



# Legislative Branch

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Office of the City Clerk, City Hall, Binghamton, NY 13901 607-772-7005

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**Minutes**  
**Regular City Council Meeting**  
**Held at Council Chambers, 38 Hawley Street, Binghamton, N.Y.**  
**Tuesday February 17, 2009**

**PLEDGE OF ALLEGIANCE**

Council President Gerchman called the meeting to order at 6:30pm and led the Pledge of Allegiance.

**ROLL CALL**

Present: Weslar, Gerchman, Webb, Massey, Kramer, Collins

Absent: Rennia

Also in attendance: Corporation Counsel Kenneth Frank, City Clerk Joseph A. Merrill, Deputy City Clerk Angela Fagerstrom

**REPORTS FROM COMMITTEES AND APPROVAL OF MINUTES**

Approval of Minutes from the Regular Business Meeting held on Monday February 2, 2009

Moved by Webb, seconded by Collins

**Voice vote, none opposed**

**RECOGNITIONS AND ACKNOWLEDGMENTS**

Judge Mary Anne Lehmann swore in Joseph A. Merrill as the City Clerk, and Angela B. Fagerstrom as the Deputy City Clerk

**PUBLIC HEARING(S)**

**Introductory Ordinance 09-002, Considered in Municipal and Public Affairs, Chair: Massey**

An Ordinance amending the Binghamton Human Rights Law

In Favor: None

Opposed: None

**APPROVAL OF MAYORAL APPOINTMENTS**

**SET PUBLIC HEARING(S)**

*Public Hearing set for Monday March 2, 2009 at 6:30pm*

**Introductory Ordinance 09-006, Considered in Planning and Community Development, Chair: Weslar**

An Ordinance to expand the Planning Commission's review of Commercial and Residential Development

**PUBLIC COMMENT/COMMUNICATION**

*Communications received to be read into the record:*

Letter from Ruth S. Levy regarding housing, received in the Clerk's Office on February 5, 2009.

Letter from David F. and Susan M. Lindsey regarding housing, received in the Clerk's Office on February 8, 2009.

Letter from Ralph Bodnar regarding housing, received in the Clerk's Office on February 10, 2009. Letter from Tom Singe, General Manager of Bates Troy Healthcare Linen, regarding noise violations, received in the Clerk's Office on February 17, 2009.

*Public Comment:*

Barry Koffman, Micah White, Richard Pilie, Sharon Nieminski, Adam Shamah, Robert Menjae, Jack Sheehan, Deborah Lysczech, Don Karn, Jr., John Ruth, Mark Lesha, Ellie Farfaglia, Bill Bernstein

**RECONSIDER LEGISLATION**



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## **SECOND READING LEGISLATION**

### **Permanent Resolution 09-011, Considered in Finance, Chair: Rennia**

A Resolution to approve the Binghamton Local Development Corporation's Special Projects Loan to 142 Court Street, LLC, in an amount not to exceed one hundred thousand dollars (\$100,000.00) for the renovation of the upper stories at 142 Court Street for student housing

Motion to approve. Moved by Kramer, seconded by Massey.

#### **Legislation adopted (Vote 6-0-1)**

Ayes: Weslar, Gerchman, Webb, Massey, Kramer, Collins

Nays: None

Absent: Rennia

## **FIRST READING LEGISLATION**

### **Permanent Ordinance 09-002, Considered in Finance, Chair: Rennia**

An Ordinance authorizing a Responsibility Adjustment for the Assistant Director of Planning, Housing & Community Development

Motion to approve. Moved by Kramer, seconded by Weslar.

#### **Legislation adopted (Vote 5-1-1)**

Ayes: Weslar, Webb, Massey, Kramer, Collins

Nays: Gerchman

Absent: Rennia

### **Permanent Ordinance 09-003, Considered in Finance, Chair: Rennia**

An Ordinance authorizing the creation of budget line A1621.1012 and modification of budget line A1621.1011

Motion to approve. Moved by Kramer, seconded by Weslar.

#### **Legislation adopted (Vote 6-0-1)**

Ayes: Weslar, Gerchman, Webb, Massey, Kramer, Collins

Nays: None

Absent: Rennia

### **Permanent Ordinance 09-004, Considered in Finance, Chair: Rennia**

An Ordinance to reappropriate Section 8 Housing budget funds for the purpose of increasing revenue and expenses to expand the program and fund pay-out of Section 8 Housing Coordinator

Motion to approve. Moved by Kramer, seconded by Webb.

#### **Legislation adopted (Vote 6-0-1)**

Ayes: Weslar, Gerchman, Webb, Massey, Kramer, Collins

Nays: None

Absent: Rennia

### **Permanent Resolution 09-012, Considered in Municipal and Public Affairs, Chair: Massey**

A Resolution amending parking fees

Motion to approve. Moved by Massey, seconded by Weslar.

#### **Legislation adopted (Vote 6-0-1)**

Ayes: Weslar, Gerchman, Webb, Massey, Kramer, Collins

Nays: None

Absent: Rennia

### **Permanent Resolution 09-013, Considered in Municipal and Public Affairs, Chair; Massey**

A Resolution approving a lease for food concession and restaurant at Ely Park Golf Course

*Councilman Weslar requested that his name be removed from the sponsor list.*

Motion to approve. Moved by Massey, seconded by Kramer.

#### **Legislation adopted (Vote 5-1-1)**

Ayes: Gerchman, Webb, Massey, Kramer, Collins

Nays: Weslar

Absent: Rennia



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**Permanent Resolution 09-014, Considered in Public Works, Chair: Collins**

A Resolution to authorize entry into a Remedial Consent Order with the New York State Department of Environmental Conservation

Motion to approve. Moved by Collins, seconded by Webb.

**Legislation adopted (Vote 6-0-1)**

Ayes: Weslar, Gerchman, Webb, Massey, Kramer, Collins

Nays: None

Absent: Rennia

**COMMUNICATIONS FROM COUNCIL MEMBERS**

Councilwoman Webb, Councilman Massey, Councilman Kramer, Councilman Collins, Councilman Weslar, Councilman Gerchman

**ADJOURNMENT**

Moved by Webb, seconded by Kramer

Voice vote, none opposed.

Adjourned at 8:40pm