### TOWN OF BINGHAMTON TOWN BOARD February 16, 2021

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# MINUTES OF THE REGULAR MEETING OF THE TOWN OF BINGHAMTON TOWN BOARD HELD ON TUESDAY, FEBRUARY 16, 2021, 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.

#### **MOMENT OF SILENCE - Leland Moses**

#### **ROLL CALL:**

E. Rounds, Supervisor Present M. Leighton, Councilperson Absent M. Bensley, Councilperson Present D. Nye, Councilperson Present via Zoom M. Donahue, Deputy Supervisor Present

#### OTHERS PRESENT:

V. Conklin, Town Clerk J. Emmons, Chief, TOB Volunteer Fire Co.

A. Pope, Town Attorney via Zoom 0 Guests N. Pappas, Code Enforcement Officer/Building & Grounds

## PUBLIC HEARING – 7:01 p.m. – 330 Park Ave., Bing., NY (176.19-1-8) – Unsafe & Dangerous Building

Town Clerk Conklin affirmed that the Notice of Public Hearing had been properly posted and published. The purpose of the Public Hearing is to consider a proposed declaration that the building at 330 Park Ave., Binghamton. New York 13903 (176.19-1-8) is unsafe and dangerous. Town Attorney Pope explained that this is an unsafe and dangerous building hearing, which is called a public hearing. The public hearing is a little bit special or different from our normal public hearings in that we have to, on behalf of the Town, offer proof about whether or not the building is unsafe and dangerous. There are a few items that he would like to put into the record. First being the Notices of Public Hearing for the issue of whether this building is unsafe and dangerous. Town Attorney Pope asked Town Clerk Conklin if the Notices were properly posted and published. Town Clerk Conklin affirmed the posting and publishing of the Notices of Public Hearing. Exhibit A is an Affidavit of Service by Nick Pappas. This notice was served on the owner. Exhibit B is a letter from Nick Pappas, the Town's Code Enforcement Officer, to the owners dated January 26, 2021. Exhibit C is a photograph that was taken from one view of the subject property showing in part some fire damage, and showing in part that the property is secured. Exhibit D is another photograph of the subject property, again, showing that in part that the property is secured on the first floor, but open on the second floor with some evidence of fire damage. Exhibit E is another photograph of the subject property, again with open windows and some securing. Town Attorney Pope asked Town Clerk Conklin to enter the Exhibits into the hearing record. Mr. Pappas was asked to offer testimony for the Board, including a little history on the property, what occurred at the property, his inspections, his observations, and then if he has an opinion about this subject property as to whether the property is unsafe and dangerous. Mr. Pappas stated that in September 2020 there was a fire at 330 Park Avenue. The firemen were called. He believes the fire started in the back kitchen area, and by the time the firemen got there, it had spread throughout the entire house. The firemen had to put a vent through the roof

even though the fire was extinguished. The entire house is a total loss. The inside was completely engulfed. In his opinion, the house is beyond repair. The property owners cooperated; they boarded it up when he asked them to board it up. Town Attorney Pope asked Mr. Pappas if it is his opinion that this particular building is unsafe and dangerous as it currently stands. Mr. Pappas replied, yes, in his opinion, it is a total loss, and it is unsafe and unfit for anything. It should be torn down. Town Attorney Pope stated that Mr. Pappas mentioned that it was secured by the owners, in cooperation with the owners. Town Attorney Pope asked Mr. Pappas if there have been any breaches of the security of the plywood. Mr. Pappas replied, no. So far with the snow you can see where people have come and gone; he does not see anybody going around the house or near the house. Supervisor Rounds asked Mr. Pappas if he feels that the second floor should be secured more until it is demolished. Mr. Pappas replied that he does not feel that anybody will get up on the roof of the porch to get into it. Everything that is in the house is all burned up. The owners did remove the little bit they could salvage. There are a couple of holes in the roof from the firemen venting the roof where it is exposed. Supervisor Rounds opened the floor to the public for comments at 7:07 p.m. There being no comments, the floor was declared closed at 7:07 p.m. Supervisor Rounds stated that at this time, the Board should discuss and determine if the building is unsafe and dangerous, which, obviously, Mr. Pappas has already indicated that it is: they need to make sure that they do believe that it is properly secured at this point until they make their decision about having it being torn down. They also need to discuss a reasonable time frame, because, obviously, the owners are not present this evening to tell us what their plans are, so the Board has to decide what is a reasonable time frame to allow them to tear down this property. There was discussion. A motion was made by Councilperson Bensley to adopt a Resolution for the determination that the building at 330 Park Ave., Binghamton, New York 13903 (176.19-1-8) is unsafe and dangerous; the Owners finish securing the building within 30 days by and at the expense of the Owner, and if not, the securing of the property will be done by the Town at the Owners' expense; demolition of the building by the Owner within 60 days of the Board Order, and if not demolished by that deadline, the right of the Town to perform the same at the expense of the Owner, and the motion was duly seconded by Councilperson Nye. There was some discussion. All those present voted in favor of the motion. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Bensley, Donahue, Nye Absent: Leighton

Nays: None

Declared adopted.

(Notice of Public Hearing Appended) (Resolution Appended)

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 Bensley made a motion to adopt a Resolution to approve the following claims as audited:

#### 2021

Lighting	Claim No. 90	\$ 34.68
General	Claim No. 91-110	\$ 13,524.40
Sewer	Claim No. 111-113	\$ 2,170.19
Water	Claim No. 113-118	\$ 2,327.65
Highway	Claim No. 119-128	\$ 12,031.27

The motion was duly seconded by Councilperson Donahue. All those present voted in favor of the motion except Councilperson Nye, who abstained as he did not review the audited claims. Motion carried. A roll call vote resulted in the following:

Ayes: Rounds, Bensley, Donahue Absent: Leighton

Abstained: Nye Nays: None

Declared adopted.

(Resolution Appended)

#### **RECOGNITION OF MINUTES:**

There were no corrections made to the February 2, 2021 Work Session minutes.

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

Supervisor Rounds opened the floor at 7:23 p.m.

There being no presentations, the floor was declared closed at 7:23 p.m.

#### **COMMUNICATIONS AND ANNOUNCEMENTS:**

#### **OFFICIALS AND COMMITTEE REPORTS:**

Planning Board – There was nothing new to report.

Zoning Board of Appeals – There was nothing new to report.

Youth Commission – The Youth Commission will meet Thursday, February 18, 2021 at 6:00 p.m. at the TOB Town Hall. There will be no basketball season as there is no gym availability. There is a concern about the lack of gym use for the baseball/softball season. They are planning on having a pretty normal baseball and softball season this year.

<u>Code Enforcement/Buildings and Grounds</u> – Mr. Pappas and Mr. Soboleski attended a four-hour online course last week through the Southern Tier Homebuilders Association. They will be attending an all-day class tomorrow in New Berlin. There is sewage coming out of a manhole at

330 Park Avenue. Mr. Pappas will contact Highway Superintendent Rolston to advise him of the issue. There was some water damage at the Town Hall today.

<u>Highway Department</u> – The water tank was leaking again, and has been fixed. There was discussion about the repair or replacement of the water tank.

<u>Receipt of Reports</u> – The Town Board is in receipt of the following reports:

Town Clerk's Monthly Report for January 2021 DCO Monthly Report for January 2021 Code Enforcement Officer's Monthly Report for January 2021

TOB Volunteer Fire Co. – Chief Emmons gave the following semi-annual report: There were 163 calls with 40 of those calls being fires. They will take receipt of delivery of new air packs on Thursday. The month of March will be dedicated to training with the new air packs. The TOB Volunteer Fire Co. has submitted another regional grant with the City of Binghamton, Towns of Kirkwood, Conklin, and Five Mile Point for new rescue tools, i.e., a jaws cutter and a ramp, which are battery operated.

<u>Supervisor</u> – Supervisor Rounds received a phone call from Jen Edwards, the resident who puts on the annual Easter Egg Hunt. Mrs. Edwards now has a petting zoo on Webb Road, and would like to hold the annual Easter Egg Hunt at the Webb Road property. She does not need Town approval as the Town does not fund the event, but does promote it. This year she will be taking reservations due to Covid, and the event will be more of a scavenger hunt event instead of prizes in eggs. There will be goody bags provided for the attendees.

#### **UNFINISHED BUSINESS:**

<u>Verizon - Tower Extension - Update</u> – Supervisor Rounds reported that she followed up with BC Emergency Services Director Mike Ponticello regarding a Verizon representative attending a Work Session or Board meeting to discuss the tower extension. Mr. Ponticello will get back to Supervisor Rounds.

There was no further unfinished business.

#### **NEW BUSINESS:**

<u>Year End Budget Transfers</u> – A motion was made by Councilperson Donahue to adopt a Resolution approving the Year End Budget Transfers for 2020, 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, Bensley, Donahue, Nye Absent: Leighton

Nays: None

Declared adopted.

#### (Resolution Appended)

<u>CDBG – Set Public Hearing</u> – An e-mail was received announcing a new round of the CDBG grant money. The application date is April 9, 2021. The application fee is in the 2021 budget. A motion was made by Councilperson Donahue to adopt a Resolution setting a Public Hearing for the Thoma Development grant on Tuesday, March 16, 2021 at 7:01 p.m., 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, Bensley, Donahue, Nye Absent: Leighton

Nays: None

Declared adopted.

(Resolution Appended)

<u>Joule Webinar</u> – Councilperson Nye reported that he participated in a webinar presented by Joule, which is a grant coordinator for the NYSERDA grant money that is available to our community for a community electric program. There was discussion concerning the decision not to go forward with a similar program a few years ago.

There was no further new business.

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

Supervisor Rounds opened the floor to the public at 7:57 p.m.

There being no presentations, the floor was declared closed at 7:57 p.m.

#### **ADJOURNMENT:**

A motion was made by Councilperson Bensley to adjourn the meeting at 7:57 p.m., and the motion was duly seconded by Councilperson Donahue. 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, March 2, 2021, 5:30 p.m., at the Town of Binghamton Town Hall, 279 Park Avenue, Binghamton, NY.

Respectfully submitted,

Vickie A. Conklin

Tile of Cake

### NOTICE OF PUBLIC HEARING TOWN OF BINGHAMTON

PLEASE TAKE NOTICE that the Town Board of the Town of Binghamton, Broome County, New York has approved a resolution calling for a Public Hearing to consider a proposed declaration that the building at 330 Park Ave, Binghamton, New York 13903 (176.19-1-8) is unsafe and dangerous. The Public Hearing will be held at the Town Hall, 279 Park Avenue, Binghamton, New York on Tuesday, February 16, 2021 at 7:01 P.M., at which time all persons interested in the subject matter thereof will be heard.

PLEASE TAKE FURTHER NOTICE that in accordance with an Emergency Order of the Governor of the State of New York, notice is hereby given that a Public Hearing is scheduled for Tuesday, February 16, 2021 at 7:01 o'clock or thereafter in the evening. In person attendance shall NOT exceed 50% capacity of the Town Hall Board Room, less Town Board Members and Town Employees. It is anticipated that the maximum number of the public who can be in attendance at Town Hall for this Public Hearing will be 16 persons. All persons in attendance MUST wear a face mask covering to include their mouth and nose region, they MUST hand sanitize upon entry of the meeting at the hand sanitize stations provided by the Town, they MUST adhere to social distancing guidelines and remain six (6) feet apart at all times. Alternatively, or in the event that in person public attendance has met the maximum capacity, the Public Hearing will be accessible to the public via Zoom virtual meeting software. Any members of the public wishing to observe the meeting remotely are advised to access the meeting via Zoom Video Conference:

Meeting Link: https://us02web.zoom.us/j/82455531508?pwd=M1JPck5VNktMRXIwL0VSV0pBa0hIUT09

Meeting ID: 824 5553 1508

Passcode: 599715

Dial by your location: +1 646 558 8656

PLEASE TAKE FURTHER NOTICE that the information which is the subject matter of the Public Hearing is available for inspection at the Town Hall in the Town Clerk's office Monday through Friday 9:00 A.M. through 4:00 P.M., or upon request can be provided electronically. Persons wishing to participate in the hearing may do so via Zoom or telephone, or communications in writing regarding said application may be filed with the Town Clerk's office prior to said hearing. Individuals with special needs requiring accommodations may contact the Town Clerk's Office at 607-772-0357 at least 24 hours prior to the scheduled public hearing. In the event that the Town Hall is fully open and able to accommodate all members of the public as of February 16, 2021, the Town reserves the right to discontinue the use of Zoom for said hearing. The Public is hereby advised to check the Town of Binghamton website for updates regarding this change prior to any scheduled hearing.

Dated: January 21, 2021 Vickie Conklin, Town Clerk

## **RESOLUTION**

At a regularly scheduled Board 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 16<sup>th</sup> day of February, 2021 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds

Councilperson Michael Bensley

Councilperson Dean Nye

Councilperson Michael Donahue

ABSENT: Councilperson Mark Leighton

The Resolution set forth below was duly offered by Councilperson Bensley, 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, Bensley, Nye, Donahue

NAYS:

None

ABSENT:

Leighton

The Resolution was then declared adopted.

Vickie A. Conklin.

#### **RESOLUTION:**

WHEREAS, the Town Board has before it a recommendation by the Code Enforcement Officer to deem and determine that the structure and property at 330 Park Avenue, Binghamton, New York 13903 (176.19-1-8) is unsafe and dangerous; and

**WHEREAS,** the Town Board was required to conduct a public hearing with respect to said issues concerning said property which public hearing was duly conducted on February 16, 2021 at 7:01 p.m.;

## NOW, THEREFORE, be it

**RESOLVED**, that following the evidence presented to the Town Board at said public hearing all of which was entered as a matter of record, and the owners of said property not appearing, the Town Board hereby deems and determines that the property at 330 Park Avenue, Binghamton, New York 13903 (176.19-1-8) is unsafe and dangerous; the Owners are to finish securing the building including securing and boarding up the second floor within thirty (30) days by and at the expense of the Owner, demolition of the building by the Owner it to be completed within sixty (60) of the Board Order; and be it further

**RESOLVED**, that should the owners' fail to finish securing the building including securing and boarding up the second floor within thirty (30) days of receipt of this written notice, the securing of the property will be done by the Town of Binghamton at the Owners' expense, and if the Owners' should fail to demolish the building within sixty (60) days of the Board Order, the Town of Binghamton may exercise the right to perform such work and the Town of Binghamton shall place a lien on the property for the full costs and expenses of performing such work, and be it further

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

## NOTICE OF PUBLIC HEARING TOWN OF BINGHAMTON

**PLEASE TAKE NOTICE** that the Town Board of the Town of Binghamton, Broome County, New York has approved a resolution calling for a Public Hearing to consider a proposed declaration that the building at 330 Park Ave, Binghamton, New York 13903 (176.19-1-8) is unsafe and dangerous. The Public Hearing will be held at the Town Hall, 279 Park Avenue, Binghamton, New York on Tuesday, January 19, 2021 at 7:00 P.M., at which time all persons interested in the subject matter thereof will be heard.

PLEASE TAKE FURTHER NOTICE that in accordance with an Emergency Order of the Governor of the State of New York, notice is hereby given that a Public Hearing is scheduled for Tuesday, January 19, 2021 at 7:00 o'clock or thereafter in the evening. In person attendance shall NOT exceed 50% capacity of the Town Hall Board Room, less Town Board Members and Town Employees. It is anticipated that the maximum number of the public who can be in attendance at Town Hall for this Public Hearing will be 16 persons. All persons in attendance MUST wear a face mask covering to include their mouth and nose region, they MUST hand sanitize upon entry of the meeting at the hand sanitize stations provided by the Town, they MUST adhere to social distancing guidelines and remain six (6) feet apart at all times. Alternatively, or in the event that in person public attendance has met the maximum capacity, the Public Hearing will be accessible to the public via Zoom virtual meeting software. Any members of the public wishing to observe the meeting remotely are advised to access the meeting via Zoom Video Conference:

 $\underline{Meeting\ Link:\ \underline{https://us02web.zoom.us/j/88650681565?pwd=RkRDd29tSGp0SzlsQld2WCt6YWFydz09}}$ 

Meeting ID: 886 5068 1565

Passcode: 264630

Dial by your location: +1 646 558 8656

PLEASE TAKE FURTHER NOTICE that the information which is the subject matter of the Public Hearing is available for inspection at the Town Hall in the Town Clerk's office Monday through Friday 9:00 A.M. through 4:00 P.M., or upon request can be provided electronically. Persons wishing to participate in the hearing may do so via Zoom or telephone, or communications in writing regarding said application may be filed with the Town Clerk's office prior to said hearing. Individuals with special needs requiring accommodations may contact the Town Clerk's Office at 607-772-0357 at least 24 hours prior to the scheduled public hearing. In the event that the Town Hall is fully open and able to accommodate all members of the public as of January 19, 2021, the Town reserves the right to discontinue the use of Zoom for said hearing. The Public is hereby advised to check the Town of Binghamton website for updates regarding this change prior to any scheduled hearing.

Dated: December 4, 2020 Vickie Conklin, Town Clerk

## NOTICE OF PUBLIC HEARING TOWN OF BINGHAMTON

**PLEASE TAKE NOTICE** that the Town Board of the Town of Binghamton, Broome County, New York has approved a resolution calling for a Public Hearing to consider a proposed declaration that the building at 330 Park Ave, Binghamton, New York 13903 (176.19-1-8) is unsafe and dangerous. The Public Hearing will be held at the Town Hall, 279 Park Avenue, Binghamton, New York on Tuesday, February 16, 2021 at 7:01 P.M., at which time all persons interested in the subject matter thereof will be heard.

PLEASE TAKE FURTHER NOTICE that in accordance with an Emergency Order of the Governor of the State of New York, notice is hereby given that a Public Hearing is scheduled for Tuesday, February 16, 2021 at 7:01 o'clock or thereafter in the evening. In person attendance shall NOT exceed 50% capacity of the Town Hall Board Room, less Town Board Members and Town Employees. It is anticipated that the maximum number of the public who can be in attendance at Town Hall for this Public Hearing will be 16 persons. All persons in attendance MUST wear a face mask covering to include their mouth and nose region, they MUST hand sanitize upon entry of the meeting at the hand sanitize stations provided by the Town, they MUST adhere to social distancing guidelines and remain six (6) feet apart at all times. Alternatively, or in the event that in person public attendance has met the maximum capacity, the Public Hearing will be accessible to the public via Zoom virtual meeting software. Any members of the public wishing to observe the meeting remotely are advised to access the meeting via Zoom Video Conference:

 $Meeting\ Link: \underline{https://us02web.zoom.us/j/82455531508?pwd=M1JPck5VNktMRXIwL0VSV0pBa0hIUT09}$ 

Meeting ID: 824 5553 1508

Passcode: 599715

Dial by your location: +1 646 558 8656

PLEASE TAKE FURTHER NOTICE that the information which is the subject matter of the Public Hearing is available for inspection at the Town Hall in the Town Clerk's office Monday through Friday 9:00 A.M. through 4:00 P.M., or upon request can be provided electronically. Persons wishing to participate in the hearing may do so via Zoom or telephone, or communications in writing regarding said application may be filed with the Town Clerk's office prior to said hearing. Individuals with special needs requiring accommodations may contact the Town Clerk's Office at 607-772-0357 at least 24 hours prior to the scheduled public hearing. In the event that the Town Hall is fully open and able to accommodate all members of the public as of February 16, 2021, the Town reserves the right to discontinue the use of Zoom for said hearing. The Public is hereby advised to check the Town of Binghamton website for updates regarding this change prior to any scheduled hearing.

Dated: January 21, 2021 Vickie Conklin, Town Clerk

## **EXHIBIT A**

### In the Matter of an Unsafe Building by

#### AFFIDAVIT OF SERVICE

The Town of Binghamton, County of Broome Through the Code Enforcement Officer, and/or Town Engineer and/or their designees, Petitioner.

-against-

Andres M. Aguirre and Jennifer L. Pesklo,

Respondent.

STATE OF NEW YORK)

)SS.

COUNTY OF BROOME)

NICHOLAS PAPPAS, being duly sworn, deposes and says:

- 1. I am not a party to this action, am 18 years of age or older, and reside in Binghamton, County of Broome, New York.
- 2. On January 26, 2021, I served a true copy of the annexed Notice to Owner with a copy of the Public Hearing Notice by depositing the papers, enclosed in a first class postpaid wrapper [AND via Certified Mail, Return Receipt Requested], in a post office or official depository under the exclusive care and custody of the United States Postal Service within the state, addressed to the following addresses, which are designated by the addressees for that purpose

Andres M. Aguirre Jennifer L. Pesklo 1994 Kimball Street Binghamton, NY 13903

Sworn to before me on the 9<sup>th</sup> day of February, 2021

Notary Public

SANDRA REIFLER
Notary Public, State of New York
Registration # 01RE6051539
Qualified in Broome County

My Commission Expires Dec. 4, 2018 3 2

NICHOLAS PAPPAS

## **EXHIBIT B**



279 PARK AVENUE • BINGHAMTON, NY 13903 Phone (607) 772-0357 Fax (607) 772-6911 TDD: 1-(800)-662-1220

January 26, 2021

Andres M. Aguirre Jennifer L. Pesklo 1994 Kimball Street Binghamton, NY 13903

Re:

Dangerous and Unsafe Buildings - 330 Park Ave.

Tax Map No.: 176.19-1-8

Dear Mr. Agruirre and Ms. Pesklo:

Your property located at 330 Park Avenue in the Town of Binghamton is deemed and considered dangerous and unsafe.

The Town Board will hear your case on Tuesday evening, February 16, 2021, at 7:01 p.m. You will need to present proof and/or provide witnesses who are in opposition to the claims that the building is dangerous and unsafe. I am enclosing a copy of the Public Hearing Notice and photos that were taken of the property.

If you feel it necessary, you can call my office at (607) 772-0357, ext. 12 to discuss this situation in more detail. I look forward to hearing from you soon.

Sincerely,

Nick Pappas

Code Enforcement Officer

cc: Vickie Conklin, Town Clerk

## **EXHIBIT C**



## **EXHIBIT D**



## **EXHIBIT E**



## **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 16th day of February, 2021 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds

Councilperson Dean Nye

Councilperson Michael Bensley Councilperson Michael Donahue

ABSENT: Councilperson Mark Leighton

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

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

AYES: Supervisor Elizabeth Rounds

Councilperson Michael Bensley Councilperson Michael Donahue

ABSTAINED: Councilperson Dean Nye

NAYS: None

ABSENT: Councilperson Mark Leighton

The Resolution was then declared adopted.

Vickie A. Conklin,

### **RESOLUTION:**

**WHEREAS**, by motion Councilperson Bensley has recommended that the Town Board approve claim numbers 90; 91-110; 111-113; 113-118, and 119-128, as audited, and

WHEREAS, the specific audited claims are as set forth in the attachment.

## NOW, THEREFORE, be it

**RESOLVED,** that claim numbers 90; 91-110; 111-113; 113-118, and 119-128 as audited are hereby adopted and approved; 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 regularly scheduled Board 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 16<sup>th</sup> day of February, 2021 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds

Councilperson Michael Bensley

Councilperson Dean Nye

Councilperson Michael Donahue

ABSENT: Councilperson Mark Leighton

The Resolution set forth below was duly offered by Councilperson Donahue, 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: Supervisor Elizabeth Rounds

Councilperson Michael Bensley

Councilperson Dean Nye

Councilperson Michael Donahue

NAYS: None

ABSENT: Councilperson Mark Leighton

The Resolution was then declared adopted.

Vickie A. Conklin,

## **RESOLUTION:**

**WHEREAS**, it was recommended that the Town Board approve the year end 2020 budget transfers.

## NOW THEREFORE, IT IS

**RESOLVED,** that the 2020 year end budget transfers are hereby approved; and it is further

**RESOLVED**, that the 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 regularly scheduled Board 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 16<sup>th</sup> day of February, 2021 at 7:00 o'clock P.M. of said day, the following were:

PRESENT: Supervisor Elizabeth Rounds

Councilperson Michael Bensley

Councilperson Dean Nye

Councilperson Michael Donahue

ABSENT: Councilperson Mark Leighton

The Resolution set forth below was duly offered by Councilperson Donahue, 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: Supervisor Elizabeth Rounds

Councilperson Michael Bensley

Councilperson Dean Nye

Councilperson Michael Donahue

NAYS: None

ABSENT: Councilperson Mark Leighton

The Resolution was then declared adopted.

Vickie A. Conklin,

### **RESOLUTION:**

**WHEREAS,** it was recommended that the Town Board call for a Public Hearing for March 16, 2021 at 7:01 p.m. for consideration of Thoma Development to be hired to prepare and file a grant application.

## NOW THEREFORE, IT IS

**RESOLVED,** that the Town Board hereby approves a Public Hearing for March 16, 2021 at 7:01 p.m. for consideration of Thoma Development to prepare and file a grant application; and it is further

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