



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, August 21, 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	RL23-174: Amend the General Fund for third round of Health Care Workers Bonus for the Fire Department	1-2	Alan Gardiner
6:05pm	Finance	Scanlon	*RL23-173: Amend the BJCSTF budget for FEMA reimbursement	3-4	Billie Goodson
6:10pm	Finance	Scanlon	*RL23-177: Amend 2023 budget to fund emergency repairs to the Parks and Recreation Department Maintenance Garage	5-6	Pat McGinnis
6:15pm	PW/Parks	Resciniti	RL23-181: To enter into Preservation Covenant with the NYS Office of Parks, Recreation and Historic Preservation for the Ross Park Carousel	7-15	Juliet Berling
6:20pm	Finance	Scanlon	*RL23-178: To amend the 2023 budget for emergency demolition of the fire damaged property at 33 Charlotte Street *RL23-180: To authorize the Mayor to accept monies in revolving loan funds from the BLDC as CDBG Program income RL23-176: To void O21-87 to unallocated ARPA funds RL23-179: To allocate ARPA funds for a police retention incentive	16-28	Megan Heiman
6:30pm	Employees	Strawn	RL23-175: To enter into an agreement with the Binghamton PBA for 2024-2026	29-32	Megan Heiman
6:35pm	Finance	Scanlon	RL23-182: To amend 2023 Police and Corporation Counsel budgets for legal bills	33-34	Brian Seachrist
6:40pm	-----	-----	Pending Legislation: <i>*Found on the website calendar with the prior Work Session documents.</i> RL23-168: Enter into supplemental agreement 3 with Barton & Loguidice for Phase 2 of DECO District project RL23-169: Apply for a grant from the NYS Home & Community Renewal Affordable Housing Corporation Home Improvement Program		Janine Faulkner

COMMITTEE REPORTS

**Please Expedite for Next Business Meeting*



Legislative Branch

RL Number:
23-174
Date Submitted:
8/16/23

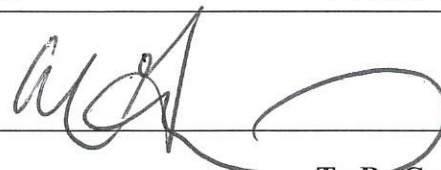
City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

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

ALAN GARDINER FIRE CHIEF 607-772-7016
(Print Name) (Title) (Phone number)

Signature:  Date: 08/21/2023

To Be Completed By Applicant

Proposed Title: An ordinance to amend the 2023 General Fund for the third round of the Health Care Workers Bonus (HCWB) for the Fire Department.

Executive Summary (Explain why legislation is necessary): Ordinance to increase A3410.51000 (Personal Services) by \$18,000.00 and increase A9030.58000B (Social Security) by \$1,377.00 and increase A.43089 (State Aid-Other Public Safety) by \$19,377.00

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 _____

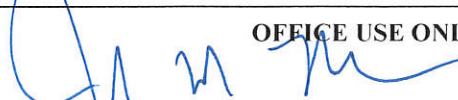


Contract: Person/Company _____ Start/End Date _____

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"/>



CITY OF BINGHAMTON

Request for Transfer of Funds

Transfer requests of \$2,500 or less must be approved by the Comptroller.
 Transfer requests over \$2,500 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 finding 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: FIRE _____

Department Head Signature: _____

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

Revenue & Fund Balance Amendments					
Amount	Increase/Decrease	Revenue/Expense	Fund Balance	Budget Line	Budget Line Title
\$19,377.00	Increase	Revenue		A.43089	State Aid-Other Public Safety
\$1,377.00	Increase	Expense		A9030.58000B	Social Security
\$18,000.00	Increase	Expense		A3410.51000	Personel 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: _____ 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

Legislative Branch

RL Number:	23-173
Date Submitted:	8/9/23

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

REQUEST FOR LEGISLATION

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Applicant Presenting RL at Work Session

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

Signature: <i>Billie J. Goodson</i>	Date: 08/08/2023
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To Be Completed By Applicant

Proposed Title: An ordinance to amend the 2023 BJCJSB budget to increase ES.43960 State Aid - Emergency Disaster Asst and ES.44960 Fed Aid – Emergency Disaster Assist to reflect FEMA NYS-DHSES PW2504v4 Ck#09430730

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 ES.43960 State Aid - Emergency Disaster Asst by \$3,018,034.49 increase ES.44960 Fed Aid - Emergency Disaster Assist by \$9,054,103.46. Increase ES8130.54899 Reimburse Owner Recovery by \$12,072,137.95.

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"/>



* PLEASE EXPEDITE *

RL Number: 23-177
Date Submitted: 8/16/23

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

Pat McGinnis Commissioner of Parks & Recreation 607-772-7017
(Print Name) (Title) (Phone number)
Signature: Date: 08/16/2023

To Be Completed By Applicant

Proposed Title: Amend 2023 Parks Budget to fund emergency repairs at the Parks Department Maintenance Garage (18 Eldredge St)

Executive Summary (Explain why legislation is necessary): This is to fund an emergency stabilization repair on the rear retaining wall at the Parks Maintenance garage. Repair is necessary to stabilize building foundation and structural integrity of the building. This was passed by City on Council on 7/12/2023. This is a request for \$50,000.00 additional dollars based on bids received.

Effective Date: (if applicable) 08/23/2023

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 20-105, adoption date 07/12/2023

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: <u>23-181</u>
Date Submitted: <u>8/16/23</u>

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

REQUEST FOR LEGISLATION

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Applicant Presenting RL at Work Session

Juliet Berling	Director Planning Housing & Commu	607 772-7028
(Print Name)	(Title)	(Phone number)

Signature:	Date: 08/16/2023
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To Be Completed By Applicant

Proposed Title:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO PRESERVATION COVENANT FOR ROSS PARK CAROUSEL AT 60 MORGAN ROAD BINGHAMTON NY WITH NYS OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

Executive Summary (Explain why legislation is necessary): PRESERVATION COVENANT IS REQUIRED BY NYS OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR THE COMPLETION OF WORK RELATED TO GRANT CONTRACT PRK01-C52710GG-1290000 FOR THE RETORATION AND RELOCATION OF THE ROSS PARK CAROUSEL

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 type="checkbox"/> MPA <input type="checkbox"/> PW/Parks <input checked="" type="checkbox"/> Employees <input type="checkbox"/> Rules/Special Studies <input type="checkbox"/>

**NYS Office of Parks, Recreation and Historic Preservation
Environmental Protection Fund
City of Binghamton Ross Park Historic Carousel Restoration and Relocation
PRK01-C52710GG-1290000
EPF-HP-#152710**

PRESERVATION COVENANT

THIS INDENTURE, made this _____ day of _____, 20____, by and between the **City of Binghamton** (hereinafter referred to as the "CONTRACTOR" or "GRANTOR") with offices at **38 Hawley Street Binghamton, New York 13905** and **THE PEOPLE OF THE STATE OF NEW YORK**, acting by and through their Commissioner of Parks, Recreation and Historic Preservation (hereinafter referred to as the "STATE" or "GRANTEE") having an address at **Albany, New York 12238** (For USPS Mail) with offices at **625 Broadway, Albany, New York 12207** (For Physical Delivery).

WITNESSETH:

WHEREAS, pursuant to the Environmental Protection Act, Title 9 of Article 54 of the Environmental Conservation Law, the STATE administers a program providing grants to municipalities and not-for-profit corporations to restore and develop historic properties which are <<eligible OR listed>> on the National or State Registers of Historic Places; and

WHEREAS, the CONTRACTOR has title to certain historic real property along with the improvements located thereon, which is more particularly described in a deed from **Erastus and Amelia Ross** to the CONTRACTOR dated July 8, 1875, and recorded on August 16, 1875 in the **Broome County Clerk's Office**, in Liber **98** of Deeds at Page **383**, and more particularly described in **Exhibit A attached here and made a part hereof**, referred to as the HISTORIC PROPERTY; and

WHEREAS, the CONTRACTOR has been awarded **\$500,000** for the **restoration and relocation of the Ross Park Carousel**, with an address at **60 Morgan Road Binghamton, NY 13903**, such award being conditioned on the satisfaction of certain duties and obligations.

NOW, THEREFORE, in consideration of the receipt of the State funds mentioned above, the CONTRACTOR does hereby covenant and agree to the following restrictions in relation to the HISTORIC PROPERTY.

1. Scope of Covenant. This restriction shall be binding on the CONTRACTOR in relation to the interior and exterior of the structures on the HISTORIC PROPERTY as well as the grounds thereof, hereinafter referred to as the SUBJECT PROPERTY.
2. Covenant Running with the Land. This restriction constitutes a covenant running with the land, and all successive future owners shall have the same obligations as the CONTRACTOR for as long as the restriction is in effect.
3. Purpose. The purpose of this restriction is to maintain the SUBJECT PROPERTY to secure the preservation of a historic resource and to ensure that a public benefit is derived from the expenditure of public funds.
4. Public Access. The CONTRACTOR agrees to permit the public to have access to the SUBJECT

PROPERTY as follows: During Open Hours of Ross Park Zoo. If applicable the CONTRACTOR shall submit verification of such access to the STATE.

5. Term of Restriction. This restriction shall be binding upon the CONTRACTOR for **25** years from the date of the recording of this instrument.

6. Maintenance Required. The SUBJECT PROPERTY shall be kept and maintained in reasonably good order, condition and repair and in accordance with The Secretary of the Interior's Standards for the Treatment of Historic Properties 1995, The Secretary of the Interior's Standards and Guidelines for Archeological Documentation, The Secretary of the Interior's Standards for the Treatment of Historic Properties with Guidelines for the Treatment of Cultural Landscapes or any other applicable Secretary of the Interior's Standards (collectively referenced as "STANDARDS").

7. Alterations to SUBJECT PROPERTY.

(a) Before plans for any proposed construction, alteration or demolition affecting the SUBJECT PROPERTY are finalized, the CONTRACTOR will provide such information to the STATE as will reasonably inform the STATE as to the work to be performed, the scope of the work, details of the treatment and materials and application, along with any other documentation requested by the STATE that is reasonably needed to define the nature and character of the work to be performed and the anticipated period of time in which the work is estimated to be completed. The provisions of this paragraph shall not apply if the changes are clearly of a minor nature and not affecting architectural, archeological or historic values of the SUBJECT PROPERTY.

(b) Secretary of the Interior's Standards. No alteration work affecting the SUBJECT PROPERTY shall commence until the CONTRACTOR has received written certification from the STATE that all work is anticipated to be in substantial conformance with the STANDARDS.

8. Damage or Destruction to SUBJECT PROPERTY.

(a) As early as practicable after damage or destruction to the SUBJECT PROPERTY, whether caused by the CONTRACTOR or through a cause beyond the CONTRACTOR'S control, the CONTRACTOR will notify the STATE in writing of such damage or destruction. The notice will include (1) an assessment of the nature and extent of the damage; (2) an estimate of the restoration/reconstruction work necessary to return the SUBJECT PROPERTY to the condition existing at the time of completion of the State-funded work, along with any plans and specifications prepared for the work required; and (3) a description of any emergency work already completed. The CONTRACTOR shall restore/reconstruct the SUBJECT PROPERTY according to paragraph seven of this agreement, if in the opinion of the STATE the purpose and intent of this restriction will thereby be served. In no case will the required cost of any restoration/reconstruction be more than the amount of State funds expended on the SUBJECT PROPERTY.

(b) If the STATE has determined that it is not feasible to restore/reconstruct the SUBJECT PROPERTY, and the SUBJECT PROPERTY has been so damaged that the qualities that resulted in its being listed on the National or State Registers of Historic Places have been lost, the STATE will take steps to remove the SUBJECT PROPERTY from the National or State Registers. If the SUBJECT PROPERTY is removed, the STATE will notify the CONTRACTOR in writing that the restriction is null and void.

(c) If destruction is determined to be due to a deliberate act of the CONTRACTOR or caused by the gross negligence of the CONTRACTOR, the CONTRACTOR may be required to repay to the STATE an amount equal to one and one-half times the State funds expended on the SUBJECT PROPERTY.

9. Violations. In the event of a violation of any provision of this covenant the STATE may, at its option, and following reasonable notice to the CONTRACTOR, exercise any or all of the following remedies:

(a) declare the grant forfeited and demand the return of all funds disbursed under the grant agreement.

(b) declare the grant forfeited and demand the return of all funds disbursed under the grant agreement plus a penalty equal to 1/2 of the amount of the grant.

(c) enter the SUBJECT PROPERTY, correct any violation of the terms of this covenant, restore the SUBJECT PROPERTY to its prior condition, and hold the owner or any successor in interest responsible for the cost thereof.

(d) institute suit to enjoin such violations and, if appropriate, require the restoration of the SUBJECT PROPERTY to its prior condition.

In addition to the remedies set forth above, the STATE shall have all legal and equitable remedies to enforce the CONTRACTOR'S obligations under this agreement, and in the event the CONTRACTOR or any successor in interest is found to have violated such obligations, the CONTRACTOR or such successor shall reimburse the STATE for any costs and expenses incurred in connection with the enforcement of this agreement, including court costs and attorney's fees.

10. CONTRACTOR'S Rights to Use. Except as provided in paragraph four of this agreement, nothing in this covenant shall be construed to convey to the public a right of access or use of the property and the CONTRACTOR, its heirs, successors and assigns shall retain the exclusive right to such access and use.

11. Amendment. This covenant may also be modified in accordance with the common and statutory laws of the State of New York applicable to the modification of covenants running with the land. To this end, GRANTOR and the GRANTEE shall mutually have the right, in their sole discretion, to agree to amendments to this covenant.

12. Waivers. A waiver of any breach of any covenant, term, condition or limitation of this agreement shall not constitute a waiver of any other or any later breach of any covenant, term, condition or limitation, nor shall it otherwise prevent the enforcement of such breach.

13. Severability. The parties to this agreement agree that all covenants, easements and restrictions in this agreement shall be severable, and that should any covenant, easement or restriction in this agreement be declared invalid or unenforceable, the remaining covenants, easements and restrictions shall not terminate.

14. Binding Upon Successors. The foregoing representations, covenants, terms and conditions are expressly understood as being binding upon the CONTRACTOR, all heirs, executors, administrators, assigns and successors of the CONTRACTOR and all other persons whatsoever, real or artificial, having or claiming any interest in the SUBJECT PROPERTY and, together with this paragraph, shall be inserted in all instruments which dispose of any interest in the SUBJECT PROPERTY, but whether or not so inserted, shall be deemed by all persons to have been inserted.

15. Recording of Covenant. The STATE shall record this instrument in the County Clerk's Office and shall provide the CONTRACTOR with proof of such recording.

16. The CONTRACTOR shall not sell, lease or otherwise convey the SUBJECT PROPERTY, in whole or in part, unless it shall have first received the written approval of the STATE.

IN WITNESS WHEREOF, the CONTRACTOR and the STATE have hereunto set their hands the day and year first above written.

City of Binghamton

Signed _____

By _____

Title _____

The People of the State of New York through the Commissioner of Parks, Recreation and Historic Preservation

By: _____

Roger Daniel Mackay

Its: Deputy Commissioner for Historic Preservation

Whenever the CONTRACTOR does not have clear title to the property, all persons having or claiming interest in the property, including but not limited to joint owners and mortgagees, must execute this agreement. Additional pages may be affixed as necessary, including additional acknowledgement blocks.

Signed _____

By _____

Title _____

Signed _____

By _____

Title _____

City of Binghamton

STATE OF NEW YORK)

) SS.:

County of _____)

On the _____ day of _____ in the year 20____, before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public, State of New York

The People of the State of New York through the Commissioner of Parks, Recreation and Historic Preservation

STATE OF NEW YORK)

) SS.:

County of Rensselaer)

On the _____ day of _____ in the year 20____, before me, the undersigned, personally appeared **Roger Daniel Mackay**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public, State of New York

Additional Interested Party

STATE OF NEW YORK)

) SS.:

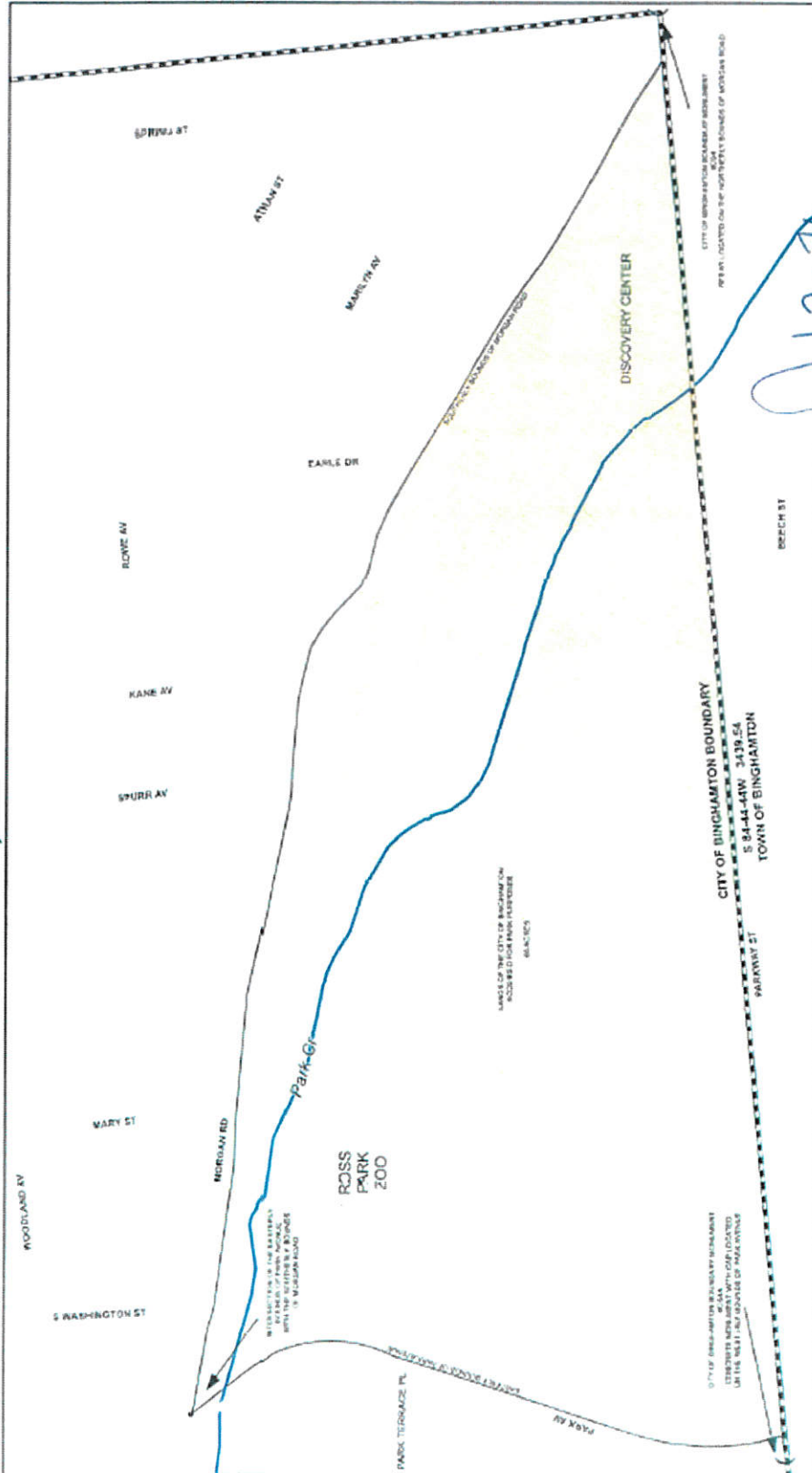
County of _____)

On the _____ day of _____ in the year 20____, before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public, State of New York

5
Exhibit A

Ross Park Boundary Map
EPF Project #228772 Ross Park Trail



Signature: *[Handwritten Signature]*
 Date: 8/14/23
 Name: Mark A. ...
 Title: Mayor, City of Binghamton



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

Date: February 3, 2016

Sponsored by Council Members: Mihalko, Matzo, Papastrat, Scaringi, Cronic, Taylor, Berg

Introduced by Committee: Public Works/Parks

RESOLUTION

^{entitled}
A RESOLUTION AUTHORIZING THE MAYOR
TO ACCEPT A GRANT IN THE AMOUNT OF
\$500,000 FROM THE NEW YORK STATE
OFFICE OF PARKS, RECREATION AND
HISTORIC PRESERVATION TO RENOVATE
AND RELOCATE THE ROSS PARK CAROUSEL
RENOVATION & RELOCATION

WHEREAS, the City of Binghamton is eligible to receive a \$500,000 grant from the New York State Office of Parks, Recreation and Historic Preservation through the Environmental Protection Fund Municipal Grant Program to renovate and relocate the Ross Park Carousel; and

WHEREAS, there is no required City match; that, pending reimbursement, funding for the project shall be drawn from the general fund; that the Commissioner of Parks and Recreation will be the grant project manager; and that the anticipated date of project completion is May 29, 2017; and

WHEREAS, the City wishes to accept said grant.

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

RESOLVE that the Council of the City of Binghamton does hereby accept a grant from the New York State Office of Parks, Recreation and Historic Preservation through the Environmental Protection Fund Municipal Grant Program in the amount of \$500,000 to renovate and relocate the Ross Park Carousel; and be it further

RESOLVED that there is no required City match; that, pending reimbursement, funding for the project shall be drawn from the general fund; that the Commissioner of Parks and Recreation will be the grant project manager; and that the anticipated date of project completion is May 29, 2017; and be it further

RESOLVED that the Mayor, or his designee, is hereby authorized to enter into and execute an agreement, approved as to form and content by the Office of Corporation Counsel, with the New York State Office of Parks, Recreation and Historic Preservation to accept such grant.

Introductory No. R16-31

Permanent No. R16-31

Sponsored by City Council Members:
Mihalcko, Matzo, Papastrat, Scaringi, Cronicc, Taylor, Berg

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT IN THE AMOUNT OF \$500,000 FROM THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION TO RENOVATE AND RELOCATE THE ROSS PARK CAROUSEL RENOVATION & RELOCATION

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

2/3/10
Date

[Signature]
City Clerk (Deputy)

2/4/10
Date Presented to Mayor

2/4/10
Date Approved

[Signature]
Mayor

	Ayes	Nays	Abstain	Absent
Councilman Scaringi	✓			
Councilman Mihalcko	✓			
Councilwoman Cronicc	✓			
Councilman Taylor	✓			
Councilman Matzo	✓			
Councilman Berg	✓			
Councilman Papastrat	✓			
Total	7	0	0	0

Code of the City of Binghamton

Adopted Defeated

Ayes 7 Nays 0 Abstain 0 Absent 0

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 2/3/10. Approved by the Mayor on 2/4/10.

* Please expedite



Legislative Branch

RL Number:
23-178
Date Submitted:
8/16/23

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: Megan J. Heiman Date: 08/16/2023

To Be Completed By Applicant

Proposed Title: An ordinance to amend the 2023 Budget for emergency demolition of the fire-damaged property at 33 Charlotte St.

Executive Summary (Explain why legislation is necessary): Legislation is needed to cover the cost of the emergency demolition of 33 Charlotte St., which was damaged in a fire.
Decrease M1910.54470 (demolition) \$17,900
Increase M.42680 (insurance recovery) by \$17,900

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 \$17,900 Funds available in Budget Line M1910.54470 Title Demolition

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"/>

GORICK CONSTRUCTION CO., INC.

27 TRACK DRIVE
BINGHAMTON, NEW YORK 13904

PHONE
(607) 775-1765

FAX
(607) 775-1608



INVOICE

INVOICE DATE	CUSTOMER NO.	INVOICE NUMBER
04-24-2023	13550	22722
P. O. NUMBER	JOB NUMBER	
	23-008	

TO:
CITY OF BINGHAMTON
DEPARTMENT OF PURCHASING
38 HAWLEY STREET
BINGHAMTON, NY 13901

JOB LOCATION:
COB 33 CHAROLETTE ST

ATTN:

DESCRIPTION	UNITS	UNIT PRICE	AMOUNT
DEMO COMPLETED AS REQUESTED	LS		17,900.00
		AMOUNT BILLED	\$17,900.00
		TOTAL EXEMPT TAX	
		TOTAL DUE	\$17,900.00

TERMS: NET 1 1/2% INTEREST AFTER 30 DAYS, 18% PER ANNUM.



Gorick Construction Co., Inc.

27 Track Drive, Binghamton, NY 13904

P: 607.775.1765

F: 607.775.1608

April 21, 2023

City of Binghamton
38 Hawley St
Binghamton, NY 13901
607.772.7007

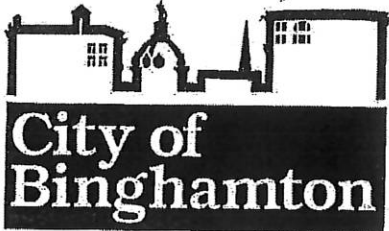
Re: 33 Chrarlotte Street

Scope of work:

- Emergency Demolition of structure and removal -----\$9,000.00
- Landfill tipping fees 114.72 tons-----\$6,900.00
- NYSDOL Notification fee-----\$2,000.00

Total:----\$17,900.00

Trevor Moyer
Vice President



**Department of Building Construction &
Code Enforcement**

Mayor Jared M. Kraham

*Christopher Schleider, Supervisor
Dave Watson, Assistant Supervisor*

March 24, 2023

At: 33 Charlotte St. – rear structure

**Re: 33 Charlotte St. Tax Map # 160.21-1-11
Structural Assessment of Unsafe Structure**

On or about March 24, 2023, a municipal Code Official, Camillo DiLuzio, performed a site inspection at the listed address, **33 Charlotte St.**, as required to assess and evaluate the structural integrity of the primary building, which is an accessory structure at the back end of the parcel.

Based on conditions observed during inspection, and a report from the fire Marshall's Office stating that the building had been fire damaged, we have identified this structure as being unsafe for use or occupancy, permanent or temporary, by any persons including environmental field testing, asbestos abatement, or demolition personnel.

Based on our finding that the building is unsafe for use or occupancy by any persons, we understand that demolition will proceed, with corresponding limitations and precautions, subject to prior approval by the Commission on Architecture and Urban Design (CAUD) and issue of demolition permitting by the Office of Building Construction.

If you require any further information from this office, please let me know. Thank you.

**Christopher Schleider
Supervisor of Building Construction**



* Expedite *

Legislative Branch

RL Number:
23-180
Date Submitted:
8/16/23

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

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

Signature: Date: 07/17/2023

To Be Completed By Applicant

Proposed Title: A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$250,000 IN REVOLVING LOAN FUNDS FROM THE BINGHAMTON LOCAL DEVELOPMENT CORPORATION AS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME

Executive Summary (Explain why legislation is necessary):

City Council approved the use of \$250,000 in BLDC Revolving Loan Fund for a capital project on Clinton Street. This legislation will allow the City of Binghamton to access those funds and begin the project.

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: 08/23/2023

RL related to previously adopted legislation: Perm. number 023-93, adoption date 07/12/2023

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"/>

2024 Proposed Budget

DESCRIPTION	Expended in 2022	2023 Adopted Budget	2023 Adjusted Budget	Encumbered or Expended Thru 05/26/2023	2024 Proposed Budget	2024 Adopted Budget
ECONOMIC DEVELOPMENT						
CD6889.54000.CDY49 CONTRACTUAL	0.00	0.00	0.00	0.00	349,000.00	0.00
Salaries - 1.00 @ 99,000.00						
→ Projects - 1.00 @ 250,000.00						
TOTAL FOR DEPARTMENT	\$0.00	\$0.00	\$0.00	\$0.00	\$349,000.00	\$0.00



Legislative Branch

RL Number:
23-176

Date Submitted:
8/16/23

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 Office of the Mayor 607-772-7001
 (Print Name) (Title) (Phone number)

Signature: _____ Date: _____

To Be Completed By Applicant

Proposed Title: An Ordinance to repeal Perm O21-87 to unallocate ARPA funds.

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:	
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"/>



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

Date: September 1, 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 ALLOCATE AMERICAN RESCUE
PLAN ACT FUNDS FOR BROADBAND
IMPROVEMENTS WITH THE SOUTHERN TIER
NETWORK

WHEREAS, the Mayor and the Comptroller of the City of Binghamton find it proper and necessary to amend the 2021 budget to (i) create expense budget lines for broadband improvements with the Southern Tier Network and (ii) allocate American Rescue Plan Act (ARPA) funds in the amount of \$1,000,000 for same; and

WHEREAS, such budget amendments were approved by the Board of Estimate and Apportionment on September 1, 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 (i) create expense budget lines for broadband improvements with the Southern Tier Network and (ii) allocate American Rescue Plan Act (ARPA) funds from A688 (Other Liabilities) in the amount of \$1,000,000 for same as follows:

- (i) \$1,000,000 increase revenue budget line A.44089.F0015 (Federal Aid-Other)
- (ii) \$1,000,000 increase expense budget line A9950.59000.F0015 (Transfer to Capital)
- (iii) \$1,000,000 increase revenue budget line H.45031.F0015 (Interfund Transfer)
- (iv) \$1,000,000 increase expense budget line H1440.525801.F0015 (Broadband Improvements-ARPA)

Section 3. That this ordinance shall take effect immediately.

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

Chuck Shager, Comptroller

Introductory No. 021-90

Permanent No. 021-87

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

AN ORDINANCE TO AMEND THE 2021 BUDGET
TO ALLOCATE AMERICAN RESCUE PLAN ACT
FUNDS FOR BROADBAND IMPROVEMENTS
WITH THE SOUTHERN TIER NETWORK

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

Date 9/11/21

City Clerk
Christina B. Rogers

Date Presented to Mayor

9/2/21
Date Approved

Mayor
William D. Dale

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

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 9/11/21. Approved
by the Mayor on 9/2/21

William D. Dale



Legislative Branch

RL Number: 23-179
Date Submitted: 8/16/23

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
<i>(Print Name)</i>	<i>(Title)</i>	<i>(Phone number)</i>

Signature: _____ Date: 08/04/2023

To Be Completed By Applicant

Proposed Title: An Ordinance to allocate American Rescue Plan Act funds for a police officer retention incentive in the amount of \$441,297

Executive Summary *(Explain why legislation is necessary):*
O22-180

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 **O22-180**, adoption date **12/07/2022**

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:
23-175

Date Submitted:
8/16/23

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

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

Signature: _____ Date: _____

To Be Completed By Applicant

Proposed Title: An Ordinance authorizing the Mayor to enter into an agreement with the Binghamton Police Benevolent Association for the years 2024-2026.

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

MEMORANDUM OF AGREEMENT

BETWEEN

CITY OF BINGHAMTON

AND THE

**NEW YORK STATE LAW ENFORCEMENT
OFFICERS UNION, AFSCME COUNCIL 82,
BINGHAMTON POLICE BENEVOLENT
ASSOCIATION, INC.**

WHEREAS, the parties have met to discuss a Memorandum of Agreement as it pertains to change in wage schedules and length of Collective Bargaining Agreement; and

WHEREAS, both parties have worked collectively on changes in the wage schedule to better retain and recruit members of the Binghamton Police Department, to improve public safety and advance 21ST Century policing standards; and

WHEREAS, the parties have discussed said Memorandum of Agreement, specifically to the issue of the changes in the wage schedule to better retain and recruit members of the Binghamton Police Department, to improve public safety and advance 21ST Century policing standards, and to increase the length of the Collective Bargaining Agreement; and

WHEREAS, both parties have been fully and fairly represented during these discussions, and both parties fully understand the issue and the Agreement proposed, and each have agreed to such Agreement; and

WHEREAS, representatives of the City of Binghamton (“City”) and the New York State Law Enforcement Officers Union, AFSCME Council 82, Binghamton Police Benevolent Association, Inc. (“Council 82”) have conferred for the purposes of establishing mutually agreed terms for the implementation of the Memorandum of Agreement

NOW, THEREFORE, the parties hereby agree as follows:

1. The wage schedule Attached to this Memorandum of Agreement shall take effect on January 1, 2024, and shall replace the current wage schedule in the existing Collective Bargaining Agreement
2. All articles, sections, and Memorandums currently related/or in the Collective Bargaining Agreement shall remain in effect until a successor agreement has been negotiated.

3. The current Collective Bargaining agreement expiration date shall be extended to December 31, 2026
4. This Memorandum of Agreement shall become effective immediately upon signing by the parties, and shall not be precedent setting, nor can this agreement be used in a past practice argument by either party.
5. The City and Council 82 both understand that this Memorandum of Agreement is for Wage schedule change and extended term of the current Collective Bargaining Agreement only, and that all other Articles and sections shall remain the same until a successor agreement is negotiated.
6. Said successor agreement to be negotiated, will be for the Agreement that will expire on December 31, 2026,
7. This agreement shall only be changed by a signed writing by both parties and shall cease to be in effect once the terms of this agreement have been met.

FOR CITY OF BINGHAMTON:

Mayor

Date: _____

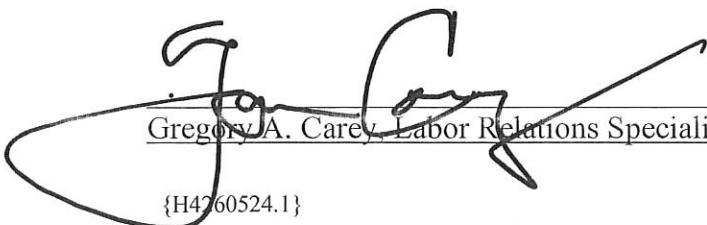
Chief of Police

Date: _____

FOR THE UNION:

Binghamton P.B.A., Inc

Date: _____



Gregory A. Carey, Labor Relations Specialist, Council 82

Date: _____

WAGE SCHEDULE

	2024	2025	2026
Captain	\$ 111,758	\$ 115,111	\$ 118,564
Lieutenant	\$ 104,622	\$ 107,760	\$ 110,993
Sergeant	\$ 97,622	\$ 100,551	\$ 103,567
Patrolman Grade 1	\$ 88,134	\$ 90,778	\$ 93,501
Patrolman Grade 2	\$ 81,965	\$ 84,424	\$ 86,956
Patrolman Grade 3	\$ 77,558	\$ 79,885	\$ 82,281
Patrolman Grade 4	\$ 68,745	\$ 70,807	\$ 72,931
Patrolman Grade 5	\$ 59,931	\$ 61,729	\$ 63,581
Probationary	\$ 52,880	\$ 54,467	\$ 56,101



Legislative Branch

RL Number:
23-182

Date Submitted:
8/17/23

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


REQUEST FOR LEGISLATION

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Applicant Presenting RL at Work Session

Brian M. Seachrist, Esq. Corporation Counsel (607) 772-7013

(Print Name) (Title) (Phone number)

Signature:  Date: 8/17/23

To Be Completed By Applicant

Proposed Title: An Ordinance to amend the 2023 budget for the Office of Corporation Counsel.

Executive Summary (Explain why legislation is necessary): (1) Outstanding legal bills (e.g., legal case research system, outside counsel bills for the eminent domain proceeding and other litigation against the City, etc.); and (2) miscellaneous office supplies (e.g., paper).

Effective Date: (if applicable) 08/23/2023

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 _____

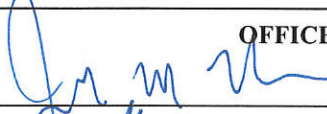


Contract: Person/Company _____ Start/End Date _____

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 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"/>

