
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
WEDNESDAY AUGUST 20, 2008**

The Legislature convened at 5:00 p.m. with a call to order by the Chair, Mark R. Whalen. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-17, Absent-2 (Hutchings, Herz).

The Chair, Mr. Whalen, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a prayer offered by Legislator Buchta.

Mr. Howard made a motion, seconded by Mr. Cleary, that the session minutes of July 17, 2008 be approved as prepared and presented by the Clerk. **Carried.** Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

Mr. Whalen noted that the committee minutes for the period July 17, 2008 through August 19, 2008 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. The Clerk indicated that a quorum of all committees were present. Mr. Whalen asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Sanfilippo, seconded by Mr. Garnar. **Carried,** Ayes17-, Nays-0, Absent-2 (Hutchings, Herz).

ANNOUNCEMENTS FROM THE CHAIR

None

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala
1. Nomination for BC Environmental Management Council Board of Directors
 2. Appointment to Greater Binghamton Airport Advisory Board 2007-2008

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. PETITIONS:

B. COMMUNICATIONS:

1. BC IDA Meeting Minutes for 1/11/08, 2/8/08, 3/14/08, 4/11/08, 5/9/08, 6/13/08, 6/23/08
2. BCC Public Hearing Minutes 7/10/08
3. BCC June 2008 Budget Transfers
4. NYS Board of Real Property Services – 2008 State Equalization Rates 7/21/08, 7/25/08, 7/30/08, 08/05/08
5. Town of Maine Public Hearing – Verizon Telecommunications Tower
6. BC County Attorney's Office GASB Task Force 8/1/08
7. BC Soil & Water Conservation District Meeting Minutes 6/17/08
8. Appointment to Greater Binghamton Airport Advisory Board 7/8/08
9. DSS Additional HEAP Administrative Allocation 2007-2008
11. BC Environmental Management Council (EMC) Meeting Minutes 7/17/08
12. BC Attorney's Office - GASB 7/24/08
13. BCC Above the Minimum Hire - for June 2008
14. Dept of Audit and Control – Quarterly Accounts Receivable 7/2008
15. Dept of Purchasing – “Energy Star” Resolution – 7/23/08
16. Dept of Audit & Control 2008 Concession Revenue
17. Dept of Transportation – Section 90 Railroad Law
18. Town of Union – Resolution re: Right of Way on Airport Road

C. NOTICES:

1. Special Meetings of Public Works, Finance & County Administration Committees 7/17/08
2. September 25, 2008 Legislature Session has been cancelled
3. Special Meeting of the Personnel Committee 7/17/08

D. REPORTS:

1. BC Historical Society Secretary Report 2007
2. BC Arts Council 2008 Annual Report
3. Dept. of Finance – Second Quarterly Report of 2008
4. DSS 2007 Annual Report – 7/15/08
5. BC Attorney's Office – GASB 7/24/08
6. BC Office for Aging – Annual Report 2007
7. BC CASA – Annual Report 2007

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

A. Letters from the Chair, Mark R. Whalen:

1. Designation for Daniel Reynolds
2. Designation for Brian Mather
3. Designation for Arthur Shafer
4. Designation for Richard Materese

Mr. Kuzel made a motion, seconded by Mr. Cleary, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2008 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. **Carried**, Ayes-17-, Nays-0, Absent-2 (Hutchings, Herz).

Mr. LaBare and Mr. Keibel were designated as participants with Chairman Whalen in the 'Short Roll Call'.

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 272

(Held over by Mr. Materese)

By Finance Committee

Seconded by Mr. Garnar

RESOLUTION AMENDING THE UNIFORM RETIREE AND VESTED FORMER EMPLOYEE/SURVIVING SPOUSE HEALTH PLAN RULES

There was a prefiled amendment on the floor at the time the resolution was tabled. Mr. Whalen and Mr. Materese withdrew their motion and second. **Resolution as presented carried**, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 333

(Automatic Holdover)

By County Administration and Personnel Committees

Seconded by Mr. Mather

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 7 OF 2008, ENTITLED "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO DECREASE THE NUMBER OF LEGISLATIVE DISTRICTS TO FIFTEEN"

Mr. Marinich made a motion, seconded by Mr. Materese to amend June 30, 2012 in Section 1 and Section 2 to January 30, 2012. **Amendment carried**, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz). **Automatic Holdover**.

RESOLUTION NO. 371

(Heldover by Mr. Whalen)

By Personnel and Finance Committees

Seconded by Mr. Shafer

WHEREAS, the County of Broome now owns certain parcels of real property by virtue of the completion of proceedings and foreclosure in rem, and

WHEREAS, this County Legislature has heretofore authorized the Director of Real Property Tax Service to sell such properties in conformity with procedures established by this Legislature and in accordance with all applicable laws, and

WHEREAS, the Director of Real Property Tax Service advises that the former owners of certain properties have requested to have the properties sold back to them, and the Director and your sponsoring committee recommend that such requests be granted, now, therefore, be it

RESOLVED, that the sale back to former owners of the parcels listed on Exhibit "A" for the amounts as stated is hereby approved by this County Legislature, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute quit claim deeds, approved as to form by the Department of Law, conveying the properties listed above to the former owners in each such case, together with other such documents as may be necessary to implement the intent of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 376

By Transportation and Rural Development Committee

Seconded by Mr. Cleary

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE GREATER BINGHAMTON AIRPORT ADVISORY BOARD

WHEREAS, Barbara Fiala, County Executive, pursuant to the authority vested in her by Resolution 99 of 1989 has duly designated and appointed the following named individual to membership on the Greater Binghamton Airport Advisory Board, for the term indicated, subject to confirmation by this County Legislature:

NAME

Susan Kalinich-Fabian
3469 Vestal Parkway
Vestal, NY 13850

TERM EXPIRING

December 31, 2010

Unexpired term of Michael Kalinich

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 99 of 1989, hereby confirms the appointment of the above-named individual to membership on the Greater Binghamton Airport Advisory Board for the terms indicated, in accordance with the appointment by the County Executive.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 377

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING ACCEPTANCE OF A PRESIDENTIAL THREAT PROTECTION ACT PROGRAM GRANT FOR OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2007-2008

WHEREAS, the Office of the Sheriff requests authorization to accept a Presidential Threat Protection Act Program Grant and adopt a program budget in the amount of \$5,000 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant is necessary for the purpose of locating and apprehending fugitives, and

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,000 from the Department of Justice, United States Marshals Service, 7026 Federal Station, Room C227, Syracuse, New York 13261 for the Office of the Sheriff's Presidential Threat Protection Act Program Grant for the period October 1, 2007 through September 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$5,000, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 378

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF MAINE FOR USE OF SPACE AT TOWN HALL FOR THE OFFICE OF THE SHERIFF FOR 2008

WHEREAS, this County Legislature, by Resolution 190 of 2007, authorized renewal of the agreement with the Town of Maine for use of space at Town Hall for the Office of the Sheriff, at no cost to the County, for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said agreement is necessary for the Office of the Sheriff to use a portion of the Maine Town Hall as a substation, and

WHEREAS, said agreement expired by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at no cost to the County for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Maine, PO Box 336, Maine, New York 13802 for use of space at Town Hall for the Office of the Sheriff at no cost to the County, for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 379

By Economic Development and Planning and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING AN AGREEMENT WITH ELAN PLANNING & DESIGN INC., FOR CONSULTING SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2008-2013

WHEREAS, the Commissioner of Planning and Economic Development requests authorization for an agreement with Elan Planning & Design, Inc., for consulting services for the Department of Planning and Economic Development at a cost not to exceed \$148,345, for the period March 7, 2008 through March 6, 2013, and

WHEREAS, said agreement is necessary to perform a redevelopment study of the Brandywine Corridor Industrial Spine, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Elan Planning & Design, Inc., 112 Spring Street, Room 305, Saratoga Springs, New York 12866 for

consulting services for the Department of Planning and Economic Development for the period March 7, 2008 through March 6, 2013, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$148,345 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 440149.4545.105464 (Other Fees for Services), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 380

By County Administration and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AN AGREEMENT WITH NTS DATA SERVICES FOR SOFTWARE MAINTENANCE AND SUPPORT FOR THE BOARD OF ELECTIONS FOR 2009-2013

WHEREAS, the Deputy Commissioners of Elections request authorization for an agreement with NTS Data Services for software maintenance and support for the Board of Elections at a cost of \$55,426.60 per year, total amount not to exceed \$277,133 for the period January 1, 2009 through December 31, 2013, and

WHEREAS, said agreement is necessary for required support and maintenance for TEAM, Sign-It, Full Document Imaging, E-Suite and IMS, and includes poll book printing for the September primary and November general election in each year from 2009-2013 as well as the Presidential Preference Primary in 2012, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with NTS Data Services, 1342 Military Road, Niagara Falls, New York 14304-1730 for software maintenance and support for the Board of Elections for the period January 1, 2009 through December 31, 2013, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$55,426.60 per year, total amount not to exceed \$277,133 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 410001.4449.101000 (Other Operational Expenses), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 381

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS PROVIDERS FOR SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES MEDICAID MANAGED CARE (MAX) PROGRAM FOR 2008-2010

WHEREAS, this County Legislature, by Resolution 584 of 2005, authorized agreements with various vendors for services for the Department of Social Services Medicaid Managed Care (MAX) Program at rates and criteria as approved by the New York State Department of Health for the period January 1, 2006 through September 30, 2008, and

WHEREAS, the Broome MAX Program is an enhanced fee for services Medicaid Managed Care Program administered by the Broome County Department of Social Services with 4,300 enrolled members and 1,000 children enrolled at local dental practices, and

WHEREAS, contracted Primary Care and Specialty Physicians provided Medicaid MAX recipients with primary care, medical care coordination and referrals at fees established and reimbursed by the New York State Department of Health, and

WHEREAS, Corporate Care Management provides care coordination of medical and dental needs, data collection, utilization reports, quality assurance reviews and studies, central billing for Dental MAX services, and on-site administrative support, at a monthly capitated rate of \$3.82 per member, and is reimbursed by the New York State Department of Health, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with various Primary Care and Specialty Physicians and Corporate Care Management and such vendors as may be necessary in connection with the Medicaid Managed Care (MAX) Program for the Department of Social Services consistent with such rates and other criteria as may be approved by the New York State Department of Health for the period October 1, 2008 through December 31, 2010, and be it

FURTHER RESOLVED, that services rendered by Contracted Primary Care and Specialty Physicians and Corporate Care Management under the Medicaid Managed Care (MAX) Program shall be paid from budget lines 670083.4568.103000 (MMIS Medical Assistance) and 670075.4566.103000 (Medical Assistance), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 382

By Education, Culture and Recreation Committee

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION FOR OPERATION OF A FARMER'S MARKET AT OTSININGO PARK AND TO EXTEND THE DATES FOR 2008.

WHEREAS, this County Legislature, by Resolution 62 of 2008, authorized an agreement with Cornell Cooperative Extension for the operation of a Farmer's Market at Otsiningo Park for 2008, and

WHEREAS, said agreement provides for the use of a portion of Otsiningo Park on Saturdays, 8:00 am to 3:00pm. From May 3, 2008 through September 27, 2008, and October 18, 2008 and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide an addition of 3 Saturdays, 8:00 a.m. to 3:00 p.m., the Farmer's Market actually operates from 9:00 a.m. to 2:00 p.m. the dates being, October 4th, 11th, and 25th, 2008, and

WHEREAS, the Legislative Clerk, has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Cornell Cooperative Extension of Broome County, 840 Upper Front St. Binghamton, N.Y. 13905 to extend the dates for the use of Otsiningo Park on Saturdays, 8:00 a.m. to 3:00 p.m., for the dates of October 4th, 11th & 25th 2008, for the operation of a Farmer's Market from 9:00 a.m. to 3:00 p.m. and be it

FURTHER RESOLVED, that there will be no cost to Broome County, and be it

FURTHER RESOLVED, that Cornell Cooperative Extension will, through its vendors, keep Broome County save harmless and insure that Broome County is named as additional insured on all vendor policies for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 62 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 383

By County Administration and Personnel Committees Seconded by Mr. LaBare
RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 9 OF 2008, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 19 OF THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE REGARDING THE CODE OF ETHICS"

WHEREAS this amendment, which is supported by Chief Assistant County Attorney Robert Behnke and Honorable Judith O'Shea will remove/omit the Jury Board from the requirement to file a financial disclosure statement now therefore be it,

RESOLVED, that Local Law Intro. No. 9 of 2008, entitled: **"A LOCAL LAW AMENDING CHAPTER 19 OF THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE REGARDING THE CODE OF ETHICS,"** be and the same hereby is adopted and approved in accordance with the Broome County Charter and Administrative Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 9 Of 2008

'A LOCAL LAW AMENDING CHAPTER 19 OF THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE REGARDING THE CODE OF ETHICS"

BE IT ENACTED, by the County Legislature of the County of Broome as follows:

Section 1 Chapter 19 of the Broome County Charter and Code is amended to read as follows,

§ 19-6. Annual statement of financial disclosure.

- A On or before March 1 of each year, a statement of financial disclosure covering the preceding calendar year shall be filed with the Board of Ethics by:
 - (1) The following elected officials: County Executive, County Legislators, County Clerk, Sheriff and District Attorney.
 - (2) The following heads of agencies, departments, divisions, councils, boards, commissions or bureaus and their deputies and assistants:

Aging, Office for Director of Office for Aging Deputy Director of Office for Aging Audit & Control Comptroller Deputy Comptroller Director of Weights and Measures Aviation Commissioner of Aviation Deputy Commissioner of Aviation Broome Community College President of Broome Community College Vice President of Academic Affairs Vice President for Administration and Financial Affairs Vice President for Student Affairs Central Foods Director of Central Food and Nutrition Services Community Alternative Systems Agency CASA Director County Clerk Executive Deputy County Clerk Deputy County Clerk	Records Management Officer Deputy Clerk- DMV County Executive Deputy County Executive Administrative Assistant to County Executive Executive Assistant to County Executive (2) Director of Budget and Research Deputy Director of Budget and Research Communications Director Director of Greater Binghamton Coalition District Attorney Chief Assistant District Attorney Elections Commissioners of Elections Deputy Commissioners of Elections Emergency Services Director of Emergency Services/Fire Coordinator Deputy Director of Emergency Services Employment & Training Employment and Training Director Deputy Employment and Training Director Finance Commissioner of Finance Deputy Commissioner of Finance
---	---

<p>Health Public Health Director Deputy Public Health Director</p> <p>Historian County Historian</p> <p>Information Technology Director of Information Technology Assistant Director of Information Technology</p> <p>Law County Attorney Chief Assistant County Attorney Deputy County Attorney (DSS)</p> <p>Legislature Clerk of County Legislature Deputy Clerk of County Legislature 2nd Deputy Clerk of County Legislature Legislative Assistant</p> <p>Library Library Director</p> <p>Mental Health Commissioner of Community Mental Health Services Deputy Commissioner of Community Mental Health Services Director of Drug Awareness Center</p> <p>Nursing Home Willow Point Nursing Home Administrator Deputy Nursing Home Administrator – Fiscal Services Deputy Nursing Home Administrator – Health Services</p> <p>Parks & Recreation Commissioner of Parks and Recreation Deputy Commissioner of Parks and Recreation Arena Manager Events Coordinator Director of Recreation</p> <p>Personnel Personnel Officer Director of Employee Relations Equal Employment Opportunity Compliance Officer</p> <p>Planning and Economic Development Commissioner of Planning and Economic Development Director of Economic Development</p> <p>Probation Probation Director Deputy Probation Director</p> <p>Public Defender Public Defender Chief Assistant Public Defender</p>	<p>Public Transportation Commissioner of Public Transportation Deputy Commissioner of Public Transportation</p> <p>Public Works Commissioner of Public Works Deputy Commissioner of Public Works /Buildings and Grounds Deputy Commissioner of Public Works/Engineering Deputy Commissioner of Public Works / Highways Director of Security Director of Solid Waste Management</p> <p>Purchasing Purchasing Agent</p> <p>Real Property Tax Service Director of Real Property Tax Services Assistant Director of Real Property Tax Services</p> <p>Risk & Insurance Manager of Risk and Insurance</p> <p>Sheriff Undersheriff First Assistant Correctional Facilities Administrator</p> <p>Social Services Commissioner of Social Services Deputy Commissioner of Social Services Deputy Commissioner of Social Services - Temporary Assistance Deputy Commissioner of Social Services – Administrative Services</p> <p>Stop-DWI STOP DWI Coordinator</p> <p>Youth Bureau Executive Director of Youth Bureau</p>
--	--

(3) Members of the following boards and agencies:

- (1) Alcoholic Beverage Control Board
- (2) Board of Directors of Veterans Memorial Arena and Performing Arts Theater
- (3) Board of Directors of Catskill Regional Off-Track Betting Corporation
- (4) Board of Ethics
- (5) Board of Trustees of Broome Community College
- (6) Broome County Industrial Development Agency
- (7) Broome County Resource Recovery Agency
- (8) Central Library Board of Trustees
- (9) Cooperative Extension Association
- [(10)] [Jury Board]
- [(11)] (10) Private Industry Council (Broome-Tioga Workforce Development Board)
- [(12)] (11) South Central New York Resource Conservation and Development Board
- [(13)] (12) Southern Tier East Regional Planning Development Board
- [(14)] (13) STOP-DWI Advisory Board
- [(15)] (14) Tobacco Asset Securitization Board

(4) Such other officers or employees as certified to by the County Executive and approved by the Board of Ethics.

- B. Any such official, officer or employee whose duties commence after April 15 of any year shall file such statement within 30 days after the commencement of duties.
- C. The statement of financial disclosure shall contain the information and shall be in the form of the statement of financial disclosure annexed hereto as Appendix A. Such statement shall be filed in the office of the Clerk of the County Legislature in a sealed envelope marked "Confidential Annual Statement of Financial Disclosure filed with Broome County Board of Ethics." Such envelopes, unopened, shall be forwarded by the Clerk of the Legislature to the Board of Ethics no later than April 15.
- D. Any person who is subject to the filing requirements of both Subdivision 2 of § 73-a of the Public Officers Law and of this § 19-6 may satisfy the requirements of this section by filing a copy of the statement filed pursuant to § 73-a of the Public Officers Law with the Board of Ethics in accordance with the provisions of this § 19- 6.
- E. Schedule of relevant dates and deadlines.
 - (1) February 1 – The office of the Clerk of the Legislature shall distribute the statement of financial disclosure (Appendix A) to officers and employees.
 - (2) March 1 – Statement of financial disclosure forms shall be postmarked or returned to the office of the Clerk of the Legislature.
 - (3) March 15 – The office of the Clerk of the Legislature shall mail delinquent letters to officers and employees who have not submitted their statement of financial disclosure.
 - (4) April 1 – List of employees and officers who have not submitted completed form will be produced.

SECTION 2. This Local Law shall become effective after a public hearing before and the approval of the Broome County Executive and upon filing with the Secretary of State.

[bracketed material is deleted]

Underlined material is added

Held over by Mr. Kuzel

RESOLUTION NO. 384

By Health and Human Services, Personnel, and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING RENEWAL OF THE WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 481 of 2007, authorized and approved renewal of the Women, Infant and Children's (WIC) Program Grant and adopted a program budget in the amount of \$959,085 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant is designed as a short term intervention to influence lifetime nutrition and health behavior in a targeted, high-risk population and

WHEREAS, it is desired to renew said grant program in the amount of \$973,563 for the period October 1, 2008 through September 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$973,563 from New York State Department of Health, Women, Infants, and Children's Program (WIC), 217 South Salina St., Syracuse, NY 13202 for the Department of Health for the period October 1, 2008 through September 30, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$973,563, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 385

By: Health and Human Services, Personnel and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING RENEWAL OF THE INMATE STD TESTING/JAIL PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2009

WHEREAS, this County Legislature, by Resolution 631 of 2007, authorized renewal of the Inmate STD Testing/Jail Program Grant for the Department of Health and adopted a program budget in the amount of \$46,599 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides funds for a part time Public Health Nurse position, Clinical Lab Technologist position and lab test costs, and

WHEREAS, it is desired to renew said program grant in the amount of \$48,667 for the period of January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$48,667 from the Broome County Correctional Facility, 155 Lt. VanWinkle Drive, PO Box 2047, Binghamton, New York 13902-2047, for the Department of Health's Inmate STD Testing/Jail Program Grant for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$48,667, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the

grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 386

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING ACCEPTANCE OF DONATED FUNDS FROM THE UNITED WAY OF BROOME COUNTY, INC. FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2008

WHEREAS, the Director of Social Services requests authorization to accept donated funds from the United Way of Broome County, Inc. in the amount of \$94,180 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said funding will support various child welfare services, now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$94,180 from The United Way of Broome County, Inc., P.O. Box 550, Binghamton, NY 13902-0550 for the Department of Social Services for the period January 1, 2008 through December 31, 2008 and be it

Said funding shall be credited to budget line 670067.0166.103000 (Misc. Contributions), and be it,

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 387

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH WATCH SYSTEMS FOR A CENTRAL SEX OFFENDER REGISTRY FOR THE OFFICE OF THE SHERIFF FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 492 of 2007, authorized a renewal of the agreement with Watch Systems for a Central Sex Offender Registry for the Office of the Sheriff at a cost of a license fee of \$9,000, and a fee of \$7,000 for postage, total amount not to exceed \$16,000, for the period September 1, 2007 through August 31, 2008, and

WHEREAS, said services provide for the registration, verification and a community tool for all sex offenders in Broome County, and

WHEREAS, said agreement expires by its terms on August 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$17,000, for the period September 1, 2008 through August 31, 2009 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Watch Systems, 516 E. Rutland St., Covington, LA 70433 for a Central Sex Offender Registry for the Office of the Sheriff for the period September 1, 2008 through August 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor the cost of a license fee of \$9,000, and a fee of \$8,000 for postage, total amount not to exceed \$17,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450015.4515.101000 (Software Rental) and 450015.4411.101000 (Postage), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried**, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 388

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH TIOGA COUNTY FOR HOUSING OF BROOME COUNTY PRISONERS FOR THE OFFICE OF THE SHERIFF FOR 2007-2009

WHEREAS, this County Legislature, by Resolution 421 of 2006, authorized renewal of the agreement with Tioga County for housing Broome County prisoners at an amount not to exceed \$80 per day, per prisoner for the period August 14, 2006 through August 13, 2007, and

WHEREAS, said services agreement is necessary to relieve overcrowding at the Broome County Public Safety Facility, and

WHEREAS, said agreement expired by its terms on August 13, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$80 per day, per prisoner, for the period August 14, 2007 through August 13, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Tioga County Sheriff's Office, 103 Corporate Drive, Owego, New York 13827 for housing Broome County prisoners for the Office of the Sheriff for the period August 14, 2007 through August 13, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$80 per day, per prisoner for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4435.101000 (Inmate Expense-Other Facility), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried**, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 389

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING ACCEPTANCE OF A COMPUTER ANALYSIS & TECHNICAL SERVICES (CATS) DIGITAL LAB UPGRADE PROGRAM GRANT FOR THE DEPARTMENT OF PUBLIC WORKS-SECURITY DIVISION AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, the Interim Commissioner of Public Works requests authorization to accept a Computer Analysis & Technical Services (CATS) Digital Lab Upgrade Program Grant and adopt a program budget in the amount of \$7,500 for the period April 1, 2008 through December 31, 2009, and

WHEREAS, said program grant provides funds for the upgrade of current forensic computers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$7,500 from the New York State Department of Criminal Justice Services, Four Tower Plaza, Albany, New York 12203-3764 for the Department of Public Works-Security Division Computer Analysis & Technical Services (CATS) Digital Lab Upgrade Program for the period April 1, 2008 through December 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$7,500, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 390

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE UNIFIED COURTS SYSTEM-SIXTH JUDICIAL DISTRICT FOR COURT SECURITY SERVICES PROVIDED BY BROOME COUNTY DPW SECURITY DIVISION FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 143 of 2007, authorized renewal of the agreement with the Unified Court System-Sixth Judicial District for court security services provided by Broome County DPW-Security Division with revenue to the County in the amount of \$161,144 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said agreement is necessary for maintaining security in Supreme court, County Court, Family Court and Binghamton City Court, and

WHEREAS, said agreement expired by its terms on March 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$145,000, for the period April 1, 2008 through March 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Unified Court System, Sixth Judicial District, State Office Building, 44 Hawley Street, Binghamton, New York 13901-4466 for court security services provided by DPW-Security Division for the period April 1, 2008 through March 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$145,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 031450.0639.101000 (Security Services-Outside Users), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 391

By Public Works and Finance Committees Seconded by Mr. Howard
RESOLUTION DECLARING DEPARTMENT OF PUBLIC WORKS PROJECT CR 352 COLESVILLE ROAD OVER OUAQUAGA CREEK BIN 3349200, TO BE EXEMPT FROM THE PUBLIC HEARING REQUIREMENT OF THE EMINENT DOMAIN LAW AND AUTHORIZING THE ACQUISITION OF NECESSARY REAL PROPERTY BY PURCHASE OR CONDEMNATION

WHEREAS, the Eminent Domain Law requires that a public hearing be held in connection with any proposed public project for which the acquisition of real property through the exercise of eminent domain may be required, except that a project is exempt from the public hearing

requirement "when in the opinion of the condemnor the acquisition is de minimis in nature so that the public interest will not be prejudiced by the construction of the project," and

WHEREAS, the Department of Public Works Project CR #52 Colesville Road over Ouaquaga Creek BIN 3349200, has been identified as a Type II action under the New York State Environmental Quality Review Act because it involves an additional right-of-way and temporary/permanent easements to support the new bridge structure which will have no substantial effect on the environment, and

WHEREAS, the Department of Public Works desires to acquire the land rights necessary to commence the aforesaid reconstruction project and is requesting authorization from this Legislature to acquire said land by purchase or condemnation, and

WHEREAS, the Public Works Committee has reviewed the scope of the aforesaid project and recommends that it be found to be exempt from the public hearing requirement because it is "de minimis" in nature, said determination being based upon the fact that the reconstruction work is relatively minor in nature, consisting of an additional right-of-way and temporary/permanent easements to support the new bridge structure, having no substantial effect on the environment, now, therefore, be it

RESOLVED, that this County Legislature hereby finds the Department of Public Works Project CR #52 Colesville Road over Ouaquaga Creek BIN 3349200, to be "de minimis" in nature and therefore exempt from the public hearing requirement of the Eminent Domain Law, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the acquisition by purchase or condemnation of the real property necessary to undertake and perform the aforesaid reconstruction project in accordance with the design and specification for said

Held over by Mr. Hull

RESOLUTION NO. 392

By County Administration Committee

Seconded by Chairman Whalen

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 10 OF 2008, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO INCREASE THE TERMS OF OFFICE OF COUNTY LEGISLATORS TO FOUR YEARS.

RESOLVED, that Local Law Intro. No. 10 of 2008, entitled: "A Local Law Amending the Broome County Charter and Administrative Code to Increase the Terms of Office of County Legislators to Four Years be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 10, 2008

A Local Law Amending The Broome County Charter And Administrative Code To Increase The Terms Of Office Of County Legislators To Four Years

BE IT ENACTED as follows:

SECTION 1. Section C202 of the Broome County Charter is hereby amended to read as follows:

§C202. Terms of Office.

The term of office of the members of the County Legislature shall be for two (2) years and shall begin on the first day of January immediately succeeding their election.

Beginning with those members of the County Legislature elected at the general election in 2012 to take office on January 1, 2013 and continuing thereafter, the terms of office of the members of the County Legislature shall be for four (4) years and shall begin on the first day of January immediately succeeding their election.

SECTION 2. Section A202 of the Broome County Administrative Code is hereby amended to read as follows:

§A202. Terms of office.

The term of office of a County Legislator shall be for two years and shall begin on the first day of January immediately succeeding his election.

Beginning with those members of the County Legislature elected at the general election in 2012 to take office on January 1, 2013 and continuing thereafter, the terms of office of the members of the County Legislature shall be for four (4) years and shall begin on the first day of January immediately succeeding their election.

[bracketed] material is deleted

underlined material is added

Amended in committee. Automatic Holdover

RESOLUTION NO. 393

By Finance and County Administration Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ALLEN TUNNELL CORPORATION FOR SOFTWARE MAINTENANCE AND SUPPORT AND TAX BILL PRINTING FOR THE OFFICE OF REAL PROPERTY TAX SERVICE FOR 2008

WHEREAS, this County Legislature, by Resolution 271 of 2007, authorized renewal of the agreement with Allen Tunnell Corporation for software maintenance and support and tax bill printing for the Office of Real Property Tax Service at an amount not to exceed \$19,500 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said agreement is necessary to provide software maintenance, on-site support, and printing for the Town, County, City and School tax bills with internet tax data, and

WHEREAS, said agreement expired by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$17,450, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Allen Tunnell Corporation, 15 Charles Street, Binghamton, New York 13905 for software maintenance and support for tax bill printing for the Office of Real Property Tax Services for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$17,450 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 630004.4513.101000 (Software Maintenance), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 394

By Economic Development and Planning and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING REVISION OF THE PY2007 WORKFORCE INVESTMENT ACT ADMINISTRATION PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2009

WHEREAS, this County Legislature, by Resolution 279 of 2007, authorized and approved renewal of the PY2007 Workforce Investment Act Administration Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$169,330 for the period July 1, 2007 through June 30, 2009, and

WHEREAS, said program grant allocation covers the administration costs associated with the grant programs that provide customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect an a decrease in the amount of \$14,579 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2007 Workforce Investment Act Administration Program Grant to reflect an decrease of \$14,579 for the period July 1, 2007 through June 30, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$154,751, and be it

FURTHER RESOLVED, that Resolution 279 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 395

By Economic Development and Planning and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING REVISION OF THE PY2007 WORKFORCE INVESTMENT ACT ADULT PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2009

WHEREAS, this County Legislature, by Resolution 278 of 2007, authorized and approved renewal of the PY2007 Workforce Investment Act Adult Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$463,211 for the period July 1, 2007 through June 30, 2009, and

WHEREAS, said program grant provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$7,018 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2007 Workforce Investment Act Adult Program Grant to reflect a decrease of \$7,018 for the period July 1, 2007 through June 30, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$456,193, and be it

FURTHER RESOLVED, that Resolution 278 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 396

By Economic Development and Planning and Finance Committees Seconded by Mr. Cleary
**RESOLUTION AUTHORIZING REVISION OF THE PY2007 WORKFORCE INVESTMENT ACT
DISLOCATED WORKER PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND
TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2009**

WHEREAS, this County Legislature, by Resolution 280 of 2007, authorized and approved renewal of the PY2007 Workforce Investment Act Dislocated Worker Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$543,298 for the period July 1, 2007 through June 30, 2009, and

WHEREAS, said program grant provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$93,235 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2007 Workforce Investment Act Dislocated Worker Program Grant to reflect a decrease of \$93,235 for the period July 1, 2007 through June 30, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$450,063, and be it

FURTHER RESOLVED, that Resolution 280 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 397

By Economic Development and Planning and Finance Committees Seconded by Mr. Cleary
**RESOLUTION AUTHORIZING REVISION OF THE PY2006 WORKFORCE INVESTMENT ACT
ADMINISTRATION PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND
TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2006-2008**

WHEREAS, this County Legislature, by Resolution 446 of 2006, authorized and approved renewal of the PY2006 Workforce Investment Act Administration Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$186,004 for the period July 1, 2006 through June 30, 2008, and

WHEREAS, said program grant covers the administration costs associated with the grant programs that provide customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$921 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2006 Workforce Investment Act Administration Program Grant to reflect a decrease of \$921 for the period July 1, 2006 through June 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$185,083, and be it

FURTHER RESOLVED, that Resolution 275 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 398

By Economic Development and Planning and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING REVISION OF THE PY2006 WORKFORCE INVESTMENT ACT ADULT PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2006-2008

WHEREAS, this County Legislature, by Resolution 447 of 2006, authorized and approved renewal of the PY2006 Workforce Investment Act Adult Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$548,930 for the period July 1, 2006 through June 30, 2008, and

WHEREAS, said program grant provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$13,426 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2006 Workforce Investment Act Adult Program Grant to reflect a decrease of \$13,426 for the period July 1, 2006 through June 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$535,504, and be it

FURTHER RESOLVED, that Resolution 447 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that

employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 399

By Economic Development and Planning and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING REVISION OF THE PY2006 WORKFORCE INVESTMENT ACT DISLOCATED WORKER PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2006-2008

WHEREAS, this County Legislature, by Resolution 449 of 2006, authorized and approved renewal of the PY2006 Workforce Investment Act Dislocated Worker Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$545,564 for the period July 1, 2006 through June 30, 2008, and

WHEREAS, said program grant provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$13,906 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2006 Workforce Investment Act Dislocated Worker Program Grant to reflect a decrease of \$13,906 for the period July 1, 2006 through June 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$531,658, and be it

FURTHER RESOLVED, that Resolution 449 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 400

By Economic Development and Planning and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING REVISION OF THE PY2007 WORKFORCE INVESTMENT ACT YOUTH PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2009

WHEREAS, this County Legislature, by Resolution 281 of 2007, authorized and approved renewal of the PY2007 Workforce Investment Act Youth Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$517,461 for the period July 1, 2007 through June 30, 2009, and

WHEREAS, said program grant provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$30,958 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2007 Workforce Investment Act Youth Program Grant to reflect a decrease of \$30,958 for the period July 1, 2007 through June 30, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$486,503, and be it

FURTHER RESOLVED, that Resolution 281 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 401

By Public Works Committee

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AN INTER-MUNICIPAL AGREEMENT WITH THE TOWN OF VESTAL FOR USE OF THE VESTAL TOWN HALL PARKING LOT FOR AN ELECTRONICS RECYCLING COLLECTION BY THE BROOME COUNTY DIVISION OF SOLID WASTE MANAGEMENT

WHEREAS, the Interim Commissioner of Public Works requests authorization for an inter-municipal agreement with the Town of Vestal for use of the Vestal Town Hall parking lot for an electronics recycling collection by the Broome County Division of Solid Waste Management on September 27, 2008, and

WHEREAS, said inter-municipal agreement is necessary for the Broome County Division of Solid Waste Management to hold a free off-site electronics recycling collection at the Vestal Town Hall parking lot to promote the recycling of end-of-life electronic waste, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an inter-municipal agreement with the Town of Vestal, 605 Vestal Parkway West, Vestal, New York 13850 for the use of the Vestal Town Hall parking lot for an electronics recycling collection by the Broome County Division of Solid Waste Management on September 27, 2008, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 402

By Education, Culture and Recreation and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING RENEWAL OF THE SENATOR LIBOUS CHILDREN'S BOOKS PROGRAM GRANT FOR THE BROOME COUNTY PUBLIC LIBRARY AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 523 of 2007, authorized and approved renewal of the Senator Libous Children's Books Program Grant for the Broome County Public Library and adopted a program budget in the amount of \$1,200 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said program grant strengthens existing programs by supplementing current library funds and develops new literacy initiatives for children, and

WHEREAS, it is desired to renew said program grant in the amount of \$4,500 for the period June 1, 2008 through May 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$4,500 from Books with Senator Libous, Partnership with Four County Library Systems, 205 Clubhouse Road, Vestal, New York 13850 for the Broome County Public Library's Senator Libous Children's Books Program for the period June 1, 2008 through May 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$4,500, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 403

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING ACCEPTANCE OF THE OPERATION IMPACT V PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, the Sheriff requests authorization to accept the Operation Impact V Program Grant and adopt a program budget in the amount of \$96,308 for the period July 1, 2008 through June 30, 2009, and

WHEREAS, said program grant to reduce crime, conduct crime analysis and develop criminal intelligence, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$96,308 from NYSDCJS, 4 Tower Place, Albany, NY 12203-3764 for the Office of the Sheriff for the Operation Impact V Grant for the period July 1, 2008 through June 30, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$96,308, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby

authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 404

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING ACCEPTANCE OF FUNDING FOR THE BROOME COUNTY STOP-DWI PROGRAM'S 2008 CHRIS THATER MEMORIAL

WHEREAS, the Coordinator of Broome County STOP DWI requests authorization to accept \$5,000 from the Division of Criminal Justice Services, to support the Chris Thater Memorial for the period April 1, 2008 through December 31, 2009, and

WHEREAS, said funding will promote the Chris Thater Memorial event, which draws athletes and spectators for various races, events and expo areas, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,000 from the Division of Criminal Justice Services, 4 Tower Place, Albany, N.Y. 12203 for the STOP-DWI Program for the period April 1, 2008 through December 31, 2009, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 405

By Health and Human Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH OPPORTUNITIES FOR BROOME COUNTY FOR SERVICES FOR 2008

WHEREAS, Social Services requests this County Legislature, by Resolution 718 of 2006 an authorization an agreement with the Opportunity for Broome for services to continue to operate the Alternatives to Incarceration Program for persons involved with the Broome County Criminal Justice system, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said services are necessary to provide continued operation of the Alternative to Incarceration Program at Opportunities for Broome for persons involved with the Broome County Criminal Justice system, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Opportunities for Broome 56 Whitney Avenue, Binghamton, New York 13901, to administer the Alternatives to Incarceration Program for the Department of Social Services for the period of January 1 2008 through December 31, 2008 , and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed of \$32,077 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670018.5080.103000 (Opportunities for Broome), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 406

By Health and Human Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING RENEWAL OF DSS/BCC CREDIT AND NON-CREDIT TRAINING PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 388 of 2007, authorized and approved renewal of the DSS/BCC Credit and Non-Credit Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$71,742 for the period August 1, 2007 through July 31, 2008, and

WHEREAS, said program grant provides DSS employees educational opportunities and workshops geared toward enhancing their skills on the job and in preparing them for promotional opportunities within the department, and

WHEREAS, it is desired to renew said program grant in the amount of \$82,684 for the period August 1, 2008 through July 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$82,684 from the New York State Office of Children and Family Services, 40 N. Pearl St., 11-B, Albany, New York 12243, for the Department of Social Services DSS/BCC Credit and Non-Credit Training Program Grant for the period August 1, 2008 through July 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$82,684, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 407

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING RENEWAL OF THE CHILD CARE AND DEVELOPMENT BLOCK GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 509 of 2007, authorized and approved the renewal of the Child Care and Development Block Grant for the Department of Social Services and adopted a program budget in the amount of \$4,166,761 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant provides funds for child care subsidies to low income families and for activities related to improving the quality and availability of child day care services, and

WHEREAS, it is desired to renew said program grant in the amount of \$4,259,998 for the period October 1, 2008 through September 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$4,259,998 from the New York State Office of Children and Family Services, Bureau of Early Childhood Services, 52 Washington Street, 3 North Building, Rensselaer, New York 12144-2796, for the Department of Social Services Child Care and Development Block Grant for the period October 1, 2008 through September 30, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$4,259,998, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to

form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 408

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING RENEWAL OF DSS/BU CREDIT AND NON-CREDIT TRAINING PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 389 of 2007, authorized and approved renewal of the DSS/BU Credit and Non-Credit Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$51,532 for the period August 1, 2007 through July 31, 2008, and

WHEREAS, said program grant provides DSS employees educational opportunities and workshops geared toward enhancing their skills on the job and in preparing them for promotional opportunities within the department, and

WHEREAS, it is desired to renew said program grant in the amount of \$38,948 for the period August 1, 2008 through July 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$38,948 from the New York State Office of Children and Family Services, 40 N. Pearl St., 11-B, Albany, New York 12243, for the Department of Social Services DSS/BU Credit and Non-Credit Training Program Grant for the period August 1, 2008 through July 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$38,948, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 409

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE ADDICTION CENTER OF BROOME COUNTY, INC. FOR DRUG TESTING SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2008

WHEREAS, this County Legislature, by Resolution 32 of 2008, authorized renewal of the agreement with the Addiction Center of Broome County, Inc., for drug testing services for the Department of Social Services at a cost not to exceed \$13,400, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to perform specific drug testing that includes monitored urine screen testing performed at the request of the Department of Social Services Child Protective Services, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$13,400 due to the increase in screens being requested and the need for more specialized testing, and

WHEREAS, the Commissioner of Social Services has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with The Addiction Center of Broome County, Inc., 30 West State Street, Binghamton, New York 13901 to increase the not to exceed amount by \$13,400 for drug testing services for the Department of Social Services for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$13,400, total amount not to exceed \$26,800, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670059.4701.103000 (Medical and Physical Exams), and be it

FURTHER RESOLVED, that Resolution 32 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 410

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS, INC., FOR SERVICES RELATED TO THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY POINT OF ENTRY GRANT FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 659 of 2008, authorized renewal of the agreement with Action for Older Persons, Inc., for services related to the Community Alternative Systems Agency Point of Entry Grant at a cost not to exceed \$24,460 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said agreement is necessary to coordinate a long term care services education and training program, develop a consumer notebook, coordinate a half-day consumer education conference and coordinate a NY Connects public awareness campaign, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$4,000 to develop a video for the Point of Entry website, and

WHEREAS, the Director of Community Alternative Systems Agency has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901 to increase the not to exceed amount by \$4,000 to develop a video for the Point of Entry website for the period October 1, 2007 through September 30, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$4,000, total amount not to exceed \$28,460, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 680066.4545.105391 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 659 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 411

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY FOR MEALS AND ADULT SOCIAL DAY CARE SERVICES FOR THE OFFICE FOR AGING'S NURSING HOME TRANSITION AND DIVERSION MEDICAID WAIVER PROGRAM FOR 2008-2009

WHEREAS, the Director of the Office for Aging requests authorization for an agreement with the Family and Children's Society of Broome County for meals and adult day care with revenue to the County in the amount of \$40 for a full day of social day care, \$9 for Meals on Wheels, and \$3.75 for Congregate Meals, per client, per day, for the period September 1, 2008 through December 31, 2009, and

WHEREAS, said agreement is necessary to provide adult social day care and home-delivered meals and congregate meals to Long Term Home Health Care clients, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Family and Children's Society of Broome County, 257 Main Street, Binghamton, New York 13905, for meals and adult social day care for the Office for Aging's Nursing Home Transition and Diversion Medicaid Waiver Program for the period September 1, 2008 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$40 for a full day of social day care, \$9 for Meals on Wheels, and \$3.75 for Congregate Meals, per client, per day for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget lines 761254.0538.105418/105xxx, 761148.0538.105369/105xxx (LTHHC Fees), and 761130.0142.105368/105xxx (OFA Fees), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 412

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AN AGREEMENT WITH INTERIM HEALTH CARE FOR MEALS AND ADULT SOCIAL DAY CARE SERVICES FOR THE OFFICE FOR AGING'S NURSING HOME TRANSITION AND DIVERSION MEDICAID WAIVER PROGRAM FOR 2008-2009

WHEREAS, the Director of the Office for Aging requests authorization for an agreement with the Interim Health Care for meals and adult day care with revenue to the County in the amount of \$40 for a full day of social day care, \$9 for Meals on Wheels, and \$3.75 for Congregate Meals, per client, per day, for the period October 1, 2008 through December 31, 2009, and

WHEREAS, said agreement is necessary to provide adult social day care and home-delivered meals and congregate meals to Long Term Home Health Care clients, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Interim Health Care, 38 Front Street, Binghamton, New York 13905 for meals and adult social day care for the Office for Aging's Nursing Home Transition and Diversion Medicaid Waiver Program for the period October 1, 2008 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$40 for a full day of social day care, \$9 for Meals on Wheels, and \$3.75 for Congregate Meals, per client, per day for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget lines 761254.0538.105418/105xxx, 761148.0538.105369/105xxx (LTHHC Fees), and 761130.0142.105368/105xxx (OFA Fees), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 413

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH UNITED HEALTH SERVICES FOR PROFESSIONAL SERVICES FOR THE OFFICE FOR AGING'S STROKE PREVENTION INITIATIVE FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 88 of 2007, authorized renewal of the agreement with United Health Services for professional services for the Office for Aging's Stroke Prevention Initiative Program at an amount not to exceed \$4,150, for the period February 1, 2007 through January 31, 2008, and

WHEREAS, said agreement is necessary to conduct hypertension and stroke prevention management activities, and

WHEREAS, said agreement expired by its terms on January 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$8,170, for the period September 1, 2008 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with United Health Services, 35-57 Harrison Street, Johnson City, New York 13790 for professional services for the Office for Aging's Stroke Prevention Initiative for the period September 1, 2008 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,170 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761114.4457.105465 (Subcontracted Program Services), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 414

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING RENEWAL OF PERFORMANCE OUTCOMES MEASUREMENT PROJECT (POMP) PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 475 of 2007, authorized and approved the Performance Outcomes Measurement Project (POMP) Program Grant for the Office for Aging and adopted a program budget in the amount of \$8,000 for the period September 30, 2007 through September 29, 2008, and

WHEREAS, said program grant provides funding for the Office for Aging to work with New York State Office for Aging and the Finger Lakes Geriatric Center of the University of Rochester in testing outcome measures developed under this project, and

WHEREAS, it is desired to renew said program grant in the amount of \$6,000 for the period September 30, 2008 through September 29, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$6,000 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001, for the Office for Aging's Performance Outcomes Measurement Project (POMP) Program Grant for the period September 30, 2008 through September 29, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$6,000, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 415

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING RENEWAL OF THE NUTRITION SERVICES INCENTIVE PROGRAM (NSIP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 474 of 2007, authorized and approved renewal of the Nutrition Services Incentive Program Grant for the Office for Aging and adopted a program budget in the amount of \$174,817 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant provides a per meal reimbursement for congregate and home delivered meals served through the Office for Aging Nutrition Program, and

WHEREAS, it is desired to renew said program grant in the amount of \$169,459 for the period October 1, 2008 through September 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$169,459 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251 for the Office for Aging's Nutrition Services Incentive Program for the period October 1, 2008 through September 30, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$169,459, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 416

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING REVISION OF THE HOME ENERGY ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 472 of 2007, as amended by Resolution 72 of 2008, authorized and approved renewal of the Home Energy Assistance Program Grant for the Office for Aging and adopted a program budget in the amount of \$51,613 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant provides assistance to meet the cost of home heating for eligible homeowners and renters based on household size, income and type of heating, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$28,276 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Home Energy Assistance Program (HEAP) Grant to reflect an increase of \$28,276 for the period October 1, 2007 through September 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$79,889, and be it

FURTHER RESOLVED, that Resolutions 472 of 2007 and 72 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 417

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 472 of 2007, as amended by Resolution 72 of 2008 and companion resolution, authorized and approved the Home Energy

Assistance Program (HEAP) Grant for the Office for Aging and adopted a program budget in the amount of \$79,889 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant provides assistance to meet the cost of home heating for eligible homeowners and renters based on household size, income and the type of heating, and

WHEREAS, it is desired to renew said program grant in the amount of \$45,000 for the period October 1, 2008 through September 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$45,000 the Broome County Department of Social Services, 38 Main Street, Binghamton, New York 13905, for the Office for Aging's Home Energy Assistance Program (HEAP) Grant for the period October 1, 2008 through September 30, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$45,000, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 418

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING RENEWAL OF THE AoA EVIDENCE-BASED CHRONIC DISEASE MANAGEMENT GRANT F/K/A/ EMPOWERING OLDER PEOPLE PROGRAM FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 324 of 2007, authorized and approved renewal of the AoA Empowering Older People Program for the Office for Aging and adopted a program budget in the amount of \$87,963 for the period August 1, 2007 through July 31, 2008 and

WHEREAS, said program grant is to empower older people to take more control of their health through evidence-based prevention programs, and

WHEREAS, it is desired to renew said grant program in the amount of \$87,963 for the period August 1, 2008 through October 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$87,963 from New York State Office for Aging, Empire State Agency Bldg 2, Albany, New York 12223-0001, for the Office of Aging, for the AoA Evidence-based Chronic Disease Management Grant for the period August 1, 2008 through October 31, 2009 and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$87,963, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the

grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 419

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING REVISION OF THE HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 150 of 2008, authorized the continued participation in the Health Insurance Information and Counseling Assistance Program Grant for Office For Aging, adopted a program budget in the total amount of \$30,000 and authorized an agreement with Action for Older Persons to administer said program in the amount of \$30,000 for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said program grant provides for recruitment and training of Ombudsman volunteers, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$13,142 in grant appropriations and amend the agreement with Action For Older Persons to reflect an increase in the amount of \$6,921, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Insurance Information and Counseling Assistance Program Grant to reflect an increase of \$13,142 for the period April 1, 2008 through March 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$43,142, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action For Older Persons, Inc, 30 West State St., Binghamton, NY to reflect an increase of \$6,921 for the Office For Aging's Health Insurance Information and Counseling Program Grant for the period April 1, 2008 through March 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$36,921 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 150 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 420

By Health and Human Services, Personnel, and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING RENEWAL OF WEATHERIZATION REFERRAL AND PACKAGING PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 473 of 2007, authorized and approved renewal of the Weatherization Referral and Packaging Program Grant for the Office for Aging and adopted a program budget in the amount of \$49,917 for the period August 1, 2007 through July 31, 2008, and

WHEREAS, said program grant provides for screening and assessment of elderly, low-income housing to determine energy-related needs dealing with health and safety concerns, and to determine if client's needs can be met by the weatherization program assistance with home repairs and provides for assessment and assisted referral to help offset costs, plans and monitors, and

WHEREAS, it is desired to renew said grant program in the amount of \$52,204 for the period August 1, 2008 through December 31, 2009 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$52,204 from New York State Office for Aging, Empire State Plaza Agency Building 2, Albany, NY 12223-1251 for the Office For Aging is Weatherization Referral and Packaging Program(WRAP) for the period August 1, 2008 through December 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$52,204, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 421

By Health and Human Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING ACCEPTANCE OF A CAPITAL DISTRICT PHYSICIANS' HEALTH PLAN (CDPHP) PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, the Director of the Office for Aging requests authorization to accept a Capital District Physicians' Health Plan (CDPHP) Program Grant and adopt a program budget in the amount of \$16,000 for the period July 1, 2008 through December 31, 2009, and

WHEREAS, said program grant will fund Mission Meltaway, Strike Out Stroke, Pickleball and wellness classes, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$16,000 from Capital District Physicians' Health Plan Inc., 500 Patroon Creek Boulevard, Albany, New York for the Office For Aging's Capital District Physicians' Health Plan (CDPHP) for the period July 1, 2008 through December 31, 2009 and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$16,000, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 422

By Health and Human Services, Personnel and Finance

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING REVISION OF THE AGING FUTURES II PROJECT (ROBERT WOOD JOHNSON) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 754 of 2007, authorized and approved renewal of the Aging Futures II Project Grant for the Office For Aging and adopted a program budget in the amount of \$65,000 for the period February 1, 2008 through January 31, 2009, and

WHEREAS, said the Aging Futures II Project Grant provides data for a comprehensive community needs assessment for the elderly, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$6,993 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Aging Futures II Project Grant to reflect an increase of \$6,993 for the period February 1, 2008 through January 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$71,993, and be it

FURTHER RESOLVED, that Resolution 754 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 423

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH RETIRED AND SENIOR VOLUNTEER PROGRAM (RSVP) FOR SERVICES FOR THE OFFICE FOR AGING'S AOA EMPOWERING OLDER PEOPLE GRANT FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 323 of 2007, authorized renewal of the agreement with Retired and Senior Volunteer Program (RSVP) for services for the Office for Aging's AoA Empowering Older People Grant at a cost not to exceed \$60,185 for the period August 1, 2007 through July 31, 2008, and

WHEREAS, said agreement is necessary for the implementation of two evidence-based chronic disease programs in the community, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term to the period August 1, 2007 through October 31, 2008, at no additional cost to the County, and

WHEREAS, the Director of the Office for Aging has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Retired and Senior Volunteer Program (RSVP), 230 Main Street, Binghamton, New York 13905 to extend the term to the period August 1, 2007 through October 31, 2008, for services for the Office for Aging's Empowering Older People Grant, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 323 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 424

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH RETIRED & SENIOR VOLUNTEER PROGRAM (RSVP) FOR SERVICES FOR THE OFFICE FOR AGING'S AOA EMPOWERING OLDER PEOPLE GRANT FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 323 of 2007, as amended by companion resolution, authorized renewal of the agreement with Retired & Senior Volunteer Program (RSVP) for services for the Office for Aging's AoA Empowering Older People Grant at an amount not to exceed \$60,185 for the period August 1, 2007 through October 31, 2008, and

WHEREAS, said agreement is necessary for the implementation of two evidence-based chronic disease programs in the community, and

WHEREAS, said agreement expires by its terms on October 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$59,148, for the period November 1, 2008 through October 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Retired & Senior Volunteer Program (RSVP), 230 Main Street, Binghamton, New York 13905 for services for the Office for Aging's AoA Empowering Older People Grant for the period November 1, 2008 through October 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$59,148 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761114.4457.105454 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 425

By Health and Human Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF UNION FOR A COMMUNITY DEVELOPMENT BLOCK GRANT FOR THE OFFICE FOR AGING'S NUTRITION PROGRAM TITLE III-C-1 BROOME WEST SENIOR CENTER FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 477 of 2007, authorized renewal of the agreement with the Town of Union for a Community Development Block Grant for the Office for Aging's Nutrition Program Title III-C-1 with revenue to the County in the amount of \$25,000 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said agreement is necessary to offset operating expenses associated with the Broome West Senior Center, and

WHEREAS, said agreement expires by its terms on September 30, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$27,500 for the period October 1, 2008 through September 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Union, 3111 East Main Street, Endwell, New York 13760 for a Community Development Block Grant for the Office for Aging's Nutrition Program Title III-C-1 for the period October 1, 2008 through September 30, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the Town of Union shall pay the County \$27,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 761130.0900.105368 (Other Federal Revenue), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 426

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING REVISION OF THE IMMUNIZATION ACTION PLAN GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 264 of 2008, authorized and approved renewal of the Immunization Action Plan Grant for the Department of Health and adopted a program budget in the amount of \$97,880 for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said program grant monitors and improves immunization rates for children through 24 months of age, and enhanced adult immunization activities, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$1,958 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Immunization Action Plan Grant to reflect a decrease of \$1,958 for the period April 1, 2008 through March 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$95,922, and be it

FURTHER RESOLVED, that Resolution 264 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to

form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 427

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. Cleary
**RESOLUTION AUTHORIZING REVISION OF THE CHEMUNG AND SCHUYLER COUNTY
CANCER SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND
ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009**

WHEREAS, this County Legislature, by Resolution 208 of 2008, authorized and approved the Chemung and Schuyler County Cancer Services Program Grant for the Department of Health and adopted a program budget in the amount of \$166,750 for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said program grant provides outreach, community education and comprehensive breast, cervical and colorectal cancer screenings and case management services to uninsured, underinsured and under served men and women in Chemung and Schuyler Counties, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$3,335 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Chemung and Schuyler County Cancer Services Program Grant to reflect a decrease of \$3,335 for the period April 1, 2008 through March 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$163,415, and be it

FURTHER RESOLVED, that Resolution 208 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 428

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING ACCEPTANCE OF A CANCER SERVICES PROGRAM OF CHEMUNG & SCHUYLER COUNTIES PATIENT SERVICES GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2008-2013

WHEREAS, the Director of Public Health requests authorization to accept a Cancer Services Program of Chemung & Schuyler Counties Patient Services Grant and adopt a program budget in the amount of \$620,681 for the period April 1, 2008 through March 31, 2013, and

WHEREAS, said program grant will provide breast, cervical and colorectal screening and diagnostic testing to uninsured or underinsured individuals who qualify for the program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$620,681 from the New York State Department of Health, Bureau of Chronic Disease, Corning Tower, Empire Plaza, Albany, New York 12237 for the Department of Health's Cancer Services Program of Chemung & Schuyler Counties Patient Services Grant for the period April 1, 2008 through March 31, 2013, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$620,681, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 429

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AN AGREEMENT WITH CORNING HOSPITAL FOR SERVICES FOR THE BROOME COUNTY HEALTH DEPARTMENT'S CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES FOR 2008-2009

WHEREAS, the Director of Public Health requests authorization for an agreement with Corning Hospital for services for the Broome County Health Department's Cancer Services Program of Chemung and Schuyler Counties at rates according to the New York State Department of Health Upstate Fee Schedule Corning/Guthrie Split, attached as Exhibit "A", for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said agreement is necessary for screening, diagnostic follow up services for the New York State Department of Health Cancer Services Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Corning Hospital, 176 Denison Parkway, Corning, New York 14830 for the Broome County Health Department's Cancer Services Program of Chemung and Schuyler Counties for the period April 1, 2008 through March 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor according to the New York State Department of Health Upstate Split Fee Schedule Corning/Guthrie Split, attached as Exhibit "A", for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480376.4707.105xxx (Medical and Hospital Services), and 480376.4715.105xxx (Other Health and Medial Services), and be it

RESOLUTION NO. 433

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE STATE OF NEW YORK DEPARTMENT OF HEALTH FOR REIMBURSEMENT OF ELIGIBLE COSTS FOR THE BROOME COUNTY HEALTH DEPARTMENT'S RABIES CONTROL PROGRAM FOR 2008-2012

WHEREAS, the Director of Public Health requests authorization for an agreement with the State of New York Department of Health for reimbursement of eligible costs for the Broome County Health Department's Rabies Control Program with revenue not to exceed \$84,792 for the period January 1, 2008 through March 31, 2012, and

WHEREAS, said agreement will pay for actual costs associated with human post exposure treatment, pet vaccination clinics, and specimen submittal, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the State of New York Department of Health, Zoonoses Program, GNARESP, Corning Tower, Room 621, Albany, New York 12237, for reimbursement of eligible costs for the Broome County Health Department's Rabies Control Program for the period January 1, 2008 through March 31, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$84,792 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 480137.xxxx.101000, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 434

By County Administration and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AN INCREASE OF PETTY CASH FUNDS FOR THE BROOME COUNTY CLERK'S DEPARTMENT OF MOTOR VEHICLES CLINTON STREET BINGHAMTON OFFICE

WHEREAS, this County Legislature, by Resolution 371 of 2005 authorized Broome County Clerk's Department of Motor Vehicles petty cash funds in the amount of \$800 for the Endicott Office and \$725 for the Clinton Street Binghamton Office, and

WHEREAS, as the result of an inquiry during the recent audit by the New York State Department of Motor Vehicles, it was discovered that the establishment of a \$75 petty cash fund for the mobile unit was funded by the Clinton Street petty cash fund and adjustments were made to accommodate this action, and

WHEREAS, the County Clerk is requesting that the petty cash authorization for the Broome County Clerk's Department of Motor Vehicles at the Clinton Street Office be amended to reflect the establishment of the petty cash for the mobile unit, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and increases the petty cash fund for the Department of Motor Vehicles Clinton Street Binghamton Office by \$75, for a total amount of \$800, and be it

FURTHER RESOLVED, that the administration of said funds shall be in accordance with those rules and procedures governing the use of petty cash funds created by the County Comptroller including, but not limited to, the requirement that at all times the petty cash allowance be fully accounted for in the form of cash on hand, receipts and records.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 435

By Health and Human Services, Personnel and Finance Committee

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING RENEWAL OF THE CHILD PROTECTIVE STAFF RATIO IMPROVEMENT PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 312 of 2007, authorized and approved renewal of the Child Protective Staff Ratio Improvement Program Grant for the Department of Social Services and adopted a program budget in the amount of \$69,099 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said program grant will fund a Child Protective Unit consisting of One Grade B Supervisor, one Senior Caseworker and four Caseworkers to complete child protective investigations and meet state regulations, and

WHEREAS, it is desired to renew said program grant in the amount of \$209,523 for the period September 8, 2008 through March 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$209,523 from the New York State Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144 for the Department of Social Services' Child Protective Staff Ratio Improvement Program Grant for the period September 8, 2008 through March 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$209,523, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 436

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE RESEARCH FOUNDATION OF THE STATE UNIVERSITY OF NEW YORK FOR A GRADUATE STUDENT TO PROVIDE SERVICES FOR INTEGRATED COUNTY PLANNING FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2008

WHEREAS, the Commissioner of Social Services requests authorization for an agreement with the Research Foundation of SUNY, for the Department of Social Services at a cost not to exceed \$18,664, for the period September 1, 2008 through May 31, 2009, and

WHEREAS, said agreement is necessary for a second year graduate student to collect, review and analyze data that is available and of significance to Broome's Integrated Planning and prepare reports and summaries that will assist in the decision-making processes of the team, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Research Foundation of the State University of New York, Office of Research and Sponsored Programs, PO Box 6000, Binghamton, New York 13902-6000, for a graduate student to provide services for Integrated County Planning for the Department of Social Services for the period September 1, 2008 through May 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$18,664 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670018.4614.103000 (Other Chargeback Expense), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 437

By Health and Human Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ARNOT ODGEN MEDICAL CENTER FOR VARIOUS SERVICES FOR THE BROOME COUNTY DEPARTMENT OF HEALTH'S CHEMUNG AND SCHUYLER COUNTY CANCER SERVICES PROGRAM GRANT FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 209 of 2008, authorized an agreement with various Chemung and Schuyler County vendors, for various services for the Broome County Department of Health's Chemung and Schuyler County Cancer Services Program at rates according to the New York State Department of Health's Upstate Fee Schedule for the period April 1, 2008 through March 31, 2009, and

WHEREAS, this County Legislature, by Resolution 325 of 2008, amended the agreement with various vendors listed on Exhibit "A", to be paid at rates according to the 70%/30% split rate reimbursement schedule as listed on Exhibit "B"; and the vendors listed on Exhibit "C" to be paid at rates according to the 70%/30% split rate reimbursement schedule as listed on Exhibit "D" for the Broome County Department of Health's Chemung and Schuyler County Cancer Services Program for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said agreements are necessary to provide breast, cervical and colorectal cancer screening services, diagnostic and follow-up services, and HPV vaccine, and

WHEREAS, it is necessary to authorize the amendment of the agreement with Arnot Ogden Medical Center to act as a liaison and make patient services payments on behalf of the Broome County Health Department to various health care providers and/or health care provider sites for services provided during the period April 1, 2007 through March 31, 2008, and

WHEREAS, the Director of Public Health has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Arnot Ogden Medical Center, 600 Roe Avenue, Elmira, New York 14905 to act as a liaison and make patient services payments on behalf of the Broome County Health Department to various health care providers and/or health care providers sites for services provided during the period April 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that Resolutions 209 and 325 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 438

By Transportation and Rural Development and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING ACCEPTANCE OF FEDERAL AVIATION ADMINISTRATION FUNDING FOR AIRPORT TAXIWAY H AND K IMPROVEMENTS PROJECT

WHEREAS, the Commissioner of Aviation requests authorization to accept Federal Aviation Administration Funding in the amount of \$345,800 for the Airport Taxiway H and K Improvements Project, and

WHEREAS, said funding will be used for improvements to taxiways "H" and "K" including milling, repairing, repaving and pavement markings, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$345,800 from the Federal Aviation Administration, New York Airports District Office, 600 Old Country Road, Suite 446, Garden City, New York 11530 for the Airport Taxiway H and K Improvements Project, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to revenue line 211011.0384.50xxxx (Federal Aid/Airport Capital), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 439

By Personnel, Health and Human Services, and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request contained in PCR# 08-160 from the Director of Public Health, this County Legislature hereby authorizes the position of Public Health Nurse, Grade 17, Union Code 54 CSEA, minimum salary \$36,451, at budget line 480376.1500.105396, to be abolished effective June 1, 2008, as this grant funding has ended, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 08-168 from the Director of Public Health, this County Legislature hereby authorizes the position of Clinical Laboratory Technologist, Grade 24, Union Code 54 CSEA, minimum salary \$52,112, at budget line 480376.1500.105330, to be abolished effective July 1, 2008, as this grant funding has ended.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 440

By Finance, Personnel, and County Administration Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE BUDGET OFFICE

RESOLVED, that in accordance with a request from the Director of Budget and Research, in order to provide funds for overtime for implementation of the new countywide financial system, as requested by BF# 7463, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	360008	1000	101000	Salaries-Full Time	8,380
TO:	370007	1700	101000	Overtime	5,000
	340000	1700	101000	Overtime	3,380

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 441

By Finance, Public Works and Transportation and Rural Development Committees

Seconded by Mr. Garnar

RESOLUTION AMENDING THE 2008 CAPITAL IMPROVEMENT PROGRAM FOR THE TAXIWAY 'H' AND 'K' IMPROVEMENT PROJECT

RESOLVED, that the 2008 Capital Improvement Program is hereby amended to create a new project for the Department of Aviation as follows:

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
5015 68	Taxiway 'H' and 'K' Improvement	364,000	9,100	345,800	9,100

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2008	10	14	364,000	0	

*County's portion funded by PFC funds
and be it

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to make a short term, non-interest bearing loan from the General Fund and/or the Enterprise Fund to provide sufficient cash to proceed and be it

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller and the Commissioner of Finance are hereby authorized to process any paperwork necessary to implement the intent of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 442

By Finance, Public Works and Transportation and Rural Development Committees

Seconded by Mr. Materese

RESOLUTION AMENDING THE 2007 CAPITAL IMPROVEMENT PROGRAM FOR THE CORPORATE HANGAR IMPROVEMENTS PROJECT

RESOLVED, that the 2007 Capital Improvement Program is hereby revised as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
501515	07 Corporate Hangar Improvements	301,250	241,000	0	60,250

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2007	10	14	301,250	0	

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
501515	07 Corporate Hangar Improvements	676,250	541,000	0	135,250

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2007	10	14	676,250	0	

and be it

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to make a short term, non-interest bearing loan from the General Fund and/or the Enterprise Fund to provide sufficient cash to proceed and be it

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller and the Commissioner of Finance are hereby authorized to process any paperwork necessary to implement the intent of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 443

By Public Works and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT #1 TO FEDERAL EMERGENCY RELIEF PROJECT AGREEMENT FOR WORK ASSOCIATED WITH THE STORM OF NOVEMBER 16, 2006 ON MULTIPLE COUNTY ROADS IN BROOME COUNTY

WHEREAS, a Project for the Storm of November 16, 2006, Multiple County Roads in Broome County, P.I.N. 9890.43 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, for Federal emergency relief that calls for the apportionment of the costs of such project to be borne at the ratio of 100% Federal funds; and

WHEREAS, pursuant to Resolution 299 of 2007, Broome County has previously executed a Federal Emergency Relief Project Agreement for the construction and construction supervision, and inspection work for \$1,113,000, and

WHEREAS, the cost of said project has increased to \$1,537,256.66, and

WHEREAS, Broome County desires to advance the Project by making a commitment of 100% of the Federal share of the costs thereof, now therefore be it

RESOLVED, that this County Legislature hereby approves the Project, and be it

FURTHER RESOLVED that this County Legislature hereby authorizes payment in the first instance 100% of the Federal share of the cost of Construction and Construction Inspection work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$424,256.66 is hereby appropriated from NYSDOT and made available to cover the cost the cost increase of participation in the Project, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget lines 035030.0353.501485 and 035030.0353.501486 (Federal Aid), and be it

FURTHER RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Broome County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute all necessary agreements, certifications or reimbursement requests for Federal Aid on behalf of Broome County with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of Federal-aid-eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it

FURTHER RESOLVED, that a certified copy of the resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and be it

FURTHER RESOLVED, that Resolution 299 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, this Resolution shall take effect immediately.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 444

By Economic Development and Planning Committee

Seconded by Mr. Cleary

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL BOARD OF DIRECTORS

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980, has duly designated and appointed the following named individuals to membership on the Broome County Environmental Management Council Board of Directors, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Mary Cronk 32 Jason Drive Binghamton, New York 13901	12/31/09 Member-at-Large
William Heaviside 3478 Margery Street Binghamton, New York 13903	12/31/09 Member-at-Large
Josephine Chu BU #17432 Binghamton, New York 13902	8/31/09 Student Representative

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980, confirms the appointments of the above-named individuals to membership on the Broome County Environmental Management Council Board of Directors for the terms indicated, in accordance with their appointment by the County Executive.
Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 445

By Finance Committee

Seconded by Mr. Mather

RESOLUTION AMENDING A BOND RESOLUTION DATED DECEMBER 20, 2007 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME, NEW YORK ON SAID DATE WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, the Bond Resolution adopted by this County Legislature on December 20, 2007 (Resolution 07-816) set forth an Airport Taxiway Rehabilitation-Construction project at \$3,000,000 and a Corporate Hangar Improvements project at \$301,250 and

WHEREAS, the costs are now estimated to be \$8,568,807 for the Taxiway Rehabilitation-Construction project and \$676,250 for the Corporate Hangar Improvements project, and

WHEREAS, it is the intent of this County Legislature to revise the maximum estimated cost for this resolution, as well as the plan of financing therefore, in light thereof, now, therefore be it

RESOLVED, by the County Legislature of the County of Broome, as follows

Section 1. Section 1 of the Bond Resolution referenced in the preamble hereto is hereby amended to read:

<u>Project Name</u>	<u>PPU/LFL Section 11:00</u>	<u>Maximum Estimated Cost</u>
Airport Taxiway Rehabilitation-Construction	10/14	\$8,568,807
Airport Corporate Hangar Improvements	10/14	\$ 676,250

Section 2. Section 3(a) of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$5,568,807 to \$8,568,807 for the Taxiway Rehabilitation-Construction project and increased by \$375,000 to \$676,250 for the Corporate Hangars Improvements project and with amount of serial bonds to be issued increased by \$5,943,807 to \$23,509,445. and the amount of Federal moneys received increased by \$5,425,

687 and the amount of State moneys increased by \$143,120 for the Airport Taxiway Rehabilitation-Construction project and the amount of State moneys received for the Corporate Hangar Improvements shall be increased by \$300,000.

Section 3. This Resolution to the extent inconsistent with Resolution 816 of 2007 supersedes and amends said prior bond resolution.

Section 4. The validity of such bond and bond anticipation notes may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and any action, suit or proceeding contesting said validity is commenced within twenty days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution

Section 5. This Resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press and Sun Bulletin, which is the only newspaper having a general circulation in the County, together with the notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 446

By Finance Committee

Seconded by Mr. Shafer

BOND RESOLUTION DATED AUGUST 20, 2008

RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,314,000 BONDS OF THE COUNTY OF BROOME, NEW YORK TO PAY THE COST OF VARIOUS CAPITAL PROJECTS

BE IT RESOLVED, by the County Legislature of the County of Broome, New York, as follows:

Section 1. The following are the classes of objects or purposes or specific objects or purposes to be financed by the County of Broome, New York, pursuant to this resolution, the maximum estimated costs thereof, and the subdivisions of Section 11.00(a) of the Local Finance Law and periods of probable usefulness applicable thereto:

<u>Project Name</u>	<u>PPU/L.F.L. Sect 11</u>	<u>Estimated Maximum Cost</u>
Landfill Road Reconstruction	15/20	\$2,500,000
Precision Approach Path Indicator (PAPI)	30/153	00,000
Park updates	15/19(c)	50,000
Terminal Building Renovation	10/14	100,000
Taxiway 'H' and 'K' Improvements	10/14	364,000
Total		\$3,314,000

Section 2. SEQR DETERMINATION. It is hereby declared to be the intent of this County Legislature that the projects listed above shall not commence until all steps have been taken under the New York State Environmental Quality Review Act (SEQR), to the extent applicable, to ensure that said proposed projects are in compliance with the provisions thereof and, to this end, it is hereby determined that, until such compliance has been accomplished, the only obligations which shall be issued pursuant to this resolution shall be to provide funds for engineering, architectural and legal fees, including studies, surveys and testing of the site thereof, which will, at least, assist in the SEQR compliance process.

Section 3. The aggregate maximum estimated cost of the aforesaid classes of objects or purposes is \$3,314,000 and the plan for the financing thereof is by the issuance of \$3,314,000 bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law and by the application of \$630,800 from the Federal government in the following monies

and allocated in their entirety to the following projects: \$285,000 for the Precision Approach Path Indicator (PAPI) Project, and \$345,800 for the Taxiway 'H' and 'K' Improvement Project, and there being anticipated \$16,600 received from State government in the following amounts and allocated entirely to the following projects: \$7,500 to the Precision Approach Path Indicator (PAPI) Project and \$9,100 to the Taxiway 'H' and 'K' Improvement Project, provided however, that the amounts of

bonds to be issued shall be reduced to the extent of Federal and/or State grants received in connection therewith, provided further that the County Executive may appropriate any undesignated general fund balance remaining for fiscal year 2007 to reduce the amount of bonds to be issued hereunder.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial

bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Commissioner of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Commissioner of Finance shall determine consistent with the provision of the Local Finance Law.

Section 6. The faith and credit of said County of Broome, New York, are hereby irrevocably pledged for the payment of the principal of and interest of such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and any action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press & Sun Bulletin, which is the only newspaper having a general circulation in the County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. The Commissioner of Finance is hereby authorized to make a short term non-interest bearing interfund loan from the General Fund and other Enterprise Funds, Internal

Service Funds, or Special Revenue Funds to provide sufficient cash to proceed with these Projects until the bonds authorized by this Resolution are sold.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 447

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING ACCEPTANCE OF THE BYRNE JUSTICE ASSISTANCE GRANT (JAG) FOR THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SECURITY FOR 2008-2009

WHEREAS, the Director of Security requests authorization to accept a Byrne Justice Assistance Grant (JAG) and adopt a program budget in the amount of \$50,000 for the period September 1, 2008 through August 31, 2009, and

WHEREAS, said grant will be used for the upgrade and procurement of equipment for the CATS unit, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from the New York State Division of Criminal Justice Services, Office of Program Development and Funding, Byrne JAG Formula Grant Unit, 4 Tower Place, Albany, New York 12203-3762 for the Department of Public Works-Division of Security's Byrne Justice Assistance Grant (JAG) for the period September 1, 2008 through August 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$50,000, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 448

By Personnel, Health and Human Services, and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE WILLOW POINT NURSING HOME

RESOLVED, that in accordance with a request contained in PCR 08-193 from the Willow Point Nursing Home Administrator, this County Legislature hereby authorizes the creation of Clinical Care Coordinator I, Grade 17, Union Code 07 BAPA, minimum salary \$41,402, at budget line 160085.1600.204000, effective August 25, 2008 and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR 08-194 from the Willow Point Nursing Home Administrator, this County Legislature hereby authorizes the creation of Clinical Care Coordinator II, Grade 18, Union Code 07 BAPA, minimum salary \$43,430, at budget line 160085.1600.204000, effective August 25, 2008 and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR 08-195 from the Willow Point Nursing Home Administrator, this County Legislature hereby authorizes the creation of Supervising Nurse I, Grade 15, Union Code 07 BAPA, minimum salary \$37,659, at budget line 160077.1600.204000, effective August 25, 2008 and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR 08-196 from the Willow Point Nursing Home Administrator, this County Legislature hereby authorizes the creation of Supervising Nurse II, Grade 16, Union Code 07 BAPA, minimum salary \$39,482, at budget line 160077.1600.204000, effective August 25, 2008 and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR 08-199 from the Willow Point Nursing Home Administrator, this County Legislature hereby authorizes the creation of Charge Nurse, Grade 15, Union Code 04 CSEA, minimum salary \$35,150, at budget line 160085.1600.204000, effective August 25, 2008.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 449

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING ACCEPTANCE OF HOMELAND SECURITY PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2007-2010

WHEREAS, the Director of Emergency Services requests authorization to accept a Homeland Security Program Grant and adopt a program budget in the amount of \$177,000 for the period July 1, 2007 through June 30, 2010, and

WHEREAS, said program grant provides funds for the Interoperable Communications Study, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$177,000 from New York State Office of Homeland Security, 1220 Washington Avenue, Building 7A, 6th Floor, Albany, NY 12242 for the Office of Emergency Services Homeland Security Program Grant for the period July 1, 2007 through June 30, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$177,000 and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 450

By Personnel, Health and Human Services and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING MOVEMENT BETWEEN LPN AND RPN POSITIONS AT THE WILLOW POINT NURSING HOME WITHOUT FURTHER LEGISLATIVE APPROVAL

WHEREAS, the Willow Point Nursing Home has difficulty recruiting Registered Professional Nurses, and

WHEREAS, the Department of Personnel has created new titles to assist Willow Point Nursing Home in their recruitment and facilitate hiring, and the use of which will be determined by whether a Registered Professional Nurse or a Licensed Practical Nurse is hired, now, therefore, be it

RESOLVED, that this County Legislature authorizes movement between LPN and RPN titles at the Willow Point Nursing Home as follows:

Registered Professional Nurse
Clinical Care Coordinator II-BAPA 18
Supervising Nurse II-BAPA 16
Charge Nurse-CSEA 15
Registered Professional Nurse
(Nursing Home) CSEA-14

Licensed Professional Nurse
Clinical Care Coordinator I-BAPA 17
Supervising Nurse I-BAPA 15
Senior Licensed Practical Nurse-CSEA 11
Licensed Practical Nurse-CSEA 10

and be it

FURTHER RESOLVED, that the Personnel Officer, Director of Budget and Research and Commissioner of Finance are hereby authorized to take any and all steps necessary to implement the intent and purpose of this resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 451

By Education, Culture and Recreation and Personnel Committees Seconded by Mr. Cleary

RESOLUTION ESTABLISHING THE POSITION OF HONORARY POET LAUREATE

WHEREAS, this County Legislature requests authorization to create the position of Honorary Poet Laureate; and

WHEREAS, the position of Honorary Poet Laureate will be at no cost to Broome County; and

WHEREAS, the Poet Laureate will devise community initiatives, activities and collaborations which ensure that the community is served and the literary arts are promoted in Broome County; and

WHEREAS, the poet laureate will be an ambassador for the literary arts community, charged with promoting and encouraging the arts, specifically poetry, within the county; and

WHEREAS, he or she will encourage citizens to express their literary creativity, help showcase the work of County residents, and help foster a community environment in which literary talent can thrive and be encouraged, helping expand the County's already thriving arts community; and

WHEREAS, the responsibilities and duties of the Honorary Poet laureate are set forth in Exhibit A of this resolution; now, therefore be it

RESOLVED, that this County Legislature authorizes the position of Honorary Poet Laureate, according to the criteria set forth in Exhibit "A", as attached; and, be it further

RESOLVED, the Broome County Arts Council will issue a call for Poet Laureate nominations, convene a 5-member review panel to evaluate qualifications and submissions, and prepare and submit a recommendation of appointment to the Broome County Legislature, and, be it further

RESOLVED, The Honorary Poet Laureate will be appointed at the January session for one two-year term, corresponding to the term of the Broome County Legislature, and, be it further

RESOLVED, the Broome County Poet Laureate is an honorary position which receives no direct compensation from Broome County for services rendered, the Poet laureate may accept honoraria from organizations, groups and individuals at their discretion, and, be it further

RESOLVED, the BCAC will serve as the sponsoring agency for grant proposals that are written by the Poet Laureate for funds to support workshops and readings during the term of the appointment.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 452

By County Administration and Finance Committees

Seconded by Mr. Reynolds

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 11 OF 2008, ENTITLED: "A LOCAL LAW PROVIDING FOR ENHANCED PERSONAL PRIVACY PROTECTION FOR DOCUMENTS RECORDED IN THE OFFICE OF THE COUNTY CLERK, AND AUTHORIZING AN INCREASE IN FEES COLLECTED BY THE COUNTY CLERK FOR THE RECORDING, ENTERING, INDEXING AND ENDORSING A CERTIFICATE ON ANY INSTRUMENT."

RESOLVED, that Local Law Intro. No. 11 of 2008, entitled: "A Local Law Providing For Enhanced Personal Privacy Protection For Documents Recorded In The Office Of The County Clerk, And Authorizing An Increase In Fees Collected By The County Clerk For the Recording, Entering, Indexing and Endorsing A Certificate On Any Instrument," be and the same hereby is adopted and approved in accordance with the Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 11 Of 2008

"A LOCAL LAW PROVIDING FOR ENHANCED PERSONAL PRIVACY PROTECTION FOR DOCUMENTS RECORDED IN THE OFFICE OF THE COUNTY CLERK, AND AUTHORIZING AN INCREASE IN FEES COLLECTED BY THE COUNTY CLERK FOR THE RECORDING, ENTERING, INDEXING AND ENDORSING A CERTIFICATE ON ANY INSTRUMENT."

BE IT ENACTED, by the County Legislature of the County of Broome as follows:

Section 1. Title.

This law shall be known as the "Enhanced Personal Privacy Protection for Recorded Documents Law."

Section 2. Declaration of Intent

In accordance with subparagraph (2) of paragraph 4 of subdivision (a) of section 8021 of the Civil Practice Law and Rules, as amended by Chapter 78 of the Laws of 1989, the Broome County Legislature authorizes the County Clerk to increase fees charged for certain documents recorded with the County Clerk's Office.

Section 3. Fees for recording documents

For recording, entering, indexing and endorsing a certificate and any instrument, the fee is increased from five dollars to twenty dollars and, in addition thereto, is increased from three dollars to five dollars for each page or portion of a page. For the purpose of determining the appropriate recording fee, the fee for any cover page shall be deemed an additional page of the instrument. A cover page shall not include any social security account number or date of birth. To the extent that the Broome County Clerk has placed an image of such cover page on line, the County Clerk shall make a good faith effort to redact such information.

Section 4. Severability

If any section, subsection, sentence, clause, phrase or other portion of this local law is for any reason declared unconstitutional, or invalid or in whole or in part by any court of competent jurisdiction, such portion shall be deemed severable and such unconstitutionality or invalidation shall not affect the validity of the remaining portions of this law which remaining portions shall remain in full force and effect

Section 5 Section 125-14 of the Broome County Charter and Administrative Code be and the same is hereby repealed.

Section 6. Effective Date

This local law shall take effect thirty days after filing in the office of the Secretary of State pursuant to Section 27 of the Municipal Home Rule Law.

Mr. Sanfilippo made a motion, seconded by Mr. Hull to call the question. Motion to call the question carried. Ayes-11, Nay-6 (Materese, Keibel, Howard, Gamar, Kuzel, Mather), Absent-2 (Hutchings, Herz). Resolution carried. Ayes-15, Nays-2 (Black, Garnar), Absent-2 (Hutchngs, Herz)

RESOLUTION NO. 453

By Health and Human Services and Finance Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE STATE UNIVERSITY OF NEW YORK BINGHAMTON DECKER SCHOOL OF NURSING FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CHILD FATALITY REVIEW TEAM PROGRAM GRANT FOR 2008-2010

WHEREAS, the Director of Public Health requests authorization for an agreement with the State University of New York Binghamton Decker School of Nursing for services for the Department of Health's Child Fatality Review Team Program Grant at a cost not to exceed \$103,625, for the period August 1, 2008 through January 31, 2010, and

WHEREAS, said agreement is necessary to coordinate child death information for a better understanding and awareness of all causes of death and reporting and documentation of critical information that is vital in determining the cause of death, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the State University of New York Binghamton Decker School of Nursing, PO Box 6000, Binghamton, New York 13902-6000, for services for the Department of Health's Child Fatality Review Team Program Grant for the period August 1, 2008 through January 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$103,625 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480376.4457.105xxx (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 454

By Economic Development and Planning and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH GREYHOUND LINES, INC. FOR SPACE AT THE INTERMODAL TRANSIT TERMINAL FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2010-2019

WHEREAS, the Commissioner of Planning and Economic Development requests authorization for a lease agreement with Greyhound Lines, Inc., for space at the Intermodal Transit Terminal for the Department of Planning and Economic Development at the cost of \$2,876.58 per month for the period January 1, 2010 through December 31, 2014 and the cost of \$2,962.92 per month for the period January 1, 2015 through December 31, 2019, and

WHEREAS, said lease agreement will provide office space, common area space, a portion of public restroom space, sidewalk area and bus slips, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with Greyhound Lines, Inc., 350 North St. Paul Street, Real Estate Department, Dallas, Texas 75210 for space at the Intermodal Transit Terminal for the Department of Planning and Economic Development for the period January 1, 2010 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$2,876.58 per month for the period January 1, 2010 through December 31, 2014 and \$2,962.92 per month for the period January 1, 2015 through December 31, 2019, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 440016.0158.101000 (Rental Contract), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

Mr. Howard made a motion, seconded by Mr. Schofield to suspend the rules to act on Resolution No. 455. **Carried**, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

RESOLUTION NO. 455

By All Members Seconded by Mr. Howard
RESOLUTION AUTHORIZING THE GREATER BINGHAMTON CHAMBER OF COMMERCE TO ACT AS THE AGENCY IN BROOME COUNTY FOR TOURISM AND CONVENTION PROMOTION FOR 2009

WHEREAS, this County Legislature, by Resolution 365 of 2007, authorized the Broome County Chamber of Commerce to act as the agency in Broome County for tourism and convention promotion for the period January 1, 2008 through December 31, 2008, and

WHEREAS, it is desired at this time to authorize the Greater Binghamton Chamber of Commerce to be the tourism and convention promoter for Broome County for the period January 1, 2009 through December 31, 2009 so that appropriate applications may be timely filed for New York State grant monies, now, therefore, be it

RESOLVED, that this County Legislature hereby names and authorizes the Greater Binghamton Chamber of Commerce to be the tourism and convention promoter for Broome County for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that the Greater Binghamton Chamber of Commerce is hereby authorized to make application for any grants from the State of New York for tourism and convention promotion in Broome County, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to enter into agreement(s) with the Greater Binghamton Chamber of Commerce to provide tourism and convention promotion in Broome County, subject to funding sources and matching funds by the Greater Binghamton Chamber of Commerce, and be it

FURTHER RESOLVED, that the Greater Binghamton Chamber of Commerce shall submit a quarterly written report to this Legislature as to the disposition of said grant monies.

Mr. Howard made a motion, seconded by Mr. Schofield to suspend the rules to act on the following resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Herz).

Mr. Schofield made a motion to adjourn, seconded by Mr. Shafer. **Motion to adjourn Carried,** Ayes-17, Nays-0, Absent-2 (Hutchings, Herz). The meeting was adjourned at 6:14 p.m.

This page intentionally left blank

