

**TOWN OF BINGHAMTON  
TOWN BOARD  
September 17, 2024**

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**MINUTES OF THE REGULAR MEETING OF THE TOWN OF BINGHAMTON TOWN BOARD HELD ON TUESDAY, September 17, 2024 AT 6:00 P.M., TOWN OF BINGHAMTON TOWN HALL, 279 PARK AVENUE, BINGHAMTON, NEW YORK.**

**CALL TO ORDER:** 6:00 p.m.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:**

E. Rounds, Supervisor	Present
M. Bensley, Dep. Supervisor	Present
D. Nye, Councilperson	Present
M. Donahue, Councilperson	Present
V. Conklin, Councilperson	Present

**OTHERS PRESENT:**

T. Tokos, Town Clerk  
 G. Middleton, Town Attorney  
 A. McLean-Intern for Town Attorney  
 M. Leighton, Highway  
 K. Olds, TOB Fire Company

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. An executive session will be held today.

**APPROVAL OF AUDITED CLAIMS:**

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

General	Claim No. 733-752	\$ 6,781.59
Highway	Claim No. 713-724	\$ 34,513.47
Lighting	Claim No. 712	\$ 27.41
Sewer	Claim No. 726-728	\$ 8,386.44
Water	Claim No. 729-732	\$ 564.83
Special District	Claim No. 725	\$ 7,532.95
<b>TOTAL</b>		<b>\$ 57,806.69</b>

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, Conklin      Absent: None

Nays: None      Abstained: None

Declared adopted.      (Resolution Appended)

## **RECOGNITION OF MINUTES:**

- Work Session Minutes, September 3, 2024 - Approved

**VOICE OF THE PUBLIC:** See second Voice of The Public.

## **COMMUNICATIONS AND ANNOUNCEMENTS:**

Association of Towns and Villages To meet at McGirks Irish Pub on Thursday, September 19<sup>th</sup>, 2024, at 5:30 P.M. for cocktails, followed by the meeting and buffet.

## **OFFICIALS AND COMMITTEE REPORTS:**

### **Planning Board/Zoning Board of Appeals**

Next meeting- October 22, 2024 @ 6:30 P.M.

### **Youth Commission:**

A golf tournament fund raiser was held by team parents, to benefit the town youth Lacrosse program. Approximately \$6,000.00 was raised.

### **Code Enforcement/Buildings and Grounds:**

Fence posts have been installed and blacktop needs to be spread near the Concession stand before the fence is installed. The Fall Clean Up days are September 27<sup>th</sup> and 28<sup>th</sup>. Electronic drop offs will now be located at the Community Center. Please check town website for more information on Clean Up Days.

<https://townofbinghamton.com/municipal-cleanup-days-fri-9-27-sat-9-28-24/>

Paperwork for Montrose Ave has all been received.

### **Highway:**

Grant for generator has been submitted. Major road resurfacing has been completed. Highway Department will now be starting leaf, branch and tree clean up. Ditching continues.

The Highway department has received information regarding The Giant Hogweed plant from the DEC. Per the DEC website: The sap can be very harmful if came in contact with, we have attached a link to the DEC website for further information.

<https://dec.ny.gov/nature/animals-fish-plants/plants/harmful-plants/giant-hogweed#safety>

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

- Town Clerk's Monthly Report for August 2024
- DCO Monthly Report for August 2024
- Code Enforcement Officer's Monthly Report for August 2024

**TOB Volunteer Fire Co:**

12 calls this month. 2 EMS calls, 3 housefire calls, 2 car fire calls, 3 mutual aid calls to Conklin, 1 odor call and 1 MVA call.

**Supervisor:**

Meetings with department heads, in regards to the 2025 budget have begun.

**Senior Commission:**

20 people attended the ice cream social. Meeting to be held soon to set up activities for the end of the year.

Spots are still available for the Captain Bills’ Luncheon Cruise on Seneca Lake to be held on October 20<sup>th</sup>. Check town website for more information.

**UNFINISHED BUSINESS:**

There was some discussion with the board on current area speed limits. Councilperson Conklin made a motion to set a Public Hearing on October 15, 2024 @ 6:01 P.M. to submit the list of linear and area road speed limits that the Town of Binghamton would like reduced, to the County. Deputy Supervisor Bensley duly seconded the motion. A roll call vote resulted in the following:

Ayes: Rounds, Bensley, Nye, Donahue, Conklin  
Abstained: None  
Nays: None  
Absent: None

Motion Carried

A motion was made by Councilperson Conklin to authorize the Town of Binghamton Town Court to apply for a J-Cap grant for the 2024-2025 cycle up to \$30,000. Councilperson Donahue duly seconded the motion. A roll call vote resulted in the following:

Ayes: Rounds, Bensley, Nye, Donahue, Conklin  
Abstained: None  
Nays: None  
Absent: None

Motion Carried.

**NEW BUSINESS:**

Supervisor Rounds read the Sign Code to Town Board regarding waving fees for political signs. Councilperson Conklin made a motion for a resolution to set the fee for political signs pursuant to 240 – 51, at zero dollars. Deputy Supervisor Bensley duly seconded the motion. A roll call vote resulted in the following:

Ayes: Rounds, Bensley, Nye, Donahue, Conklin  
Absent: None  
Nays: None  
Abstained: None

Motion Carried.

**VOICE OF THE PUBLIC:** Supervisor Rounds opened the floor at 6:31 P.M. - John Watson from Binghamton Solar, LLC updated the Town Board on the ongoing Solar project. Discussion followed.

**Floor closed at 7:00 P.M.**

7:02 P.M. – Council entered into executive session.

7:45 P.M. – Councilperson Donahue made a motion to exit the executive session. Councilperson Conklin duly seconded the motion.

7:46 P.M. – Councilperson Nye made a motion to enter into an Attorney/Client Session. Councilperson Donahue duly seconded the motion. Motion carried

8:09 P.M. – Councilperson Bensley made a motion to exit the Attorney/Client Session. Councilperson Nye duly seconded the motion. Motion Carried

8:10 P.M – Councilperson Donahue made a motion to resume the original Board Meeting. Councilperson Conklin duly seconded the motion.

Councilperson Nye made a motion to adopt a resolution, that the Town Board make the determination as to whether Binghamton Solar LLC has exercised their special use permit and utility variance. Councilperson Donahue duly seconded the motion. A roll call vote resulted in the following:

Ayes: Rounds, Nye, Donahue, Conklin  
Abstained: None

Nays: Bensley  
Absent: None

Motion Carried

(Resolution Appended)

Councilperson Nye made a motion of the Town Board to adopt a resolution, that the Binghamton Solar LLC has exercised their special permit and utility variance within the 1-year time period of issuance as required to remain valid, pursuant to Town Code S240-64(D), based on the several actions they have taken to further the project as outlined in detail in the letter from John Watson, dated September 16, 2024. Councilperson Donahue duly seconded the motion. A roll call vote resulted in the following:

Ayes: Rounds, Nye, Donahue, Conklin  
Abstained: None

Nays: Bensley  
Absent: None

Motion Carried

(Resolution Appended)

**ADJOURNMENT:**

A motion was made by Deputy Supervisor Bensley to adjourn the meeting at 8:30 P.M. and the motion was duly seconded by Councilperson Nye. All those present voted in favor of the motion. Motion carried.

**Upcoming:**

*The next meeting of the Town of Binghamton Town Board will be a Work Session to be held on Tuesday, October 1, 2024 @ 4:00 p.m., at the Town of Binghamton Town Hall, 279 Park Avenue, Binghamton, NY.*

*The next regular Town Board Meeting will be held on Tuesday, October 15, 2024 @ 6:00 p.m.*

Respectfully Recorded, Transcribed and Submitted,



Paula Edwards,  
Deputy Clerk



Tracy Tokos,  
Town Clerk