

**TOWN OF BINGHAMTON**  
**TOWN BOARD**  
**January 21, 2020**

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**MINUTES OF THE REGULAR MEETING OF THE TOWN OF BINGHAMTON TOWN BOARD HELD ON TUESDAY, JANUARY 21, 2020, 7:00 P.M., TOWN OF BINGHAMTON, TOWN HALL, 279 PARK AVENUE, BINGHAMTON, NEW YORK.**

The meeting was called to order at 7:00 p.m. by Supervisor Rounds.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:**

E. Rounds, Supervisor	Present	M. Leighton, Councilperson	Present
D. Nye, Councilperson	Present	M. Bensley, Councilperson	Present
V. Xlander, Deputy Supervisor	Present		

**OTHERS PRESENT:**

V. Conklin, Town Clerk	M. Donahue, Highway Superintendent
R. Pope, Deputy Town Attorney	W. Polhamus, TOB Volunteer Fire Co.
N. Pappas, Code Enforcement/Bldgs. & Grounds	6 Guests

**A motion may be made to go into an executive session to discuss a legal matter and/or a personnel matter regarding a particular employee after the meeting is convened.**

**APPROVAL OF AUDITED CLAIMS:**

Councilperson Leighton made the motion to approve a Resolution to approve the following claims as audited:

2019

Lighting	Claim No. 1198	\$ 149.21
Water	Claim No. 1199-1200, 1202	\$ 361.52
Highway	Claim No. 1201-1205	\$ 308.98
General	Claim No. 1206-1216	\$ 6,593.09

2020

Sewer	Claim No. 17-18	\$ 102,564.20
Water	Claim No. 18	\$ 888.20
General	Claim No. 29-46	\$ 53,999.47
Highway	Claim No. 30-37	\$ 16,453.09

The motion was duly seconded by Councilperson Xlander. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

### **RECOGNITION OF MINUTES:**

There were no corrections made to the January 7, 2020 Work Session minutes.

### **VOICE OF THE PUBLIC:**

Supervisor Rounds opened the floor at 7:01 p.m.

Fran Strnatka – Mrs. Strnatka and her husband, Steve, inquired about the status of the code violations at 327 Powers Road. The owners of 327 Powers Road moved a large tent with trash that had been in their front lawn/driveway since 2018 onto the Strnatkas' property. The Strnatkas reported the incident to Code Enforcement Officer Pappas, who was going to take pictures of the trash. On August 2<sup>nd</sup>, 2019, the Strnatkas had not heard anything, so they personally delivered a written complaint along with pictures of what had been moved on to the Strnatkas' property. In October, Mrs. Strnatka called and spoke with Supervisor Rounds and left word regarding the property owner, and asked if the property owner was going to be sent a summons to appear in Court. Mrs. Strnatka spoke with Mr. Pappas the other day regarding an abandoned truck that is on both owners' property line. They do know of the individual that owns the truck. They would like to work with the owner of the truck, or find out how this is going to be resolved. Supervisor Rounds stated the property owner has been summoned into Court, and that the process will start as a code violation. If the owner comes, she will have the opportunity to plead guilty or not guilty, and start a remedy process. Supervisor Rounds stated that the property owner is her niece. Supervisor Rounds has tried to reach out to the property owner, and has addressed the issue showing no favoritism. The process for the property owner will be the same process as it would be for anyone else. Mrs. Strnatka stated that they had sent the owner a letter the summer of 2019 asking her to clean up. The letter was sent first class mail. The Strnatkas sent a second letter, certified, return receipt requested. The property owner never claimed the letter at the post office. The letter was returned to the Strnatkas. Supervisor Rounds again stated that the matter will be handled as any other code violation, and the property owner will be held accountable just like everyone else. Mr. Pappas is in the process of having the truck towed from the Strnatkas' property. Councilperson Leighton stated that he was informed by Mr. Pappas that if the property owners do not remove the trash after being summoned into Court, the Strnatkas will have to file a complaint with the police. Supervisor Rounds will be in communication with the Strnatkas after the Court date to give them an update.

There being no further presentations to be brought before the Board, the floor was declared closed at 7:10 p.m.

### **COMMUNICATIONS AND ANNOUNCEMENTS:**

VFW Post 1611 – Pancake Breakfast – Sunday, January 26, 2020 from 8:00 a.m. to 11:00 a.m. at the TOB Community Center

Presidents' Day - TOB Municipal Buildings will be closed Monday, February 17, 2020 in Observance of Presidents' Day

## **OFFICIALS AND COMMITTEE REPORTS:**

Planning Board – A joint meeting with the ZBA, which was a training session, was held on Monday, January 13, 2020 at 6:30 p.m. at the TOB Town Hall. Joint quarterly meetings will be held with the Planning Board and ZBA Board. The next regularly scheduled joint quarterly meeting will be held on April 13, 2020 at the TOB Town Hall. Supervisor Rounds contacted the NYS Federation of Planning, and provided contact information for the members of the Planning and Zoning Boards so that they receive newsletters, online training information, etc.

Zoning Board of Appeals - A joint meeting with the Planning Board, which was a training session, was held on Monday, January 13, 2020 at 6:30 p.m. at the TOB Town Hall. Joint quarterly meetings will be held with the Planning Board and ZBA Board. The next regularly scheduled joint quarterly meeting will be held on April 13, 2020 at the TOB Town Hall.

Youth Commission – There was no update.

Code Enforcement/Buildings and Grounds – Code Enforcement Officer Pappas reported that there is a piece of property located on Stevens Road that was just purchased by Jim Torto for use of dumping fill. A clean fill permit will be required for the dumping of fill. If an acre or more of land is being used for dumping fill, a SWWP permit is required. More than likely, the dumping of fill will be constant, and Supervisor Rounds may want the Planning Board to review this matter. This may also fall under the Town's road preservation code. The trucks will be 10 wheelers, and there could be anywhere from five to 15 trucks per day during the construction season, and the dumping could go on for years. Deputy Town Attorney Pope will interpret the Town Code regarding excessive road use/road preservation. Mr. Pappas will also review the Town Code. He believes the matter is subject to review by the Planning Board before the permit is approved. The DEC will also have to review and approve the SWWP permit after the SWWP permit is approved by the Town. Mr. Pappas stated that P&J Hollister & Shackle Corporation, a mechanical contractor, has a service contract with Broome County, and the Town is authorized to purchase under the service contract without going to competitive bid. The Town's Organizational Resolution allows the Town to use such State and County contracts. Mr. Pappas can use such contracts for the purchase of a new furnace(s), or the purchase can go out for competitive bid.

Highway Department – There was a water main break on Aldrich Avenue, which has been repaired. The Highway Department has also been busy with some snow removal. The Town is in receipt of the Sewage Treatment bill from the City, which is approximately \$101,000 per quarter.

Receipt of Reports – The Town Board is in receipt of the following reports:

Town Clerk's Monthly Report for December 2019  
Town Clerk's Final Report for January 1, 2019 thru December 31, 2019  
DCO's Monthly Report for December 2019

TOB Volunteer Fire Co. – Mr. Polhamus gave the following report: There were seven calls for the month. There were four mutual aid calls. Two were major calls, the Taylor Garbage Recycling Center fire in Apalachin in which the TOB moved 100,000 gallons of water, and they were there for 14 to 16 hours. Another mutual aid call was a fire on Pierce Creek Road, which involved around eight companies, requiring five to eight hours of their involvement. They attended an assisted fire in Conklin, a chimney fire in Silver Lake, three calls of their own, two in Orchard Park and one on South Mountain, which was a fire alarm.

### **SUPERVISOR'S REPORT:**

BC Association of Towns and Villages Monthly Meeting – The monthly meeting will be held on Thursday, January 23, 2020 at 6:00 p.m. at Atrio. The guest speaker will be BC Executive Jason Garnar.

### **UNFINISHED BUSINESS:**

Code Updates – Supervisor Rounds stated that possibly changing the code for accessory buildings, unattached, not being in front of the house, those types of things, were discussed at the joint Planning/ZBA meeting. The code at this time will stay the same for those items. Commercial zoned properties for more than warehouse use will be considered and changed on a per case basis as needed, and subject to review by the Planning Board/Zoning Board. Code Enforcement Officer Pappas will contact the Wickizers to let them know that they need to contact the Planning Board if they wish to go forward with the self-storage units.

Water Tower Grant - Update – The Town's application for a grant for a new water tower was denied by the NYS Department of Health. A SEQR review was done, but the NYS Health Department is requesting an environmental review for a major construction site even though the water tank is an existing water tank on existing land with only the water tank being taken down and a new one erected. The Town is requesting an exit interview with the NYS Department of Health to give the Town an idea that if the Town accomplishes the review and it is submitted, are there other things that are not in line. The Town Engineer reached out to the NYS Department of Health, and is waiting to hear back from them.

Sanitary Lining – W. Hamton Rd. – There is approximately 2,500 feet from the intersection of Moore Ave. to the City of Binghamton that needs to have sanitary lining done this year. W. Hamton is the main trunk line, including the City of Binghamton because the Gillen Drive area runs into that trunk line also. The City uses the TOB's trunk line to feed back down to Vestal Ave. Last year about three-quarters of a mile was completed for sanitary line for a cost of approximately \$116,000. This project will be approximately \$70,000 to \$80,000. This will be put out to bid. A motion was made by Councilperson Nye to approve a Resolution to authorize Clark Patterson to put together bid specs for approximately \$2,500 feet on W. Hamton Road in the Town of Binghamton for sanitary lining, and the motion was duly seconded by Councilperson Leighton. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye

Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

There was no further unfinished business.

### **NEW BUSINESS:**

Highway Department – Agreement to Spend Highway Funds - Approval – Highway Superintendent Donahue provided the Board with an Agreement for approval of expenditures from Mr. Donahue's budget for repairs that he would like to do in the Town in the current fiscal year. A motion was made by Councilperson Bensley to approve a Resolution to approve the Agreement To Spend Highway Funds pursuant to provisions of Section 284 of the Highway Law for the following: General Repairs upon 49.74 miles of Town roads in the amount of \$240,000 to include Cynthia Drive and leading from Laurie Brook Drive to Dead End, Laurie Brook Drive to W. Hamton Rd. to Dead End, and commencing all other roads in the Town of Binghamton, and the motion was duly seconded by Councilperson Xlander. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye

Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

CDBG – Applicant Approval Requests – (Howe/Head/Ramia) – Resident Roger Head has been prequalified for the CDBG funds for masonry, interior carpentry, windows and doors, siding, roofing and electric, and includes extensive work in kitchen and bath for property located at 502 Hawleyton Road in the amount of \$40,000. A motion was made by Councilperson Bensley to approve a Resolution to approve the allocation of funds for the Head property located at 502 Hawleyton Road, Binghamton, New York, in the amount of \$40,000, and the motion was duly seconded by Councilperson Xlander. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye

Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

Resident Michael Howe has been prequalified for the CDBG funds for roofing, windows and doors, interior and exterior carpentry, heating, masonry, insulation and painting, for property located at 3504 Mildred Street in the amount of \$25,620. A motion was made by Councilperson Nye to approve the allocation of funds for the Howe property located at 3504 Mildred Street, Binghamton, New York, in the amount of \$25,620, and the motion was duly seconded by Councilperson Xlander. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

Resident Siham Ramia has been prequalified for the CDBG funds for plumbing and heating, interior and exterior carpentry, roofing, masonry, painting, electric, windows and doors for property located at 1904 Hawleyton Road in the amount of \$30,665. A motion was made by Councilperson Xlander to approve the allocation of funds for the Ramia property located at 1904 Hawleyton Road, Binghamton, New York, in the amount of \$30,665, and the motion was duly seconded by Councilperson Leighton. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

Resolutions – Reserve Funds – A motion was made by Councilperson Leighton to approve a Resolution establishing and authorizing the Buildings Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law subject to permissive referendum, and the motion was duly seconded by Councilperson Xlander. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

A motion was made by Councilperson Leighton to approve a Resolution establishing and authorizing the Consolidated Sewer District Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law subject to permissive referendum, and the motion was duly seconded by Councilperson Bensley. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

A motion was made by Councilperson Nye to approve a Resolution establishing and authorizing the Consolidated Water District Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law subject to permissive referendum, and the motion was duly seconded by Councilperson Leighton. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

A motion was made by Councilperson Leighton to approve a Resolution establishing and authorizing the Consolidated Water District Repair Reserve Fund pursuant to Section 6-d of the General Municipal Law subject to permissive referendum, and the motion was duly seconded by Councilperson Bensley. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

A motion was made by Councilperson Leighton to approve a Resolution establishing and authorizing the Employee Benefit Accrued Liability Capital Reserve Fund pursuant to Section



6-c of the General Municipal Law subject to permissive referendum, and the motion was duly seconded by Councilperson Xlander. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

A motion was made by Councilperson Leighton to approve a Resolution establishing and authorizing the Parks Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law subject to permissive referendum, and the motion was duly seconded by Councilperson Nye. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

A motion was made by Councilperson Leighton to approve a Resolution establishing and authorizing the Payment of Bonded Indebtedness Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law subject to permissive referendum, and the motion was duly seconded by Councilperson Xlander. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

A motion was made by Councilperson Bensley to approve a Resolution establishing and authorizing the Consolidated Sewer District Repair Reserve Fund pursuant to Section 6-d of the General Municipal Law subject to permissive referendum, and the motion was duly seconded by Councilperson Xlander. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

A motion was made by Councilperson Leighton to approve a Resolution establishing and authorizing the Highway Equipment Repair Reserve Fund pursuant to Section 6-d of the General Municipal Law subject to permissive referendum, and the motion was duly seconded by Councilperson Xlander. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

A motion was made by Councilperson Bensley to approve a Resolution establishing and authorizing the Highway Equipment Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law subject to permissive referendum, and the motion was duly seconded by Councilperson Xlander. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Xlander, Bensley, Leighton, Nye                      Absent: None

Nays: None

Declared adopted.

(Resolution Appended)

There was no further new business.

**VOICE OF THE PUBLIC:**

Supervisor Rounds opened the floor to the public at 8:07 p.m.

There being no presentations, the floor was declared closed at 8:07 p.m.

### **EXECUTIVE SESSION:**

A motion was made by Councilperson Bensley to go into Executive Session at 8:09 p.m. to discuss a legal matter, and the motion was duly seconded by Councilperson Leighton. All those present voted in favor of the motion. Motion carried.

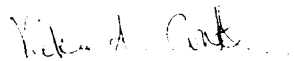
Councilperson Xlander made a motion to reconvene at 8:25 p.m., and the motion was duly seconded by Councilperson Leighton. All those present voted in favor of the motion.

### **ADJOURNMENT:**

A motion was made by Councilperson Bensley to adjourn the meeting at 8:25 p.m., and the motion was duly seconded by Councilperson Nye. All those present voted in favor of the motion. Motion carried.

*The next meeting of the Town of Binghamton Town Board will be a Work Session to be held on Tuesday, February 4, 2020, 5:30 p.m., at the Town of Binghamton Town Hall, 279 Park Avenue, Binghamton, NY.*

Respectfully submitted,



Vickie A. Conklin  
Town Clerk

## **RESOLUTION**

At a regular meeting of the Town Board of the Town of Binghamton, Broome County, New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21st day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Dean Nye  
Councilperson Michael Bensley  
Councilperson Mark Leighton  
Deputy Supervisor Victoria Xlander

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Leighton, who moved its adoption, and was seconded by Councilperson Xlander.

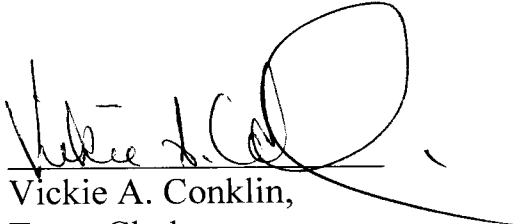
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Nye, Bensley, Leighton

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk

**RESOLUTION:**

**WHEREAS**, the Town Board has before it for approval, certain Audited Claims and a request for authorization that said Audited Claims be paid by the Town of Binghamton.

**NOW, THEREFORE**, be it

**RESOLVED**, that upon review of the Audited Claims by those Board Members present, the said Audited Claims are hereby approved for payment by the Town of Binghamton; and be it further

**RESOLVED**, that such other Town employees or officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a Special Meeting of the Town Board of the Town of Binghamton, Broome County, New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Dean Nye  
Councilperson Mark Leighton  
Councilperson Michael Bensley

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Nye, who moved its adoption, and was seconded by Councilperson Leighton.


A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Nye, Leighton, Bensley

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk

**RESOLUTION:**

**WHEREAS**, the Town Board has before it for consideration a request to authorize Clark Patterson to put together bid specifications for the installation of 2,500 feet of sanitary lining on W. Hamton Road.

**NOW, THEREFORE**, be it

**RESOLVED**, that the Town of Binghamton authorizes Clark Patterson to put together bid specifications for the installation of 2,500 feet of sanitary lining on W. Hamton Road, and be it further

**RESOLVED**, that the Town Supervisor and such other Town employees or officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a Special Meeting of the Town Board of the Town of Binghamton, Broome County, New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Dean Nye  
Councilperson Mark Leighton  
Councilperson Michael Bensley

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Bensley, who moved its adoption, and was seconded by Councilperson Xlander.

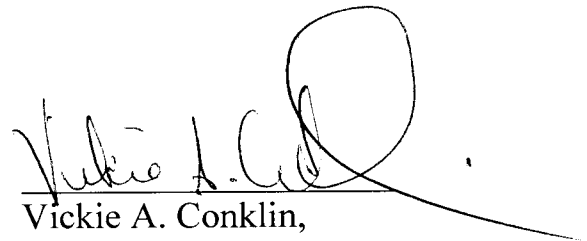
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Nye, Leighton, Bensley

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk



**RESOLUTION:**

**WHEREAS**, the Town Board has before it for consideration a request to approve and execute an Agreement to Spend Highway Funds.

**NOW, THEREFORE**, be it

**RESOLVED**, that the Town of Binghamton approve and execute an Agreement to Spend Highway Funds, and be it further

**RESOLVED**, that the Town Supervisor and such other Town employees or officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a Special Meeting of the Town Board of the Town of Binghamton, Broome County, New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Dean Nye  
Councilperson Mark Leighton  
Councilperson Michael Bensley

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Bensley, who moved its adoption, and was seconded by Councilperson Xlander.

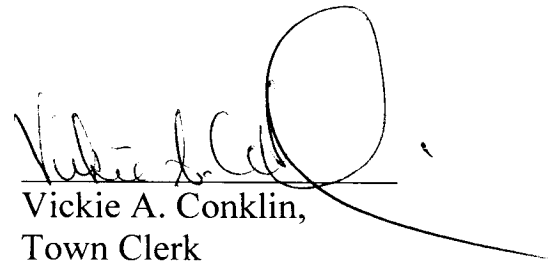
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Nye, Leighton, Bensley

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk

**RESOLUTION:**

**WHEREAS**, the Town Board has before it for approval an application from Roger Head for \$40,000 in CDBG Funds for masonry, interior carpentry, windows and doors, siding, roofing and electric work to be done on his house on 502 Hawleyton Road.

**NOW, THEREFORE**, be it

**RESOLVED**, the Town Board approves the application from Roger Head for \$40,000 in CDBG Funds for masonry, interior carpentry, windows and doors, siding, roofing and electric work to be done on his house on 502 Hawleyton Road, and be it further

**RESOLVED**, that the Town Supervisor and such other Town employees or officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a Special Meeting of the Town Board of the Town of Binghamton, Broome County, New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Dean Nye  
Councilperson Mark Leighton  
Councilperson Michael Bensley

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Nye, who moved its adoption, and was seconded by Councilperson Xlander.

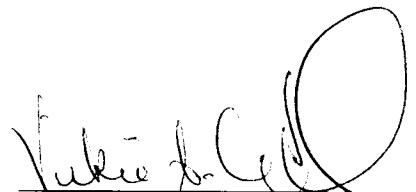
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Nye, Leighton, Bensley

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
\_\_\_\_\_  
Vickie A. Conklin,  
Town Clerk

**RESOLUTION:**

**WHEREAS**, the Town Board has before it for approval an application from Michael Howe for \$25,620 in CDBG Funds for roofing, windows and doors, interior and exterior carpentry, heating, masonry, insulation and painting work to be performed on his house located at 3504 Mildred Street.

**NOW, THEREFORE**, be it

RESOLVED, the Town Board approves the application from Michael Howe for \$25,620 in CDBG Funds for roofing, windows and doors, interior and exterior carpentry, heating, masonry, insulation and painting work to be performed his house located at 3504 Mildred Street, and be it further

**RESOLVED**, that the Town Supervisor and such other Town employees or officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a Special Meeting of the Town Board of the Town of Binghamton, Broome County, New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Dean Nye  
Councilperson Mark Leighton  
Councilperson Michael Bensley

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Xlander, who moved its adoption, and was seconded by Councilperson Leighton.

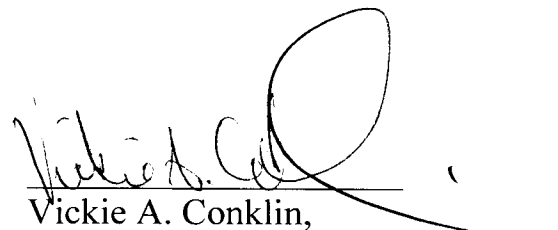
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Nye, Leighton, Bensley

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk

**RESOLUTION:**

**WHEREAS**, the Town Board has before it for approval an application from Siham Ramia for \$30,665 in CDBG Funds for plumbing and heating, interior and exterior carpentry, roofing, masonry, painting, electric and windows and doors work to be performed on his house located at 1904 Hawleyton Road.

**NOW, THEREFORE**, be it

**RESOLVED**, the Town Board approves the application from Siham Ramia for \$30,665 in CDBG Funds for plumbing and heating, interior and exterior carpentry, roofing, masonry, painting, electric and windows and doors work to be performed on his house located at 1904 Hawleyton Road, and be it further

**RESOLVED**, that the Town Supervisor and such other Town employees or officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a regular meeting of the Town Board of the Town of Binghamton, Broome County New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Mark Leighton  
Councilperson Michael Bensley  
Councilperson Dean Nye

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Leighton, who moved its adoption, and was seconded by Councilperson Xlander.

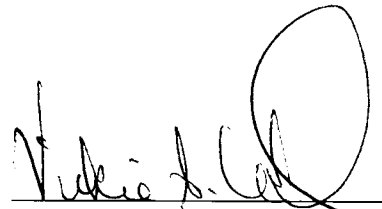
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Bensley, Leighton, Nye

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk



**Resolution establishing the Buildings Capital  
Reserve Fund pursuant to Section 6-c  
of the General Municipal Law:**

**WHEREAS**, the Town Board hereby wishes to establish and authorize a capital reserve fund for the Buildings Capital.

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to Section 6-c of the General Municipal law, as amended, there is hereby established a capital reserve fund to be known as the “Buildings Capital Reserve Fund” (hereinafter “Reserve Fund”) subject to a Permissive Referendum. The purpose of the Reserve Fund is to accumulate moneys to pay for the cost of financing the cost of building improvements or equipment; and be it further

**RESOLVED**, as chief fiscal officer, the Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Supervisor may invest the moneys of the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund; and be it further

**RESVOLED**, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law; and be it further

**RESOLVED**, that the Town Supervisor and such other Town officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a regular meeting of the Town Board of the Town of Binghamton, Broome County New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Mark Leighton  
Councilperson Michael Bensley  
Councilperson Dean Nye

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Leighton, who moved its adoption, and was seconded by Councilperson Bensley.

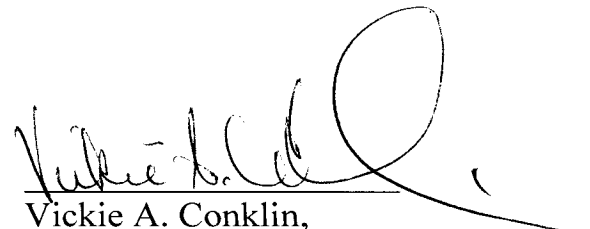
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Bensley, Leighton, Nye

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk

**Resolution establishing the Consolidated Sewer District  
Capital Reserve Fund pursuant to Section 6-c  
of the General Municipal Law:**

**WHEREAS**, the Town Board hereby wishes to establish and authorize a capital reserve fund for the Consolidated Sewer District.

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to Section 6-c of the General Municipal law, as amended, there is hereby established a capital reserve fund to be known as the “Consolidated Sewer District Capital Reserve Fund” (hereinafter “Reserve Fund”) subject to a Permissive Referendum. The purpose of the Reserve Fund is to accumulate moneys to finance the cost of capital improvements and equipment for the Consolidated Sewer District; and be it further

**RESOLVED**, as chief fiscal officer, the Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Supervisor may invest the moneys of the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund; and be it further

**RESVOLED**, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law; and be it further

**RESOLVED**, that the Town Supervisor and such other Town officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a regular meeting of the Town Board of the Town of Binghamton, Broome County New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Mark Leighton  
Councilperson Michael Bensley  
Councilperson Dean Nye

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Nye, who moved its adoption, and was seconded by Councilperson Leighton.

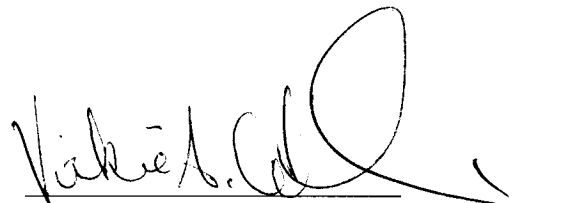
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Bensley, Leighton, Nye

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk

**Resolution establishing the Consolidated Water District  
Capital Reserve Fund pursuant to Section 6-c  
of the General Municipal Law:**

**WHEREAS**, the Town Board hereby wishes to establish and authorize a capital reserve fund for the Consolidated Water District.

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to Section 6-c of the General Municipal law, as amended, there is hereby established a capital reserve fund to be known as the “Consolidated Water District Capital Reserve Fund” (hereinafter “Reserve Fund”) subject to a Permissive Referendum. The purpose of the Reserve Fund is to accumulate moneys to finance the cost of capital improvements and equipment for the Consolidated Water District; and be it further

**RESOLVED**, as chief fiscal officer, the Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Supervisor may invest the moneys of the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund; and be it further

**RESVOLED**, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law; and be it further

**RESOLVED**, that the Town Supervisor and such other Town officials are authorized to take such additional and further action as is necessary to implement this Resolution.



## **RESOLUTION**

At a regular meeting of the Town Board of the Town of Binghamton, Broome County New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Mark Leighton  
Councilperson Michael Bensley  
Councilperson Dean Nye

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Leighton, who moved its adoption, and was seconded by Councilperson Bensley.

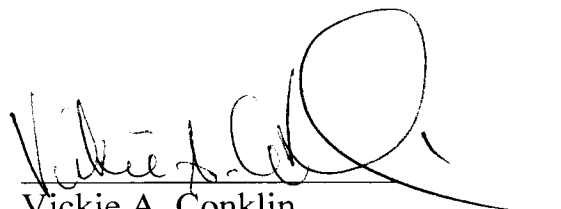
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Bensley, Leighton, Nye

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk

**Resolution establishing the Consolidated Water District  
Repair Reserve Fund pursuant to Section 6-d  
of the General Municipal Law:**

**WHEREAS**, the Town Board hereby wishes to dissolve the Repair and Improvement of Facilities Reserve Fund of the Town of Binghamton for the Consolidated Water District established on April 1993 and replaces such fund.

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to Section 6-d of the General Municipal law, as amended, there is hereby established a repair reserve fund to be known as the "Consolidated Water District Repair Reserve Fund" (hereinafter "Reserve Fund") subject to a Permissive Referendum. The purpose of the Reserve Fund is to accumulate moneys to pay for the cost of certain repairs to capital improvements or equipment in the Consolidated Water District; and be it further

**RESOLVED**, as chief fiscal officer, the Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Supervisor may invest the moneys of the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund; and be it further

**RESVOLED**, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such

additional actions or proceedings as may be required by Section 6-d of the General Municipal Law or any other law; and be it further

**RESOLVED**, that the Town Supervisor and such other Town officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a regular meeting of the Town Board of the Town of Binghamton, Broome County New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Mark Leighton  
Councilperson Michael Bensley  
Councilperson Dean Nye

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Leighton, who moved its adoption, and was seconded by Councilperson Xlander.

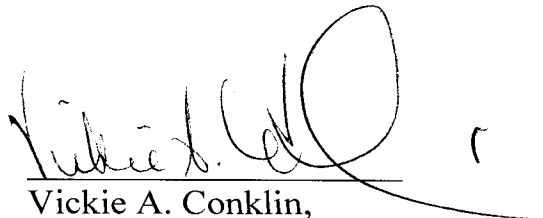
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Bensley, Leighton, Nye

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk

**Resolution establishing the Employee Benefit Accrued  
Liability Capital Reserve Fund pursuant  
to Section 6-c of the General Municipal Law:**

**WHEREAS**, the Town Board hereby wishes to establish and authorize a capital reserve fund for the Employee Benefit Accrued Liability.

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to Section 6-c of the General Municipal law, as amended, there is hereby established a capital reserve fund to be known as the “Employee Benefit Accrued Liability Capital Reserve Fund” (hereinafter “Reserve Fund”) subject to a Permissive Referendum. The purpose of the Reserve Fund is to accumulate moneys to pay for the cost of financing the cost of building improvements or equipment; and be it further

**RESOLVED**, as chief fiscal officer, the Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Supervisor may invest the moneys of the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund; and be it further

**RESVOLED**, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law; and be it further

**RESOLVED**, that the Town Supervisor and such other Town officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a regular meeting of the Town Board of the Town of Binghamton, Broome County New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Mark Leighton  
Councilperson Michael Bensley  
Councilperson Dean Nye

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Leighton, who moved its adoption, and was seconded by Councilperson Nye.


A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Bensley, Leighton, Nye

NAYS: None

ABSENT: None

The Resolution was then declared adopted.



Vickie A. Conklin,  
Town Clerk

**Resolution establishing the Parks Capital  
Reserve Fund pursuant to Section 6-c  
of the General Municipal Law:**

**WHEREAS**, the Town Board hereby wishes to establish and authorize a capital reserve fund for the Parks Capital.

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to Section 6-c of the General Municipal law, as amended, there is hereby established a capital reserve fund to be known as the “Parks Capital Reserve Fund” (hereinafter “Reserve Fund”) subject to a Permissive Referendum. The purpose of the Reserve Fund is to accumulate moneys to pay for the cost of financing the cost of park improvements or equipment; and be it further

**RESOLVED**, as chief fiscal officer, the Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Supervisor may invest the moneys of the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund; and be it further

**RESVOLED**, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law; and be it further



**RESOLVED**, that the Town Supervisor and such other Town officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a regular meeting of the Town Board of the Town of Binghamton, Broome County New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Mark Leighton  
Councilperson Michael Bensley  
Councilperson Dean Nye

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Leighton, who moved its adoption, and was seconded by Councilperson Xlander.

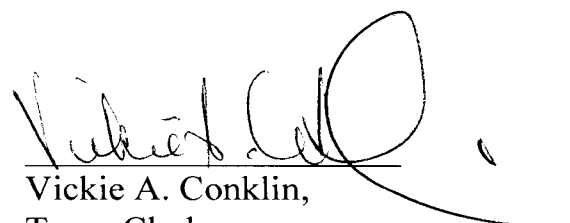
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Bensley, Leighton, Nye

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk

**Resolution establishing the Payment of Bonded  
Indebtedness Capital Reserve Fund pursuant  
to Section 6-c of the General Municipal Law:**

**WHEREAS**, the Town Board hereby wishes to establish and authorize a capital reserve fund for the Payment of Bonded Indebtedness.

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to Section 6-c of the General Municipal law, as amended, there is hereby established a capital reserve fund to be known as the "Payment of Bonded Indebtedness Capital Reserve Fund" (hereinafter "Reserve Fund") subject to a Permissive Referendum. The purpose of the Reserve Fund is to accumulate moneys to pay for the cost of financing the cost of building improvements or equipment; and be it further

**RESOLVED**, as chief fiscal officer, the Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Supervisor may invest the moneys of the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund; and be it further

**RESVOLED**, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law; and be it further

**RESOLVED**, that the Town Supervisor and such other Town officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a regular meeting of the Town Board of the Town of Binghamton, Broome County New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Mark Leighton  
Councilperson Michael Bensley  
Councilperson Dean Nye

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Leighton, who moved its adoption, and was seconded by Councilperson Bensley.

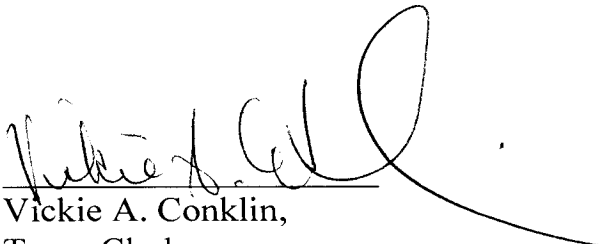
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Bensley, Leighton, Nye

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk

**Resolution establishing the Consolidated Sewer District  
Repair Reserve Fund pursuant to Section 6-d  
of the General Municipal Law:**

**WHEREAS**, the Town Board hereby wishes to dissolve the Repair and Improvement of Facilities Reserve Fund of the Town of Binghamton for the Consolidated Water District established on April 1993 and replaces such fund.

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to Section 6-d of the General Municipal law, as amended, there is hereby established a repair reserve fund to be known as the “Consolidated Sewer District Repair Reserve Fund” (hereinafter “Reserve Fund”) subject to a Permissive Referendum. The purpose of the Reserve Fund is to accumulate moneys to pay for the cost of certain repairs to capital improvements and equipment in the Consolidated Sewer District; and be it further

**RESOLVED**, as chief fiscal officer, the Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Supervisor may invest the moneys of the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund; and be it further

**RESVOLED**, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such

additional actions or proceedings as may be required by Section 6-d of the General Municipal Law or any other law; and be it further

**RESOLVED**, that the Town Supervisor and such other Town officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a regular meeting of the Town Board of the Town of Binghamton, Broome County New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Mark Leighton  
Councilperson Michael Bensley  
Councilperson Dean Nye

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Leighton, who moved its adoption, and was seconded by Councilperson Xlander.

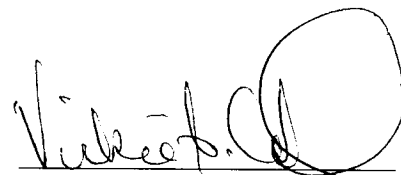
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Bensley, Leighton, Nye

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk



**Resolution establishing the Highway Equipment  
Repair Reserve Fund pursuant to Section 6-d  
of the General Municipal Law:**

**WHEREAS**, the Town Board hereby wishes to establish and authorize a Repair Reserve Fund for the Highway Fund.

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to Section 6-d of the General Municipal law, as amended, there is hereby established a repair reserve fund to be known as the “Highway Fund Repair Reserve Fund” (hereinafter “Reserve Fund”) subject to a Permissive Referendum. The purpose of the Reserve Fund is to accumulate moneys to pay for the cost of certain repairs to capital improvements or equipment in the Highway Fund; and be it further

**RESOLVED**, as chief fiscal officer, the Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Supervisor may invest the moneys of the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund; and be it further

**RESVOLED**, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-d of the General Municipal Law or any other law; and be it further

**RESOLVED**, that the Town Supervisor and such other Town officials are authorized to take such additional and further action as is necessary to implement this Resolution.

## **RESOLUTION**

At a regular meeting of the Town Board of the Town of Binghamton, Broome County New York, duly called and held at the Town Hall, 279 Park Avenue, Binghamton, New York, on the 21<sup>st</sup> day of January, 2020 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds  
Councilperson Victoria L. Xlander  
Councilperson Mark Leighton  
Councilperson Michael Bensley  
Councilperson Dean Nye

ABSENT: None

The Resolution set forth below was duly offered by Councilperson Bensley, who moved its adoption, and was seconded by Councilperson Xlander.

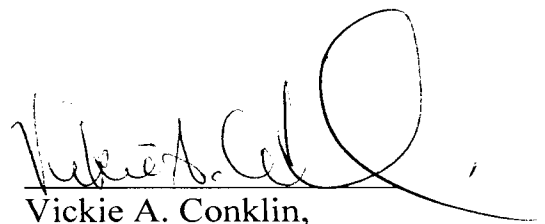
A roll call vote was then taken upon the Motion for the adoption of said Resolution, which resulted as follows:

AYES: Rounds, Xlander, Bensley, Leighton, Nye

NAYS: None

ABSENT: None

The Resolution was then declared adopted.

  
Vickie A. Conklin,  
Town Clerk

**Resolution establishing the Highway Equipment  
Capital Reserve Fund pursuant to Section 6-c  
of the General Municipal Law:**

**WHEREAS**, the Town Board hereby wishes to establish and authorize a capital reserve fund for the Highway Fund.

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to Section 6-c of the General Municipal law, as amended, there is hereby established a capital reserve fund to be known as the “Highway Equipment Capital Reserve Fund” (hereinafter “Reserve Fund”) subject to a Permissive Referendum. The purpose of the Reserve Fund is to accumulate moneys to pay for the cost of acquisition of Highway Fund vehicles and equipment; and be it further

**RESOLVED**, as chief fiscal officer, the Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Supervisor may invest the moneys of the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund; and be it further

**RESVOLED**, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law; and be it further

**RESOLVED**, that the Town Supervisor and such other Town officials are authorized to take such additional and further action as is necessary to implement this Resolution.

~AGREEMENT TO SPEND HIGHWAY FUNDS~

RECEIVED

JAN 21 2020

~Town of Binghamton~

TOWN OF BINGHAMTON  
VICKIE A. CONKLIN  
TOWN CLERK

Pursuant to the provisions of Section 284 of the Highway Law, we agree that the monies levied and collected for the repair and improvement of highways, and received from the state for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS: The sum of \$240,000.00 may be expended for general repairs upon 49.74 miles of town highways, including sluices, culverts, and bridges having a span of less than five (5) feet of boardwalks or the renewals thereof.

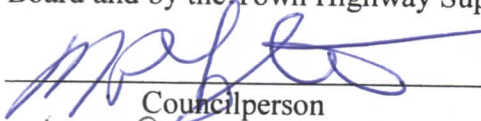
2. IMPROVEMENTS: The following sums shall be set aside to be expended for the improvement of town highways.

A) On the road commencing at: Cynthia Drive and leading from Laurie Brook Drive to Dead End, a distance of: 0.59 miles. There shall be expended not over the sum of: \$90,000.00 Type: blacktop and milling. Width of traveled surface: 30ft Thickness: 1.5 inches Sub base: \_\_\_\_\_

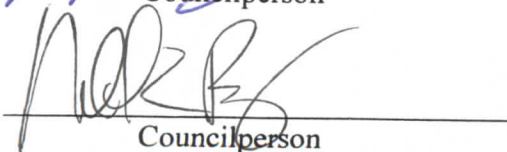
B) On the road commencing at: Laurie Brook Drive and from West Hamton Rd to Dead End, a distance of: .36 miles There shall be expended not over the sum of: \$70,000.00 Type: blacktop and milling. Width of traveled surface: 30ft Thickness: 1.5 inches Sub base \_\_\_\_\_

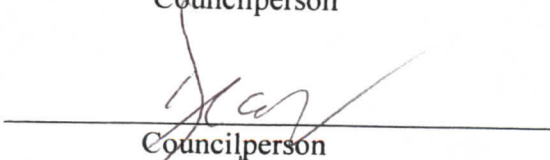
C) On the road commencing at: All Other Town Roads and leading to \_\_\_\_\_ a distance of: \_\_\_\_\_ miles. There shall be expended not over the sum of: \$80,000.00 Type \_\_\_\_\_ Width of traveled surface \_\_\_\_\_ Thickness \_\_\_\_\_ Sub base \_\_\_\_\_

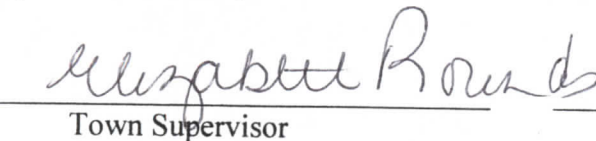
This agreement must be signed in duplicate by a majority of the members of the Town Board and by the Town Highway Superintendent.

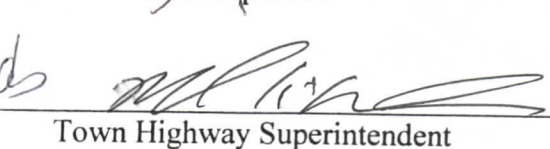
  
Councilperson

  
Councilperson

  
Councilperson

  
Councilperson

  
Town Supervisor

  
Town Highway Superintendent

Executed in duplicate this 21<sup>ST</sup> day of January 2020



# Department of Health

ANDREW M. CUOMO  
Governor

HOWARD A. ZUCKER, M.D., J.D.  
Commissioner

SALLY DRESLIN, M.S., R.N.  
Executive Deputy Commissioner

December 31, 2019

RECEIVED

JAN 21 2020

TOWN OF BINGHAMTON  
VICKIE A. CONKLIN  
TOWN CLERK

The Honorable Elizabeth Rounds  
Supervisor  
Town of Binghamton  
279 Park Avenue  
Binghamton, NY 13903

Re: DWSRF Project No. 18748  
Powers Rd Storage Tank Replacement  
Town of Binghamton  
Broome County

Dear Supervisor Rounds:

Thank you for your application to the NYS Water Infrastructure Improvement Act (WIIA) grant program. Your community's project could not be considered during this round because the application was incomplete. The following items are required for an acceptable application:

- Bond Resolution
- Environmental Review Determination

Please note that the Town may reapply for a WIIA grant in the next offering of the program, which is expected in 2020.

We appreciate your interest in the WIIA program.

Sincerely,

Michael J. Montysko, P.E.  
Chief, Design Section  
Bureau of Water Supply Protection

cc.: Town of Binghamton - Mike Rounds  
Clark Patterson Lee- Daniel Nead