-51. 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.

§ 355-52. 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.



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

Date: June 7, 2023

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2023
BINGHAMTON-JOHNSON CITY JOINT
SEWAGE TREATMENT FACILITIES BUDGET
FOR LABORATORY EQUIPMENT**

WHEREAS, the City of Binghamton (the “City”) is a joint owner of the Binghamton-Johnson City Joint Sewage Treatment Facilities (the “BJCJSTF”) with the Village of Johnson City (the “Village”); and

WHEREAS, the BJCJSTF is operated and maintained by the Binghamton-Johnson City Joint Sewage Board (the “JSB”) under a series of inter-municipal agreements between the City and the Village; and

WHEREAS, the Council of the City and the Board of Trustees of the Village approve the BJCJSTF budget; and

WHEREAS, the JSB has requested an amendment to the 2023 BJCJSTF budget to purchase laboratory equipment.

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

Section 1. That Council approves and directs the Comptroller/JSB Fiscal Officer to amend and make journal budget entries in the 2023 BJCJSTF budget to purchase laboratory equipment as follows:

Transfer From (Decrease):

\$9,000 ES8130.55000 (Contingency)

Transfer To (Increase):

\$9,000 ES8130.52000 (Equipment)

Section 2. That this Ordinance shall be effective when also approved by sufficient members of the Board of Trustees of the Village.

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

Chuck Shager, Comptroller/JSB Fiscal Officer



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

Date: June 7, 2023

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE TO AMEND THE 2023
GENERAL FUND BUDGET FOR BROOME
COUNTY LIBRARY FEES**

WHEREAS, the Mayor and the Comptroller of the City of Binghamton find it proper and necessary to amend the 2023 General Fund budget for Broome County Library Fees in the amount of \$24,647; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on June 7, 2023.

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 2023 General Fund budget for Broome County Library Fees in the amount of \$24,647 as follows:

Transfer From (Decrease):

\$16,568 A1990.55000 (Contingency)
 8,079 A1310.54425 (Auditing/Fin.Ser.)
\$24,647

Transfer To (Increase):

\$23,092 A7415.54753 (Library)
 1,555 A1920.54702 (Subs/Dues/Mem.)
\$24,647

Section 2. That this Ordinance shall take effect immediately.

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

Chuck Shager, Comptroller



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

Date: June 7, 2023

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE AUTHORIZING THE SALE OF
18 RUTHERFORD STREET TO GEORGE H.
JOHNSON AND MICHELE J. JOHNSON FOR
\$500**

WHEREAS, the City of Binghamton is the owner of certain real property located at 18 Rutherford Street, Binghamton, New York, Tax Parcel No. 160.43-1-6 (the “Premises”); and

WHEREAS, the City received an Offer to Purchase the Premises from George H. Johnson and Michele J. Johnson (the “Applicants”) for \$500 as part of the City’s side lot program; and

WHEREAS, the City has no public use for the Premises; and

WHEREAS, the Assessor of the City of Binghamton has determined that the sale price to be fair and equitable; and

WHEREAS, the Board of Estimate and Apportionment approved and recommended sale of the Premises on June 7, 2023.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain by at least a three-fourths vote as follows:

Section 1. That the Mayor of the City of Binghamton, or his designee, is hereby authorized to enter into a contract of sale and to execute all necessary and appropriate documentation, approved as to form and content by the Office of Corporation Counsel, to transfer the Premises to George H. Johnson and Michele J. Johnson, by Quitclaim Deed for \$500 to be paid by cash, certified check, or local bank check.

Section 2. This transfer is subject to the following conditions (i) the Premises may only be used as green space and (ii) the Premises must be merged with the Applicants’ adjacent properties located at 14 Rutherford Street, Binghamton, New York, Tax Parcel No. 160.43-1-10; 193 Hawley Street, Binghamton, New York, Tax Parcel No. 160.43-1-8; and 195 Hawley Street, Binghamton, New York, Tax Parcel No. 160.43-1-7, within one year of the date of this legislation.

Section 3. That this Ordinance shall take effect immediately.

SEQRA

Chair of Finance Committee:

The following SEQRA motions are in reference to the legislation before us, Introductory Ordinance 23-85, “An Ordinance authorizing the sale of 18 Rutherford Street to George H. Johnson and Michele J. Johnson for \$500”

1. I make a Motion to declare City Council as “Lead Agency” under SEQRA.

Motion made by _____,

Seconded by _____,

Voice vote

2. I make a Motion to identify the proposed action as “Unlisted” under SEQRA.

Motion made by _____,

Seconded by _____,

Voice vote

3. I make a Motion to issue a negative declaration under SEQRA for the following reasons:

The proposed action will not conflict with an adopted land use plan or zoning regulations, nor result in a change in land use. The proposed action will not impair the character or quality of the existing community. The proposed action will not have an impact on a Critical Environmental Area. The proposed action will not impact traffic or infrastructure, energy use, or water and sewer infrastructure. The proposed action will not negatively impact important historic resources, and the site was found to have no historical significance by the Commission on Architecture & Urban Design. The proposed action will not result in an adverse impact to natural resources, erosion and flooding, or human health.

Motion made by _____,

Seconded by _____,

Roll call vote

After SEQRA: Introduce & approve the legislation, roll call vote.



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

Date: June 7, 2023

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

Introduced by Committee: Finance

ORDINANCE

entitled

**AN ORDINANCE AUTHORIZING THE SALE OF
49 COLFAX AVENUE TO OMAR E. BOONE
FOR \$500**

WHEREAS, the City of Binghamton is the owner of certain real property located at 49 Colfax Avenue, Binghamton, New York, Tax Parcel No. 144.69-3-6 (the "Premises"); and

WHEREAS, the City received an Offer to Purchase the Premises from Omar E. Boone (the "Applicant") for \$500 as part of the City's side lot program; and

WHEREAS, the City has no public use for the Premises; and

WHEREAS, the Assessor of the City of Binghamton has determined that the sale price to be fair and equitable; and

WHEREAS, the Board of Estimate and Apportionment approved and recommended sale of the Premises on June 7, 2023.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain by at least a three-fourths vote as follows:

Section 1. That the Mayor of the City of Binghamton, or his designee, is hereby authorized to enter into a contract of sale and to execute all necessary and appropriate documentation, approved as to form and content by the Office of Corporation Counsel, to transfer the Premises to Omar E. Boone, by Quitclaim Deed for \$500 to be paid by cash, certified check, or local bank check.

Section 2. This transfer is subject to the following conditions (i) the Premises may only be used as green space and (ii) the Premises must be merged with the Applicants' adjacent properties located at 51 Colfax Avenue, Binghamton, New York, Tax Parcel No. 144.69-3-5, within one year of the date of this legislation.

Section 3. That this Ordinance shall take effect immediately.

State Environmental Quality Review
NEGATIVE DECLARATION
Notice of Determination of Non-Significance

Project Number: None

Date: June 7, 2023

This Notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The City of Binghamton City Council as lead agency has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Sale of City-owned real property at 49 Colfax St, Binghamton

SEQR Status: Type 1
 Unlisted

Conditioned Negative Declaration: Yes
 No

Description of Action:

Sale of 49 Colfax Street for use as private yard space.

Location: 49 Colfax St, Binghamton, Broome County, New York

Reasons Supporting This Determination:

The proposed action is the sale of vacant real property to a private entity for use as yard space.

The lead agency has reviewed an Environmental Assessment Form and the criteria contained in 6 NYCRR 617.7 (c) to identify the relevant areas of environmental concern, thoroughly analyzed the identified relevant areas of environmental concern, and determined that the action will not have a significant adverse impact on the environment for the following reasons:

- The proposed action will not conflict with an adopted land use plan or zoning regulations, nor result in a change in land use.
- The proposed action will not impair the character or quality of the existing community.
- The proposed action will not have an impact on a Critical Environmental Area.
- The proposed action will not impact traffic or infrastructure, energy use, or water and sewer infrastructure.
- The proposed action will not negatively impact important historic resources.
- The proposed action will not result in an adverse impact to natural resources, erosion and flooding, or human health.

For Further Information

Contact Person: Giovanni Scaringi, President
 City of Binghamton City Council

Address: City Hall
 38 Hawley Street
 Binghamton, NY 13901

Telephone Number: 607-772-7005 (City Clerk's Office)

SEQRA

Chair of Finance Committee:

The following SEQRA motions are in reference to the legislation before us, Introductory Ordinance 23-86, "An Ordinance authorizing the sale of 49 Colfax Avenue to Omar E. Boone for \$500"

1. **I make a Motion to declare City Council as "Lead Agency" under SEQRA.**

Motion made by _____,

Seconded by _____,

Voice vote

2. **I make a Motion to identify the proposed action as "Unlisted" under SEQRA.**

Motion made by _____,

Seconded by _____,

Voice vote

3. **I make a Motion to issue a negative declaration under SEQRA for the following reasons:**

The proposed action will not conflict with an adopted land use plan or zoning regulations, nor result in a change in land use. The proposed action will not impair the character or quality of the existing community. The proposed action will not have an impact on a Critical Environmental Area. The proposed action will not impact traffic or infrastructure, energy use, or water and sewer infrastructure. The proposed action will not negatively impact important historic resources. The proposed action will not result in an adverse impact to natural resources, erosion and flooding, or human health.

Motion made by _____,

Seconded by _____,

Roll call vote

After SEQRA: Introduce & approve the legislation, roll call vote.



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

Date: June 7, 2023

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

Introduced by Committee: Rules/SS

ORDINANCE

entitled

**AN ORDINANCE TO EXTEND PERMANENT
ORDINANCE 18-50 FOR FIVE YEARS**

WHEREAS, pursuant to Permanent Ordinance 14-21, dated May 7, 2014, the Council of the City of Binghamton amended the Code of the City of Binghamton §124-38, *Continued pay and Benefits for Active Military Personnel*, regarding pay and benefits for active Military Personnel that expired on May 30, 2018; and

WHEREAS, pursuant to Permanent Ordinance 18-50, dated May 9, 2018, the Council of the City of Binghamton extended the pay and benefits for Military Personnel for five (5) years; and

WHEREAS, Permanent Ordinance 18-50 is set to expire May 30, 2023; and

WHEREAS, the Council of the City of Binghamton wishes to extend the Ordinance for a five (5) year period, maintaining the pay and benefits for active Military Personnel.

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

Section 1. That the Code of the City of Binghamton §124-38, *Continued pay and Benefits for Active Military Personnel*, regarding pay and benefits for active Military Personnel, is hereby extended for five (5) years, ending May 30, 2028.

Section 2. That this Ordinance shall take effect retroactive to May 30, 2023.



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

Date: June 7, 2023

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

Introduced by Committee: Planning

RESOLUTION

entitled

A RESOLUTION DESIGNATING THE
PROPERTY LOCATED AT 12 EDWARDS
STREET AS A LOCAL HISTORICAL
LANDMARK IN THE CITY OF BINGHAMTON

WHEREAS, the Code of the City of Binghamton §18-77, *Designation of Landmarks or Historic Districts*, authorizes the Council of the City of Binghamton to designate certain properties as Local Historical Landmarks; and

WHEREAS, the Commission on Architecture and Urban Design (CAUD), the Planning Commission, and the Historic Preservation and Neighborhood Planner have recommended that the property located at 12 Edwards Street, Binghamton, New York, Tax Parcel No. 160.30-3-35, be designated as a Local Historic Landmark; and

WHEREAS, the justification for such nomination has been presented to this Council.

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

RESOLVE that pursuant to the Code of the City of Binghamton §18-77, *Designation of Landmarks or Historic Districts*, the Council of the City of Binghamton does hereby approve the designation of the property located at 12 Edwards Street, Binghamton, New York, as a Local Historic Landmark.