



Legislative Branch

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

Minutes
Regular City Council Meeting
Held at Council Chambers, 38 Hawley Street, Binghamton, N.Y.
Wednesday April 21, 2010

PLEDGE OF ALLEGIANCE

Council President Gerchman called the meeting to order at 6:32pm and led Pledge of Allegiance.

ROLL CALL

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

Absent: Webb (arrived at 7:05pm)

Also in attendance: Corporation Counsel Kenneth Frank, City Clerk Angela Fagerstrom

REPORTS FROM COMMITTEES AND APPROVAL OF MINUTES

Approval of minutes from Business Meeting held on April 7, 2010.

Moved by Weslar, seconded by Collins

Voice vote, none opposed.

APPROVAL OF MAYORAL APPOINTMENTS

Appointment of Angela Fagerstrom to position of City Clerk by the Council of the City of Binghamton, effective April 14, 2010.

SET PUBLIC HEARING

A Public Hearing for "An Ordinance discontinuing a portion of Water Street from the intersection of Susquehanna Street south to the property line of Washington Development Associates, LLC" was originally scheduled for April 21, 2010. As this was not properly published, the Public Hearing will be held on Wednesday May 5, 2010 at 6:30 P.M. in the City Council Chambers.

PUBLIC COMMENT

Ellie Farfaglia, John Solak, Jack Sheehan, Sharon Nieminski, Debra Hogan, Dave Hotel, Carol Marchesani

Letter from Bernadette Fox, received in the City Clerk's Office on April 14, 2010, regarding the installation of a "Cost of War" counter on City Hall.

Letter from Bill Stets, received in the City Clerk's Office on April 16, 2010, regarding the installation of a "Cost of War" counter on City Hall.

Letter from Rachel Bowers, received in the City Clerk's Office on April 16, 2010, regarding the installation of a "Cost of War" counter on City Hall.

Letter from Michael Woytach, received in the City Clerk's Office on April 17, 2010, regarding the installation of a "Cost of War" counter on City Hall.

Letter from Rob Wandell, received in the City Clerk's Office on April 18, 2010, regarding the installation of a "Cost of War" counter on City Hall.

Letter from Matt Barcak, received in the City Clerk's Office on April 18, 2010, regarding the installation of a "Cost of War" counter on City Hall.

Letter from John Vallone, received in the City Clerk's Office on April 19, 2010, regarding the installation of a "Cost of War" counter on City Hall.

FIRST READING LEGISLATION

Introductory Ordinance 10-16. Introduced on the Finance Committee, Chair: Rennia

An Ordinance authorizing the issuance of \$4,774,135 in serial bonds to finance 2010 Capital Projects

1. Motion to approve State Environment Quality Review Act (SEQRA) Determination of Type II Action.
Moved by Kramer, seconded by Collins.
Voice vote, none opposed
2. Motion to approve legislation.
Moved by Webb, seconded by Kramer.



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3. Motion to amend legislation to remove the following items, and to amend all appropriate totals.
Section 1, Item B, a four-wheel drive pick-up truck, at an estimated cost of \$15,000
Section 1, Item C, a one-ton stake body truck with dump, at an estimated cost of \$25,000
Section 1, Item D, two 4x4 tractors with cabs and plows, at an estimated cost of \$20,000 per item, with a maximum of \$40,000
Section 1, Item E, a one-ton van, at an estimated cost of \$19,500
Section 1, Item F, a flail-arm mower, at an estimated cost of \$45,000
Section 1, Item G, a Bobcat loader, at an estimated cost of \$24,000
Moved by Rennia, seconded by Weslar.
4. Motion to table legislation.
Moved by Weslar, seconded by Kramer.
Voice vote, none opposed.

Motion to recess for five minutes at 7:41pm.

Moved by Weslar, seconded by Kramer.

Voice vote, none opposed.

Called to order by Council President Gerchman at 7:46pm.

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

Absent: None

Introductory Ordinance 10-17. Introduced on the Municipal and Public Affairs Committee, Chair: Weslar

An Ordinance abolishing Chapter 379, Taxi Regulations

Motion to approve legislation. Moved by Weslar, seconded by Rennia.

Motion carried. Legislation adopted as Permanent Ordinance 10-17. (Vote 7-0)

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

Nays: None

Introductory Ordinance 10-18. Introduced on the Municipal and Public Affairs Committee, Chair: Weslar

An Ordinance to sell vacant lots at 122 Walnut Street and 25 Lyon Street to Opportunities for Broome as part of Restore NY-funded Affordable Housing Projects

Motion to approve legislation. Moved by Weslar, seconded by Rennia.

Motion carried. Legislation adopted as Permanent Ordinance 10-18. (Vote 7-0)

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

Nays: None

Introductory Ordinance 10-19. Introduced on the Planning and Community Development Committee, Chair: Massey

An Ordinance relating to the establishment and preservation of landmarks and historic districts in the City of Binghamton

1. Motion to approve legislation.
Moved by Massey, seconded by Webb.
2. Motion to approve State Environment Quality Review Act (SEQRA) Determination of Non-Significance.
Moved by Weslar, seconded by Massey.
Voice vote, none opposed.
3. Motion to adopt legislation.
Moved by Massey, seconded by
Motion carried. Legislation adopted as Permanent Ordinance 10-19. (Vote 4-3)
Ayes: Weslar, Webb, Massey, Kramer,
Nays: Gerchman, Rennia, Collins

Introductory Resolution 10-33. Introduced on the Finance Committee, Chair: Rennia

A Resolution authorizing corrections to the 2009 and 2010 tax rolls

Motion to approve legislation. Moved by Webb, seconded by Weslar.

Motion carried. Legislation adopted as Permanent Resolution 10-33. (Vote 7-0)

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

Nays: None



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Introductory Resolution 10-34. Introduced on the Finance Committee, Chair: Rennia

A Resolution entering into the New York State Municipal Workers' Compensation Alliance Plan
Councilwoman Rennia requested that her name be added to the sponsor list.

Motion to approve legislation. Moved by Rennia, seconded by Weslar.

Motion carried. Legislation adopted as Permanent Resolution 10-34. (Vote 7-0)

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

Nays: None

Introductory Ordinance 10-16. Introduced on the Finance Committee, Chair: Rennia

Motion to reconsider legislation.

Moved by Weslar, seconded by Rennia.

Voice vote, none opposed.

1. Motion to amend Section 3(B) regarding the period of probable usefulness for Section 1(C)(D)(E)(G), reducing it from ten years to five years.
Moved Rennia, seconded by Weslar.
Motion carried (Vote 7-0)
Ayes: Weslar, Gerchman, Rennia, Webb, Massey, Kramer, Collins
Nays: None
2. Motion to amend Section 3(C) regarding the period of probable usefulness concerning Section 1(F), reducing it from fifteen years to five years.
Moved by Rennia, seconded by Weslar.
Motion carried (Vote 7-0)
Ayes: Weslar, Gerchman, Rennia, Webb, Massey, Kramer, Collins
Nays: None
3. Motion to approve legislation as amended.
Moved by Webb, seconded by Kramer.
Motion carried. Legislation adopted as Permanent Ordinance 10-16. (Vote 7-0)
Ayes: Weslar, Gerchman, Rennia, Webb, Massey, Kramer, Collins
Nays: None

Introductory Resolution 10-35. Introduced on the Finance Committee, Chair: Rennia

A Resolution to Support City's Application to NYS Affordable Housing Corporation for \$280,000 in New Home Construction Subsidies to Advance Goals of the Binghamton Healthy Neighborhood Collaboration

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

Motion carried. Legislation adopted as Permanent Resolution 10-35. (Vote 7-0)

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

Nays: None

Introductory Resolution 10-36. Introduced on the Municipal and Public Affairs Committee, Chair: Weslar

A Resolution urging the New York State Legislature to adopt Extended Producer Responsibility legislation for consumer electronic waste recycling and management

Motion to approve legislation. Moved by Weslar, seconded by Webb.

Motion carried. Legislation adopted as Permanent Resolution 10-36. (Vote 7-0)

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

Nays: None

Introductory Resolution 10-37. Introduced on the Municipal and Public Affairs Committee, Chair: Weslar

A Resolution establishing Saturday May 22, 2010 as Free Tire Drop Off Day

Motion to approve legislation. Moved by Collins, seconded by Kramer.

Motion carried. Permanent Resolution 10-37. (Vote 7-0)

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

Nays: None

COMMUNICATIONS FROM COUNCIL MEMBERS

Rennia, Webb, Massey, Kramer, Collins, Weslar, Gerchman