

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
DECEMBER 17, 2009**

The Legislature convened at 5:04 p.m. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-19, Absent-0.

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

Mr. Moran made a motion, seconded by Mr. Materese, that the minutes of November 23, 2009 be approved as prepared and presented by the Clerk. **Carried**, Ayes-19, Nays-0, Absent-0.

Mr. Reynolds noted that the committee minutes for the period November 23, 2009 through December 16, 2009 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Ms. Messina, seconded by Mr. Moran. **Carried**, Ayes-19, Nays-0, Absent-0.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Marinich and Mr. Howard presented a proclamation to Max Straneva from Chenango Valley High School for his achievements in cross country and track.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala
 - 1. Vetoes of tentative budget – 11/12/2009
 - 2. Letter of Nomination to Willow Point Nursing Advisory Board
 - 3. Letter of Nomination to BC STOP-DWI Advisory Board
 - 4. Letter of Nomination to BC OFA Advisory Board
 - 5. Letter of Nomination to Greater Binghamton Airport Advisory Board
 - 6. Letter of Nomination to BC Health Advisory Board
 - 7. Letter of Nomination to BC Library Board of Trustees
 - 8. Letter of Nomination to BC Community Alternatives Systems Agency Board
 - 9. Letter of Nomination to BC Veteran's Memorial Arena Board of Directors
 - 10. Receipt of Resolutions #499, #500, #501, #502 of 2009

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds
 - 1. Designation for Hon. Mark Whalen – 12/12/2009
 - 2. Designation for Hon. Wayne Howard – 12/7/2009
 - 3. Designation for Hon. Marchie Diffendorf – 12/8/2009
 - 4. Designation for Hon. Jason Garnar – 12/9/2009
 - 5. Designation for Hon. John Hutchings – 12/9/2009

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. PETITIONS: None
- B. COMMUNICATIONS:
 - 1. Town of Colesville 2010 Town Budget
 - 2. Cornell Cooperative Extension Board of Directors Meeting Minutes 9/24/2009
 - 3. Cornell Cooperative Extension Board of Directors Meeting Minutes 10/22/2009
 - 4. Town of Vestal – Resolution 351-09 opposing BC Sales Tax Distribution Formula

5. BC Budget Department – Master Copy of 2010 Tentative Budget
6. Town of Nanticoke – 2010 Town Budget
7. Town of Triangle – 2010 Town Budget
8. Town of Conklin – 2010 Town Budget
9. Town of Fenton – 2010 Town Budget
10. Town of Lisle – 2010 Town Budget
11. Town of Sanford – 2010 Town Budget
12. Town of Windsor – 2010 Town Budget
13. Town of Chenango – 2010 Town Budget
14. BCC Quarterly Income Statement November 2009
15. BCEMS Medical Director's Committee & BC Emergency Medical Services Advisory Board Meeting Minutes 12/8/2009
16. Town of Kirkwood – 2010 Water & Sewer District Budget
17. Village of Endicott Mayor John Bertoni opposing BC Sales Tax Change
18. Town of Maine – Resolution Berton any change to BC Sales Tax Distribution Formula
19. BC Attorney's Office – Robert Behnke – Sales Tax Memo 12/7/2009
20. BCC October & November 2009 Budget Transfers
21. Town of Nanticoke – 2010 Town Budget
22. Town of Binghamton – 2010 Town Budget
23. BC DPW Solid Waste Management – Extended Producer Responsibility – Support Letter to Federal Officials

C. NOTICES:

1. Legislature – Special Finance Committee Meeting – 11/18/2009

D. REPORTS:

1. BCC – Above Minimum Hire Report for October & November 2009

Mr. Nirchi and Mr. Keibel were designated as participants with Chairman Reynolds in the "Short Roll Call".

Mr. Nirchi made a motion, seconded by Mr. Materese to suspend the rules to recall resolution 09-494 for the purpose of amending. **Motion carried.** Ayes-19, Nays-0.

RESOLUTION NO. 494

RESOLUTION ADOPTING A RETIREMENT INCENTIVE FOR ELIGIBLE EMPLOYEES OF THE COUNTY OF BROOME

Mr. Nirchi made a motion, seconded by Mr. Sanfilippo to amend the sixth Further Resolved paragraph to read " whose positions are or were fully or partially funded...". **Amendment carried.** Ayes-19, Nays-0. **Resolution as amended carried.** Ayes-19, Nays-0.

RESOLUTIONS HELD OVER OR TABLED FROM PREVIOUS SESSION

RESOLUTION NO.584

By Transportation and Rural Development, Personnel and Finance Committees
Seconded by Mr. Diffendorf

RESOLUTION AUTHORIZING RENEWAL OF THE JOB ACCESS REVERSE COMMUTE/TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM GRANT FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION AND ADOPTING A PROGRAM BUDGET FOR 2010

Carried. Ayes-13, Nays-6 (Keibel, Nirchi, Pasquale, Howard, Diffendorf, Marinich)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 598

By Finance Committee

Seconded by Mr. Herz

RESOLUTION UPDATING THE POLICIES AND PROCEDURES FOR THE SALE OF COUNTY OWNED PROPERTY AS SET FORTH IN RESOLUTION 352 OF 1974

WHEREAS, the County of Broome acquires certain real property through foreclosure of tax liens and sells property no longer necessary for public use or purpose, and

WHEREAS, it is desired to update these procedures, now, therefore, be it

RESOLVED, that the following procedures and guidelines are hereby established for the sale of County-owned property:

1. The Real Property Tax Director shall submit a list of all parcels subject to foreclosure to the Finance Committee for its review thirty (30) days prior to the date of final redemption.
2. The Real Property Tax Director shall submit a list of all County owned real property, including unredeemable property sent to the court for an order of foreclosure, determined to be surplus, obsolete, or no longer needed for public purposes and indicate the recommended method of disposition for such property to the Finance Committee for its consideration within thirty (30) days after the final date of redemption. The Finance Committee shall notify the Real Property Tax Director of its recommendations on any property considered unique in nature within thirty (30) days of receipt of said list. The Real Property Tax Director shall prepare for and hold a public auction for all County owned property to be sold at auction based on the determination of the Finance Committee. Said properties are to be sold to the highest bidder on each such parcel. If the Real Property Tax Director determines it is in the best interest of the County he or she may request sealed bids on property, develop a request for proposals or request authorization to sell directly to an individual or entity without public auction. Such sales are subject to approval pursuant to Section 3.
3. All sales shall be subject to final approval by the Broome County Legislature. Anything to the contrary herein contained notwithstanding, the County of Broome shall maintain the right to reject any and all bids made should the County become aware of any problem or reason for doing so for a particular property before, at the time of or subsequent to the given auction. The County of Broome reserves the right to withdraw any parcel at any time.
4. All bids shall be accompanied by a cash or check deposit and payment of the auctioneer's fee and are not transferable without prior approval by the County Legislature. The deposit shall be 10% of bid or \$500 whichever is greater. If the bid price is less than \$500, the full amount of the bid is due as the deposit. Successful bidders shall be required to pay the balance of the purchase price within thirty (30) business days from the date of the letter from the Real Property Tax Director notifying such bidder that the County is prepared to close on the property. Payments for the balance of the purchase price shall be by cash, certified check or equivalent. If the purchaser shall fail to pay the balance of said purchase price within thirty (30) business days after notification that the County is ready to close on the property, the deposit and auctioneer's fee shall be forfeited and retained by the County and advertisements for the auction shall so state.
5. The successful bidder shall be responsible for the cost of the property clean up done by the County. This cost shall be paid in full by the successful bidder by the close of the auction. This amount shall be paid by cash, certified or personal check. This amount shall be forfeited if the successful bidder fails to close on the property within thirty (30) business days of notification that the County is ready to close on the property.
6. In addition to the bid price, the successful bidder shall pay an administrative fee of \$150, recording fees and transfer taxes.
7. All sales shall be subject to retention of subsurface mineral and gas rights by the County in all transactions of county-owned property except in the case of an approved

hardship sellback on foreclosed property pursuant to Section 13. The contents of this section shall be revisited by the County Legislature in the first quarter of 2010 for possible revision or continuation.

8. The Real Property Tax Director shall be responsible for advertising for the public auction, holding the public auction and collecting monies therefrom. The Real Property Tax Director shall be responsible for the establishment and conduct of the administrative guidelines and procedures for said auction. A sign noting that the property is to be auctioned with information as to the time, date, and phone number shall be prominently displayed on each parcel for at least thirty (30) days prior to the auction

9. Persons or entities currently in an installment payment agreement or who have defaulted on an installment agreement or owe delinquent taxes at the time of the auction or sale, including the former owners and their spouse, are not eligible to bid at the auction.

10. Notwithstanding Section 9 of this resolution, no person or entity who owned or held title to a given parcel immediately prior to the acquisition thereof by the County of Broome shall be permitted to buy back said parcel at a price less than the accumulated taxes, including taxes for the current year, interest and penalties plus an administrative fee of \$1,000.

11. Any corporation or limited liability company registering to bid must disclose the name(s) of the principal shareholder(s) in such corporation or members of such limited liability company.

12. All County owned property no longer needed for a public use shall be sold in accordance with State and local laws.

13. Anything to the contrary herein contained notwithstanding, the Finance Committee of the Broome County Legislature or said Committee's designee shall have, in its sole discretion, the right and authority to countermand, modify, rescind or change the procedures and directives contained in this resolution, including but not limited to the right to remove any parcel or parcels of land from sales lists or from auction, where, in the judgment of said Committee, an unusual or unique situation or hardship case is presented which would require further consideration. In any case where the Finance Committee or its designee shall exercise the authority conferred in this paragraph, it shall forthwith bring said matter and its recommendations thereon before this County Legislature for the latter's consideration. In the event that the County Legislature shall reject the recommendations of the Finance committee the parcel or parcels of land under review and consideration shall again be processed for disposition and sale in the manner provide for herein, or in such other manner as this County Legislature may otherwise provide. In the case that a hardship sellback is approved by the Director of Real Property Tax Services and received legislative approval, the parcel shall be returned to the prior owner in its entirety to include all surface and subsurface rights regardless of size or use once the uncollected taxes and administrative fee have been collected. The County shall reserve no subsurface oil and gas rights on properties conveyed to the previous owner as a result of a hardship sellback. If a hardship sell back is denied by the Director of Real Property Services, the prior owner shall be

given written notice of the right to appeal said denial to the Finance Committee of the Broome County Legislature and a copy of the denial letter shall be filed with the Clerk of the County Legislature. A written appeal must be made within 30 days of the date of the disapproval. The determination of the Finance Committee can be overturned by a majority of the County Legislature.

and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish this Resolution in "Part V" of the Charter and Administrative Code, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Mr. Whalen made a motion, seconded by Mr. Materese to delete "A sign noting that the property is to be auctioned with information as to the time, date, and phone number shall be prominently displayed on each parcel for at least thirty (30) days prior to the auction." from paragraph 8.

Amendment carried. Ayes-12, Nays-7 (Keibel, Nirchi, LaBare, Pasquale, Diffendorf, Marinich, Klipsch). **Resolution as amended carried.** Ayes-16, Nays-3 (Nirchi, Diffendorf, Klipsch)

RESOLUTION NO. 599

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH VERIZON ENTERPRISE SALES CONTRACT REPOSITORY FOR SOFTWARE MAINTENANCE AND SUPPORT FOR THE OFFICE OF EMERGENCY SERVICES FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 535 of 2008, authorized an agreement with Verizon Enterprise Sales Contract Repository for software maintenance and support for the Office of Emergency Services at a cost of \$2,486 per month, total amount not to exceed \$29,832 for the period September 1, 2008 through December 31, 2009, and

WHEREAS, said agreement provides ILEC software maintenance and support for the enhanced 911 system, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term of the agreement on a month to month basis for a period not to exceed six (6) consecutive months, at a cost of \$2,486 per month, total amount not to exceed \$14,916 for the term of the agreement, and

WHEREAS, the Director of Emergency 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 Verizon Enterprise Sales Contract Repository, 6711 Towpath Road, Suite 135 East Syracuse, New York 13057 to extend the term of the agreement on a month to month basis for a period not to exceed six (6) consecutive months at a cost of \$2,486 per month, total amount not to exceed \$14,916 for software maintenance and support for the Office of Emergency Services, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 460098.4449.101000 (Other Operational Expenses), and be it

FURTHER RESOLVED, that Resolution 535 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-19, Nays-0

RESOLUTION NO. 600

By Public Safety and Emergency Services, Personnel and Finance Committees
Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE PROBATION ELIGIBLE DIVERSION PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH BI, INC. FOR ELECTRONIC MONITORING SERVICES FOR 2010

WHEREAS, this County Legislature, by Resolution 19 of 2009, authorized and approved the renewal of the Probation Eligible Diversion Program Grant for the Department of Probation and adopted a program budget in the amount of \$133,841 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said program grant is designed to keep non-violent drug abusers out of State facilities and to ensure that probationers released from custody are actively supervised in the community through electronic monitoring, and

WHEREAS, it is desired to renew said grant program in the amount of \$66,095 and adopt a program budget program for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$61,739 from the New York State Division of Probation and Correctional Alternatives, 80 Wolf Road, Albany, New York 12205 for the Department of Probation's Probation Eligible Diversion Program Grant for the period January 1, 2010 through December 31, 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 \$66,095, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with BI, Inc., 6400 Lookout Road, Boulder, CO 80301, for electronic monitoring services, for the Department of Probation for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 280107.4457.105xxx (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, 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-19, Nays-0

RESOLUTION NO. 601

By County Administration and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH NEW WORLD SYSTEMS FOR SOFTWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2010-2012

WHEREAS, this County Legislature, by Resolution 643 of 2004, authorized an agreement with New Word Systems for software maintenance for the Division of Information Technology at an amount not to exceed \$462,570 for the period January 1, 2007 through December 31, 2009, and

WHEREAS, said agreement is necessary for software maintenance of the Public Safety Facility AS/400 System at the Broome County Public Safety Facility, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$571,150 for the period January 1, 2010 through December 31, 2012, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with New World Systems, 888 West Big Beaver Road, Suite 600, Troy, New York 48084 for software maintenance for the Division of Information Technology for the period January 1, 2010 through December 31, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$179,400 for the period January 1, 2010 through December 31, 2010, \$190,168 for the period January 1, 2011 through December 31, 2011 and \$201,582 for the period January 1, 2012 through December 31, 2012, total amount not to exceed \$571,150 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4513.101000 (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-19, Nays-0

RESOLUTION NO. 602

By County Administration and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH IBM CORPORATION FOR SOFTWARE LEASES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2010

WHEREAS, this County Legislature, by Resolution 637 of 2008, as amended by Resolution 98 of 2009, authorized renewal of the agreement with IBM Corporation for software leases for the Division of Information Technology at an amount not to exceed \$89,819, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary for the continued functioning of the Division of Information Technology and includes all IBM software products for major mainframe operating systems, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$102,570, for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with IBM Corporation, 80 State Street, Albany, New York 12207 for software leases for the Division of Information Technology for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$102,570 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4515.101000 (Software Rental/Leases), 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-19, Nays-0

RESOLUTION NO. 603

By Finance and Personnel Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH AETNA FOR ADMINISTRATION OF THE MEDICARE ADVANTAGE HEALTH PLAN FOR THE OFFICE OF RISK AND INSURANCE FOR 2010

WHEREAS, this County Legislature, by Resolution 330 of 2008, authorized an agreement with Aetna for administration of the Medicare Advantage Health Plan for the Office of Risk and Insurance at an aggregate monthly amount of \$31,000 for the period July 1, 2008 through December 31, 2008, with Broome County's option for three one-year renewals, and

WHEREAS, said agreement is necessary for the Medicare Advantage Health Plan for Medicare-eligible retirees who were previously insured with RMSCO, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$58,000 per month, for the period January 1, 2010 through December 31, 2010 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Aetna, 1000 Middle Street, Middletown, Connecticut 06457 for administration of the Medicare Advantage Health Plan for the Office of Risk and Insurance for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$48.13 per person, total amount not to exceed \$58,000 per month for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050005.4797.252000 (Part C Premiums), 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-19, Nays-0

RESOLUTION NO. 604

By Finance Committee

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING SALE OF COUNTY PROPERTIES FROM THE 2009 TAX SALE AUCTION

WHEREAS, the County of Broome owns certain parcels of real property as a result of in rem foreclosures, 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 a tax sale auction for 2009 was held and all bids submitted were tabulated, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of certain real property to the successful bidders in the 2009 Broome County tax sale as indicated on the attached Exhibit "A", 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 successful bidders in each such case, together with other such documents as may be necessary to implement the intent of this Resolution.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 605

By Education, Culture and Recreation and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE CITY OF BINGHAMTON FIRE DEPARTMENT FOR AMBULANCE SERVICE FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2010-2011

WHEREAS, the Commissioner of Parks and Recreation requests authorization for an intermunicipal agreement with City of Binghamton Fire Department for ambulance services for the Department of Parks and Recreation at a cost of \$140 per hour to paid by the event promoter and no cost to the County, for the period January 1, 2010 through December 31, 2011, and

WHEREAS, said agreement is necessary for ambulance services for special events and programs at the Broome County Veterans Area and other park facilities when attendance is 5000 or more, or if otherwise requested, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the City of Binghamton Fire Department, 38 Hawley Street, Binghamton, New York 13901 for ambulance services for the Department of Parks and Recreation, at the rate of \$140 per hour to be paid by the event promoter and no cost to the County, for the period January 1, 2010 through December 31, 2011, 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-19, Nays-0

RESOLUTION NO. 606

By Economic Development and Planning and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING ACCEPTANCE OF THE WORKFORCE INVESTMENT ACT INCENTIVE PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Incentive Program Grant and adopt a program budget in the amount of \$27,772 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides additional training to youth staff and offsets the cost of training to Dislocated Workers in Broome and Tioga counties, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$27,772 from the New York State Department of Labor, W. Averell Harriman State Office Campus, Building 12, Room 450, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Incentive Program Grant for the period October 1, 2009 through September 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 \$27,772, 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-19, Nays-0

RESOLUTION NO. 607

By Public Works and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING AN ECONOMIC RECOVERY PROJECT AND AUTHORIZING IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE OF FEDERAL FUNDS AND APPORTIONING THE COST THEREOF

WHEREAS, the Vestal Road, County Road 44, Overlay, N. Jensen Road west 1.55 miles to Orchard Street, Town of Vestal, Broome County PIN 9753.46 Economic Recovery Project (hereinafter the "Project") in Broome County, (hereinafter "the Municipality/Sponsor") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 100% Federal funds and 0% non-Federal funds, and

WHEREAS, the Broome County Legislature hereby approves the above Project, now therefore be it

RESOLVED, that the Broome County Legislature agrees to advance the Project through Broome County's resources and agrees that the Broome County Legislature hereby authorizes the County of Broome to pay in the first instance the full Federal and non-Federal costs of any and all phase(s) of portions thereof and it further appropriates, from the 2009 Capital Improvement Program, CIP 035030.2013.501584 (09 Highway Reconstruction/Rehabilitation), and hereby appropriates the funds necessary to complete the Project including all phase(s) or portions thereof, and be it

FURTHER RESOLVED, that the Broome County Legislature makes a 100% commitment of the Federal and non-Federal share (if any) of the costs of the Construction and Construction Supervision and Inspection phase of work for the Projects or portions thereof, with the Federal

share of such costs to be applied by the New York State Department of Transportation pursuant to the State/Local Agreement, and be it

FURTHER RESOLVED, that the sum of \$346,000 is hereby appropriated and made available to cover the cost of participation in the above phase of the Project, pursuant to the 2009 Capital Improvement Program, CIP 035030.2013.501584 (09 Highway Reconstruction/Rehabilitation), and hereby appropriates the funds necessary to complete the Project including all phases or portions thereof, and be it

FURTHER RESOLVED, that upon completion of construction of the Project, or a fully usable portion thereof, the County of Broome agrees to maintain the Project, or fully usable portion thereof, at their sole cost and expense, and be it

FURTHER RESOLVED, that in the event the full Federal and non-Federal share of the Projects exceeds the amount appropriated above, the Broome County Legislature shall convene as soon as possible to appropriate said excess amount immediately, and be it

FURTHER RESOLVED, that the County Executive of the County of Broome, or her designee, be and is hereby authorized to execute all necessary Agreements or certifications on behalf of the County of Broome (subject to the Municipal/Sponsor Attorney's approval as to form and content), with the New York State Department of Transportation in connection with the advancement or approval of the Project identified in the State/Local Agreement, and providing for the administration of the Projects and the County of Broome's first instance funding of the Federal and non-Federal share of Project costs and all Project costs and permanent funding of the Local share of the Federal-aid and State-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 this 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 this Resolution shall take effect immediately.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 608

By Finance, Personnel, and Public Health and Environmental Protection Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for the 2009 DSS Early Childhood Coalition Grant, as requested by BF #8082 and #8083, 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:	480376	1500	105554	Salaries-Part Time	\$ 55,429
	480376	4461	105554	Mileage & Parking Local	\$ 182
	480376	4606	105554	Telephone	\$ 422
	480376	8010	105554	State Retirement	\$ 4,978
	480376	8030	105554	Social Security	\$ 3,149
	480376	8040	105554	Workers Compensation	\$ 624
	480376	8050	105554	Life Insurance	\$ 47
	480376	8060	105554	Health Insurance	\$ 8,768
	480376	8063	105554	Disability Insurance	\$ 120
TO:	480376	4319	105554	Office Supplies	\$ 3,225
	480376	4346	105554	Training & Education	\$ 747
	480376	4459	105554	Reserve for Programs	\$ 29,327
	480376	4609	105554	Data Processing	\$ 432
				Chargeback	
	480376	4610	105554	Personal Services	\$ 28,872
	480376	4617	105554	Duplicating/Printing	\$ 477

2009 JOURNAL OF PROCEEDINGS

480376	4618	105554	Office Supplies Chargeback	\$ 303
480376	8070	105554	Unemployment Insurance	\$ 10,336

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for the WIC 08/09 Grant, as requested by BF #8167, #8168 and #8169, 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:	480376	1000	105476	Salaries-Full Time	\$25,368
	480376	1600	105476	Salaries-Temporary	\$ 5,356
	480376	4311	105476	Books & Subscriptions	\$ 4,015
	480376	4326	105476	Fuel & Heating Supplies	\$ 2,918
	480376	4411	105476	Postage & Freight	\$ 152
	480376	4419	105476	General Office Expense	\$ 209
	480376	4422	105476	Building & Land Rental	\$21,027
	480376	4427	105476	Electric Current	\$ 1,520
	480376	4429	105476	Building & Land Expense	\$ 139
	480376	4449	105476	Other Operational Expense	\$32,382
	480376	4606	105476	Telephone Billing	\$ 603
	480376	4616	105476	Fleet Services Chargeback	\$ 270
	480376	4617	105476	Dup/Printing Chargeback	\$ 1,869
	480376	4626	105476	Transportation Services	\$ 71
	480376	8062	105476	Retiree Health Insurance	\$ 1,926
TO:	480376	1500	105476	Salaries, Part time	\$48,431
	480376	1700	105476	Salaries, Overtime	\$ 1,665
	480376	4609	105476	Data Processing Chargeback	\$ 5,224
	480376	4615	105476	Gasoline Chargeback	\$ 145
	480376	4618	105476	Office supplies Chargeback	\$ 3,230
	480376	8010	105476	State Retirement	\$ 1,488
	480376	8030	105476	Social Security	\$ 1,722
	480376	8040	105476	Workers Compensation	\$ 204
	480376	8060	105476	Health Insurance	\$35,716

Carried. Ayes-19, Nays-0

RESOLUTION NO. 609

By Public Safety and Emergency Services, Personnel and Finance Committees
Seconded by Mr. Garnar

RESOLUTION AUTHORIZING ACCEPTANCE OF THE ROCKEFELLER DRUG LAW STIMULUS FUNDING PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET FOR 2009-2011

WHEREAS, the Director of Probation requests authorization to accept the Rockefeller Drug Law Stimulus Funding Program Grant and adopt a program budget in the amount of \$176,000 for the period October 1, 2009 through September 30, 2011, and

WHEREAS, said program grant provides funding for investigation and supervision of the new drug offense cases provided through the American Recovery and Reinvestment Act (ARRA), through a sub-allocation of the federal Byrne Grant from the New York State Department of Criminal Justice Services to the New York State Division of Probation and Correctional Alternatives, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$176,000 from the New York State Division of Probation and Correctional Alternatives, 80 Wolf Road, Albany, New York 12205 for the Department of Probation's Rockefeller Drug Law

Stimulus Funding Program Grant for the period October 1, 2009 through September 30, 2011, 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 \$176,000, 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-19, Nays-0

RESOLUTION NO. 610

By Economic Development and Planning and Finance Committees Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH O'BRIEN AND GERE FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 470 of 2008, authorized an agreement with O'Brien and Gere, for professional services for the Department of Planning and Economic Development at a cost not to exceed \$83,000 for the period September 1, 2008 through December 31, 2009, and

WHEREAS, said agreement is necessary for a remediation plan and demolition construction management oversight at a brownfield site located at 46 Corliss Avenue, Johnson City, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through March 31, 2010, at no additional cost to the County, and

WHEREAS, the Deputy County Executive 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 O'Brien and Gere, 5000 Brittonfield Parkway, PO Box 4873, Syracuse, New York 13221-4873 to extend through March 31, 2010 for professional services for the Department of Planning and Economic Development, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 470 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-19, Nays-0

RESOLUTION NO. 611

By County Administration, and Public Health and Environmental Protection Committees

Seconded by Mr. Sanfilippo

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 9 OF 2009, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 168 OF THE BROOME COUNTY CHARTER AND CODE"

RESOLVED, that Local Law Intro. No. 9 of 2009, entitled: "A Local Law amending Chapter 168 of the Broome County Charter and Code" be and the same hereby is adopted and approved in

accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 9 Of 2009

Local Law Amending Chapter 168 Of The Broome County Charter And Code

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

SECTION 1 §168-12 Definitions of the Broome County Charter and Code, as amended, be and hereby is amended to read as follows:

Trans fat. A cooking oil shall be deemed to contain artificial trans fat if the food is labeled as, lists as an ingredient, or has vegetable shortening, margarine or any kind of partially hydrogenated vegetable oil. However, an oil whose nutrition facts label or other documentation from the manufacturer lists the trans fat content of the food as less than 0.5 grams per serving shall not be deemed to contain artificial trans fat.

SECTION 2 §168-13 Food establishment regulations of the Broome County Charter and Code, as amended, be and hereby is amended to read as follows:

F. Food and food establishments; food establishment regulations; prohibition of using cooking oils containing trans fat.

1. **No cooking oils, shortenings or fats that are used for frying that contain trans fat, as defined in this Article, shall be stored, distributed, held for service or used at any food services establishment.**
2. **Food establishments shall maintain on site the original labels for all cooking oils, shortenings or fats that are, when purchased by such food service establishments, required by applicable federal and state law to have labels, and that the products are currently stored, distributed, held for service, used in preparation of any menu item or served by the food service establishment. If original labels were not required by law then documentation from the manufacturer or distributor indicating the trans fat content in these food items must be maintained at the food service establishment.**

SECTION 3 This Local Law shall become effective upon filing with the State.

Material in [brackets] deleted

Material underlined added

Carried. Ayes-13, Nays-6 (Keibel, Pasquale, Howard, Hutchings, Diffendorf, Marinich)

RESOLUTION NO. 612

By County Administration, Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Garnar

RESOLUTION REQUESTING THE NEW YORK STATE LEGISLATURE AMEND COUNTY LAW SECTION 303 TO ALLOW BROOME COUNTY TO INCREASE THE SURCHARGE FOR ACCESS LINES FOR THE ENHANCED 911 EMERGENCY LAND-LINE TELEPHONE SYSTEM

WHEREAS, this County Legislature, by Local Law No. 9 of 1996, imposed a local surcharge for an enhanced emergency land-line telephone system, and

WHEREAS, said surcharge is necessary to help with the operation, maintenance and purchase of equipment for the 911 system, and

WHEREAS, the current surcharge rate for the enhanced emergency land-line telephone system is \$.35 per access line and Broome County is desirous of increasing the surcharge to \$1.00 per access line, now, therefore be it

RESOLVED, that this County Legislature hereby petitions the New York Legislature and Governor to amend Section 303 of the New York State County Law to allow Broome County to increase the surcharge for the enhanced emergency land-line telephone system from \$.35 to \$1.00 per access line to provide the necessary funding for the operation, maintenance and purchase of equipment for the 911 system, and be it

FURTHER RESOLVED, that copies of this resolution be submitted to the Honorable David Paterson, Governor; Honorable Thomas Libous, State Senator; Honorable Donna

Lupardo, Member of the Assembly; and Honorable Clifford Crouch, Member of the Assembly; Honorable Gary Finch, Member of the Assembly and NYSAC.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 613

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE MONROE PLAN PROGRAM GRANT F/K/A THE SOUTHERN TIER HEALTHY BEGINNINGS PERINATAL PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 646 of 2008, authorized and approved the Southern Tier Healthy Beginnings Perinatal Program Grant for the Department of Health and adopted a program budget in the amount of \$34,000 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said program grant assists pregnant women and adolescents in accessing comprehensive prenatal, postpartum and primary health care services, and

WHEREAS, it is desired to renew said program grant in the amount of \$45,480 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$45,480 from Monroe Plan for Medical Care, Excellus Blue Cross Blue Shield, 53 Chenango Street, Binghamton, New York 13901 for the Department of Health's Monroe Plan Program Grant for the period January 1, 2010 through December 31, 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 \$45,480, 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-19, Nays-0

RESOLUTION NO. 614

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS AND RESPONSE TO BIOTERRORISM PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 339 of 2009, authorized and approved renewal of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant for the Department of Health and adopted a program budget in the amount of \$170,247 for the period August 10, 2009 through August 9, 2010, and

WHEREAS, said program grant is designed to develop and assist in the implementation of response plans that address all forms of communicable disease outbreaks and terrorist threats including geological, chemical, and radiological, to include training, functional drills/exercises,

refinement of redundant communication/technology infrastructure, community training, and continuity of operations among other required deliverables, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$482,322 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant to reflect an increase of \$482,322 for the period August 10, 2009 through August 9, 2010, 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 \$652,569, and be it

FURTHER RESOLVED, that Resolution 339 of 2009, 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-19, Nays-0

RESOLUTION NO. 615

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF THE WOMEN INFANTS AND CHILDREN (WIC) PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 409 of 2009, authorized and approved renewal of the Women Infants and Children (WIC) Program Grant for the Department of Health and adopted a program budget in the amount of \$1,095,081 for the period October 1, 2009 through September 30, 2010, 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 necessary at this time to revise said program to reflect an increase in the amount of \$18,722 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Women Infants and Children (WIC) Program Grant to reflect an increase of \$18,722 for the period October 1, 2009 through September 30, 2010, 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 \$1,113,803, and be it

FURTHER RESOLVED, that Resolution 409 of 2009, 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-19, Nays-0

RESOLUTION NO. 616

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF TRAFFIC SAFETY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 410 of 2009, authorized and approved renewal of the Traffic Safety Program Grant for the Department of Health and adopted a program budget in the amount of \$67,540 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant supports local programs, public education events and activities designed to reduce mortality and morbidity related to traffic accidents, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$3,940 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Traffic Safety Program Grant to reflect an increase of \$3,940 for the period October 1, 2009 through September 30, 2010, 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 \$71,480, and be it

FURTHER RESOLVED, that Resolution 410 of 2009, 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-19, Nays-0

RESOLUTION NO. 617

By Human Services and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VARIOUS PROVIDER AGENCIES FOR VARIOUS SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2010

WHEREAS, this County Legislature, by Resolution 606 of 2008 and 344 of 2009, authorized agreements with various provider agencies for various services for the Department of Social Services' Purchase of Service Programs at amount listed on Exhibit "A", total amount not to exceed \$3,962,572 for all agencies, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreements are necessary for various services related to the Department of Social Services' Purchase of Service Programs, and

WHEREAS, said agreements expires by their terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the amounts listed on Exhibit "A", total amount not to exceed \$3,516,065 for all agencies, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, the Commissioner of Social Services requests authorization to accept and pass through Cost of Living Adjustments (COLA) from New York State to all provider agencies without further Legislative approval, and

WHEREAS, the Commissioner of Social Services requests authorization to adjust, if necessary, without further Legislative approval, the amounts designated between Purchase of Service Programs within specific providers as long as the total amount designated for each provider does not exceed the budget amount, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the various provider agencies for various services as listed on Exhibit "A" for the Department of Social Services' Purchase of Services Programs for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the amount listed on Exhibit "A", total amount not to exceed \$3,516,065 for all agencies, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 670067.4561.103000 (Purchase of Services), 670067/4573.103000 (EAF/TANF), 670018.5057.103000 (Accord), 670117.4581.103000 (Foster Care NS Det (Haskins) and 670018.4747.103000 (Other Fees for Services), and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and pass through Cost of Living Adjustments (COLA) from New York State to all provider agencies without further Legislative approval, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to adjust, if necessary, without further Legislative approval, the amounts designated between Purchase of Service Programs within specific providers as long as the total amount designated for each provider does not exceed the budget amount, 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-19, Nays-0

RESOLUTION NO. 618

By County Administration and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AMENDMENT TO THE RETAIL INSTALLMENT AGREEMENT WITH KEY GOVERNMENT FINANCING FOR EQUIPMENT AND HARDWARE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2009-2014

WHEREAS, this County Legislature, by Resolution 315 of 2009, authorized a retail installment agreement with Key Government Financing for equipment and hardware for the Division of Information Technology at an amount not to exceed \$840,797.21 for the period August 2009 through February 2014, and

WHEREAS, it is necessary to authorize an amendment of said retail installment agreement to increase the not to exceed amount by \$643,000 for additional equipment for a new phone system at the George F. Harvey Justice Building and the Broome County Office Building, and

WHEREAS, the Director of Information Technology 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 retail installment agreement with Key Government Financing, Inc., 1000 S. McCaslin Boulevard, Superior. Colorado 80027 to increase the not to exceed amount by \$643,000 for additional

equipment for a new phone system at the George F. Harvey Justice Building and the Broome County Office Building for the period August 2009 through August 2014, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$1,483,797.21, for the term of the agreement, and be it

FURTHER RESOLVED, that the additional payment hereinabove authorized shall be made from budget line 370056.4516.101000 (Hardware Lease), and be it

FURTHER RESOLVED, that Resolution 315 of 2009 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-19, Nays-0

RESOLUTION NO. 619

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF THE WEATHERIZATION REFERRAL & ASSISTANCE PROGRAM (WRAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 420 of 2008, as amended by Resolution 88 of 2009 and by Resolution 137 of 2009, authorized and approved the renewal of the Weatherization Referral and Assistance Program (WRAP) Grant for the Office For Aging and adopted a program budget in the amount \$79,282, for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides funding to assess clients home concerning energy related issues and correct these problems through repair, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$4,793 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Weatherization Referral & Assistance Program (WRAP) Grant to reflect an increase of \$4,793 for the period April 1, 2009 through March 31, 2010 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 \$84,075, and be it

FURTHER RESOLVED, that by Resolution 420 of 2008, as amended by Resolution 88 of 2009 and by Resolution 137 of 2009, 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-19, Nays-0

RESOLUTION NO. 620

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT FOR THE OFFICE OF THE AGING AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, as amended by Resolution 715 of 2008, as amended by Resolution 454 of 2009, authorized and approved the renewal of the Title III-B Supportive Services Program Grant for the Office For Aging and adopted a program budget in the amount of \$853,511 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said program grant provides a variety of services, including transportation, information and assistance, legal assistance, shopping services and caregiver services, and

WHEREAS, it is desired to renew said program grant in the amount of \$761,344 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the renewal of the Title III-B Supportive Services Grant in an amount of \$268,917 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251 for the Office For Aging's 2010 Title III-B Supportive Services Grant for the period January 1, 2010 through December 31, 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 \$761,344 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-19, Nays-0

RESOLUTION NO. 621

By Human Services, Personnel, Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-C-1 CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, as amended by Resolution 696 of 2008, and by Resolution 453 of 2009, authorized and approved continued participation in the Title III-C-1 Congregate Meals Program Grant for the Office For Aging and adopted a program budget in the amount of \$1,110,937 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said program grant provides support for congregate meals, senior center operation, health & wellness activities, and access to benefits in accordance with the standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is desired to renew said program grant in the amount of \$1,149,516 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$362,457 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office For Aging's 2010 Title III-C-1 Congregate Meals program grant for the period January 1, 2010 through December 31, 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 \$1,149,516 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-19, Nays-0

RESOLUTION NO. 622

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 697 of 2008, as amended by Resolution 455 of 2009, authorized and approved the renewal of Title III-C-2 Home Delivered Meals Program Grant for the Office For Aging and adopted a program budget in the amount of \$707,910 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said program grant provides support for home delivered meals (Meals on Wheels) to individuals age 60 and over in accordance with standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is desired to renew said program grant in the amount of \$694,628 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$166,059 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office For Aging's 2010 Title III-C-2 Home Delivered Meals grant for the period January 1, 2010 through December 31, 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 \$694,628 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-19, Nays-0

RESOLUTION NO. 623

By Human Services and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF TITLE III-D HEALTH PROMOTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 698 of 2008, as amended by Resolution 582 of 2009 (November 23, 2009 Session) authorized and approved the renewal of the Title III-D Health Promotion Program for the Office For Aging and adopted a program budget in the amount of \$34,900 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said program grant provides funding for health promotion activities, including mental health counseling, medication management for seniors and budget support for the Broome County Senior Games, and

WHEREAS, it is desired to renew said program grant in the amount of \$31,972 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$16,072 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251 for the Office For Aging's Title III-D Health Promotion grant for the period January 1, 2010 through December 31, 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 \$31,972 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-19, Nays-0

RESOLUTION NO. 624

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF TITLE III-E FAMILY CAREGIVER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 699 of 2008 as amended by Resolution 450 of 2009, authorized and approved renewal of the Title III-E Family Caregiver Program Grant for the Office For Aging and adopted a program budget in the amount of \$175,935 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said program grant provides caregivers with education, transportation, in-home and institutional respite, information and assistance and

WHEREAS, it is desired to renew said program grant in the amount of \$151,899 for the period January 1, 2010 through December 31, 2010 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$135,083 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office For Aging's 2010 Title III-E Family Caregiver Grant for the period January 1, 2010 through December 31, 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 \$151,899 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-19, Nays-0

RESOLUTION NO. 625

By Human Services and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE VII ELDER ABUSE PREVENTION PROGRAM GRANT FOR OFFICE FOR AGING ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH ACTION FOR OLDER PERSONS INC. TO ADMINISTER SAID PROGRAM FOR 2010

WHEREAS, this County Legislature, by Resolution 700 of 2008, authorized and approved the Title VII Elder Abuse Prevention Program Grant for the Office For Aging, adopted a program budget in the amount of \$11,490 and authorized an agreement with Action for Older Persons, Inc. to administer said program for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said grant program provides recruitment and training of ombudsman volunteers for the Elder Abuse Prevention Program, and

WHEREAS, it is desired to renew said grant program in the amount of \$11,490 adopt a program budget and renew the agreement with Action for Older Persons, Inc. to continue to administer said program for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$11,490 from the New York State Office for Aging, Empire State Plaza Building 2, Albany, New York 12223-1251 for the Office for Aging's Title VII Elder Abuse Prevention Program Grant for the period January 1, 2010 through December 31, 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 \$11,490, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901 for to administer said program for the Office For Aging for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$11,490 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761197.4457.105xxx (Federal Aid – other), 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-19, Nays-0

RESOLUTION NO. 626

By Human Services and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE ELDER ABUSE PREVENTION PROGRAM GRANT FOR THE OFFICE FOR AGING ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 701 of 2008, authorized and approved the renewal of the Elder Abuse Outreach Program Grant for the Office For Aging, adopted a program budget in the amount of \$152,788 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said grant program provides funding used to identify and provide services to elders with mental or physical impairments and to protect them from physical, sexual or emotional abuse, neglect or exploitation, and

WHEREAS, it is desired to renew said grant program in the amount of \$160,121 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$97,178 from Broome County Department of Social Services for the Office For Aging's Elder abuse Outreach Program Grant for the period January 1, 2010 through December 31, 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 \$160,121, 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-19, Nays-0

RESOLUTION NO. 627

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE FOSTER GRANDPARENTS-CORPORATION FOR NATIONAL & COMMUNITY SERVICE (CNCS) PROGRAM GRANT FOR THE OFFICE OF THE AGING AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, as amended by Resolution 702 of 2008, authorized and approved renewal of the Foster Grandparents Program Grant for the Office for Aging and adopted a program budget in the amount of \$281,849 for the period January 1, 2009, through December 31, 2009, and

WHEREAS, said program grant is an intergenerational program that matches low-income elderly with special needs children to share their experiences of life and offer support to them, and

WHEREAS, it is desired to renew said program grant in the amount of \$280,113 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$259,393 from Corporation for National & Community Service (CNCS), 601 Walnut Street, Suite 876E, Philadelphia, PA 19106 for the Office For Aging 's 2010 Foster Grandparents Program Grant or the period January 1, 2010 through December 31, 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 \$280,113 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-19, Nays-0

RESOLUTION NO. 628

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE INTEGRATED SOCIAL DAY CARE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 706 of 2008, as amended by Resolution 85 of 2009, and Resolution 580 of 2009, authorized and approved the Integrated Social Day Care Program Grant for the Office For Aging and adopted a program budget in the amount of \$17,862, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said program grant provides funding to integrate mentally-challenged seniors into the Social Adult Day Care program for the Office For Aging, and

WHEREAS, it is desired to renew said program grant in the amount of \$15,450, for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,450 from New York State Office of Mental Retardation & Developmental Disabilities, Broome Developmental for the Office For Aging's Integrated Social Day Care Program Grant for the period January 1, 2010 through December 31, 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 \$15,450, 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-19, Nays-0

RESOLUTION NO. 629

By Human Services, Personnel, and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING RENEWAL OF THE MENTAL HEALTH OUTREACH PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 703 of 2008, authorized and approved the Mental Health Outreach Program Grant for the Office For Aging and adopted a program budget in the amount of \$51,460 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said program grant provides funding for in-home assessment, mental health counseling and treatment for seriously mentally ill elders over 60 years of age, and

WHEREAS, it is desired to renew said program grant in the amount of \$53,448 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$18,000 from Office of General Counsel, United Health Services, 10-42 Mitchell Avenue, Binghamton, New York 13903 for the Office For Aging's Mental Health Outreach Program for the period January 1, 2010 through December 31, 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 \$53,448 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-19, Nays-0

RESOLUTION NO. 630

By Human Services, County Administration and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH HARMONY INFORMATION SYSTEMS FOR SOFTWARE LICENSE, MAINTENANCE AND TECHNICAL SUPPORT FOR THE OFFICE FOR AGING AND THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY FOR 2010

WHEREAS, this County Legislature, by Resolution 737 of 2008, authorized a renewal of the agreement with Synergy Software Technologies, Inc. and Resolution 314 of 2009 authorized a continuation of said agreement with Harmony Information Systems for software license, maintenance, and technical support for the Office for Aging and the Community Alternative Systems Agency at an amount not to exceed \$33,725 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary to provide license renewal, maintenance and technical support for the Office for Aging and the Community Alternative Systems Agency, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$51,794 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Harmony Information Systems, Inc. 25 New England Drive, Essex Junction, VT 05452 for

software license, maintenance and technical support for the Office for Aging and the Community Alternative Systems Agency for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$51,794 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 680033.4726.101000 (Contracted Data Processing) and various.4359.various (Computer Software & Supplies), 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-19, Nays-0

RESOLUTION NO. 631

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CRIME VICTIMS ASSISTANCE CENTER, INC. CHILD ADVOCACY CENTER FOR PROFESSIONAL SERVICES FOR THE DISTRICT ATTORNEY'S OFFICE FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 120 of 2008 authorized renewal of the agreement with Crime Victims Assistance Center, Inc. Child Advocacy Center for professional services for the District Attorney's Office at an amount of \$8,000 per year, total amount not to exceed \$16,000 for the period January 1, 2008 through December 31, 2009, and

WHEREAS, said agreement is necessary to provide multi-disciplinary interviews of children who are alleged to have been physically or sexually abused and to provide support for the victims, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$8,000 per year, total amount not to exceed \$16,000, for the period January 1, 2010 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Crime Victims Assistance Center, Inc. Child Advocacy Center, 377 Robinson Street, P.O. Box 836, Binghamton, New York 13902 for professional services for the District Attorney's Office for the period January 1, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor the amount of \$8,000 per year, total amount not to exceed \$16,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 330001.4457.101000 (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-19, Nays-0

RESOLUTION NO. 632

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING RENEWAL OF THE STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 734 of 2008, as amended by Resolution 101 of 2009, authorized and approved the State Criminal Alien Assistance Program (SCAAP) Grant for the Office of the Sheriff and adopted a program budget in the amount of \$22,328.28 for the period November 1, 2008 through October 31, 2009, and

WHEREAS, said program grant provides training for corrections officers to help manage offender population, and

WHEREAS, it is desired to renew said program grant in the amount of \$31,298.28 for the period November 1, 2009 through October 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$31,298.28 from the United States Department of Justice, 950 Pennsylvania Ave., NW, Washington, DC 20530-0001, for the Office of the Sheriff's State Criminal Alien Assistance Program Grant for the period November 1, 2009 through October 31, 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 \$31,298.28, 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-19, Nays-0

RESOLUTION NO. 633

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE CITY OF BINGHAMTON FOR BROOME COUNTY SECURITY TO PROVIDE SECURITY SERVICES AT BINGHAMTON CITY HALL FOR 2010

WHEREAS, this County Legislature, by Resolution 732 of 2008, authorized renewal of the agreement with the City of Binghamton for security services at a rate of \$30.88 per hour, total amount not to exceed \$8,000 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary to staff the Security Station at Binghamton City Hall for non-court related after hours events and meetings, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$31.80 per hour, total amount not to exceed \$10,000, for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the City of Binghamton, 38 Hawley Street, Binghamton, NY 13901-3776 for Broome County Security to provide security services at Binghamton City Hall for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the City of Binghamton shall pay the County at a rate of \$31.80 per hour, total amount not to exceed \$10,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 030080.0639.101000 (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-19, Nays-0

RESOLUTION NO. 634

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE SOS SHELTER, INC. FOR DOG BOARDING AT THE BROOME COUNTY DOG SHELTER FOR 2010

WHEREAS, this County Legislature, by Resolution 764 of 2007, authorized renewal of an agreement with the SOS Shelter, Inc. for dog boarding at the Front Street Dog Shelter, for the period January 1, 2008 through December 31, 2009, and

WHEREAS, said agreement is necessary to provide dog boarding for families of the SOS Shelter who are attempting to leave an abusive situation and in need of a safe place for their pets, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with SOS Shelter, Inc., P.O. Box 393, Endicott, NY 13760 for up to 150 days of dog boarding at the Broome County Dog Shelter for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that the County shall pay the cost of medical care needed by dogs when entering the program, at a total cost not to exceed \$250 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 031476.4742.101000 (Veterinary 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-19, Nays-0

RESOLUTION NO. 635

By Public Works and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH VARIOUS MUNICIPALITIES IN BROOME COUNTY FOR THE CONTROL OF SNOW AND ICE ON COUNTY ROADS AND HIGHWAYS FOR 2010

WHEREAS, this County Legislature, by Resolution 796 of 2007, authorized renewal of the agreements with various Towns in Broome County whereby said Towns contracted to remove snow and ice from certain County highways for the period January 1, 2008 through December 31, 2009, and

WHEREAS, said agreements expire by their terms on December 31, 2009, and it is desired at this time to renew said agreements on substantially similar terms and conditions at a rate of \$3,700 per mile for the term of the agreement, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the Towns of Triangle, Nanticoke, Maine, Lisle, Kirkwood, Conklin, Binghamton, Vestal, Windsor and Barker whereby such Towns will remove snow and ice from certain County highways at a rate of \$3,700 per mile, total amount not to exceed \$519,417 for all contracts, for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 030130.4512.301000 (Outside Rental Machinery), 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-19, Nays-0

RESOLUTION NO. 636

By Public Works and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SCS ENGINEERS, PC FOR CONSTRUCTION REVIEW SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SOLID WASTE MANAGEMENT FOR 2003-2009

WHEREAS, this County Legislature, by Resolution 374 of 2003, as amended by Resolution 402 of 2005, 348 and 739 of 2006, 407 of 2007 and 665 of 2008, authorized an agreement with SCS Engineers, PC for design and construction review services for the Division of Solid Waste Management at a cost not to exceed \$148,119 for the period October 6, 2003 through December 31, 2009, and

WHEREAS, said agreement is necessary for engineering services to modify and upgrade the Broome County Landfill Gas Recovery System, from a recovery system to a recovery and emissions control system in order to meet more stringent EPA and NYSDEC gas emission control regulations in relation to a new collection infrastructure for the vertical landfill expansion of Sections II and III, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the term through June 30, 2010, at no additional cost to the County, and accept the new rate sheet, attached as Exhibit "A", for the period January 1, 2010 through June 30, 2010, and

WHEREAS, the Commissioner of Public Works 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 SCS Engineers, PC, 140 Route 303, Valley Cottage, New York 10989 to extend the term through June 30, 2010, at no additional cost to the County, and accept the new rate sheet, attached as Exhibit "A" for the period January 1, 2010 through June 30, 2010, for the Department of Public Works-Division of Solid Waste Management, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$148,119 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4457.206000 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolutions 374 of 2003, 402 of 2005, 348 and 739 of 2006, 407 of 2007 and 665 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-19, Nays-0

RESOLUTION NO. 637

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CHENANGO ANIMAL HOSPITAL FOR VETERINARIAN SERVICES AND MEDICAL SUPPLIES FOR THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SECURITY FOR 2010

WHEREAS, this County Legislature, by Resolution 739 of 2008, authorized renewal of an agreement Chenango Animal Hospital for veterinary services and medical supplies for the Broome County Dog Shelter at an amount not to exceed \$20,000, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary to comply with State law that requires animals to be vaccinated against rabies prior to release from an animal shelter and to provide the animal shelter with the necessary medical supplies for sick and injured animals under the care of the shelter throughout the year, to provide veterinarian services and medical supplies to the Office of the Sheriff's canines and provide reimbursement to the Broome County Health Department for rabies vaccines, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$21,000, for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Chenango Animal Hospital, 1445 Front St., Binghamton, NY 13901 for veterinarian services and medical supplies for the Department of Public Works-Division of Security for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$21,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 031476/450049/481037.4742.101000 (Veterinary 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-19, Nays-0

RESOLUTION NO. 638

By Transportation and Rural Development and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH BUNN HILL FOOD SERVICE FOR VENDING, BEVERAGE AND GIFT CONCESSION AT THE GREATER BINGHAMTON AIRPORT FOR 2010

WHEREAS, this County Legislature, by Resolution 706 OF 2000, as amended by Resolution 681 of 2001, authorized an agreement with Bunn Hill Food Service for vending, beverage and gift concession at the Binghamton Regional Airport with revenue to the County in the amount of \$1,800 plus 8% of all vending sales for the period January 1, 2000 through December 31, 2006, with the option for three (3) one-year renewals, and

WHEREAS, said agreement is necessary for vending, beverage and gift concession services to customers and employees of the Greater Binghamton Airport, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County in the amount of \$2,226 plus 8% of all vending sales for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Bunn Hill Foods, Inc., 716 Bunn Hill Road, Vestal, New York 13850 for vending, beverage and gift concession at the Greater Binghamton Airport for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$2,226 plus 8% of vending sales for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget lines 210070.0196.207000 (Vending Machines) and 210070.0108.207000 (Space Rental Other), 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-19, Nays-0

RESOLUTION NO. 639

By Transportation and Rural Development and Finance Committees Seconded by Mr. Garnar

RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FUNDING FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE GREATER BINGHAMTON AIRPORT'S CAPITAL PROJECTS

WHEREAS, the Commissioner of Aviation requests authorization to accept grant funding from the New York State Department of Transportation in the amount of \$41,722 for the Greater Binghamton Airport's Capital Projects, and

WHEREAS, said grant provides funds for the purchase of a multi use snow removal vehicle, preliminary design work for improvements to runway safety areas to include an environmental assessment and for the rehabilitation of an engineered material arresting system for a primary runway which provides critical safety measures for airport flight operations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$41,722 from the New York State Department of Transportation, 50 Wolf Road, POD 54, Albany, NY 12232, for the Department of Aviation's Greater Binghamton Airport's Capital Projects, 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-19, Nays-0

RESOLUTION NO. 640

By Human Services and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH JEFF FARINELLA P.T. FOR PHYSICAL THERAPY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2010

WHEREAS, this County Legislature, as amended by Resolution 189 of 2009, authorized and approved an agreement with Jeff Farinella, P.T. for physical therapy services for Willow Point Nursing Home at a cost not to exceed \$61,847, for the period February 1, 2009 through January 1, 2010, and

WHEREAS, said agreement allows for Per Diem physical therapy services to residents with rehabilitation needs, of the Willow Point Nursing Home, to help cover vacation/sick time, and maintain and expand revenue producing services, and

WHEREAS, said agreement expires by its terms on January 1, 2010 and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$15,000, for the period January 2, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Jeff Farinella, P.T., 239 Sheedy Road, Vestal, New York 13850 for Physical Therapy Services for residents at the Willow Point Nursing Home for the period January 2, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor, at a rate of \$60 per hour, total amount not to exceed \$15,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160226.4706.204000 (Rehab and Therapy 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-19, Nays-0

RESOLUTION NO. 641

By Human Services and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THERAPEEDS PHYSICAL THERAPY OF UPSTATE NEW YORK PLLC (D/B/A G & E THERAPIES) FOR PHYSICAL, SPEECH AND OCCUPATIONAL THERAPY FOR THE WILLOW POINT NURSING HOME FOR 2010

WHEREAS, this County Legislature, by Resolution 526 of 2008, as amended by Resolutions 716 of 2008 and 300 of 2009 authorized the renewal of the agreement with Therapeeds Physical Therapy of Upstate New York PLLC for physical, speech, and occupational therapy for services for the Willow Point Nursing Home at an amount not to exceed \$85,000, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said services are necessary to provide physical, speech, and occupational therapy services in the absence of a staff therapist for Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement with the following rates \$65 per hour for physical therapy, occupational therapy, and speech therapy, and \$45 per hour for PTA/COTA services, for a total amount not to exceed \$18,500 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Therapeeds Physical Therapy of Upstate New York, PLLC, (DBA G & E Therapies), 1977 Marshland Road, Apalachin, New York 13732 for physical, speech and occupational therapy services for the Willow Point Nursing Home for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor, rates \$65 per hour for physical therapy, occupational therapy, and speech therapy, and \$45 per hour for PTA/COTA services, total amount not to exceed \$18,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160226/160234/160242.4706.204000 (Rehab & Therapy 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-19, Nays-0

RESOLUTION NO. 642

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TRI-COUNTY COMMUNICATIONS FOR PURCHASE AND INSTALLATION OF A REPLACEMENT MICROWAVE SYSTEM FOR THE OFFICE OF EMERGENCY SERVICES FOR 2009

WHEREAS, this County Legislature, by Resolution 68 of 2005, as amended by Resolution 230 of 2008 and 223 of 2009, authorized an agreement with Tri-County Communications for the purchase and installation of a replacement microwave system for the Office of Emergency Services at a cost not to exceed \$687,596 for the period January 1, 2008 through December 31, 2009, and

WHEREAS, said agreement is necessary for the replacement of the existing microwave system to include an alarm function and provision for a countywide wireless infrastructure, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2010, at no additional cost to the County, and

WHEREAS, the Director of Emergency Services 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 Tri-County Communications of Binghamton, 110 Broad Avenue, Binghamton, New York 13904 to extend the period to January 1, 2008 through December 31, 2010, at no additional cost to the County, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 460469.2460.501392 (Communications Equipment), and be it

FURTHER RESOLVED, that Resolution 68 of 2005, Resolution 230 of 2008 and Resolution 223 of 2009, 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-19, Nays-0

RESOLUTION NO. 643

By Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING THE SALARY RATE FOR THE TITLE OF CUSTODIAN OF VOTING MACHINES AND VOTING MACHINE TRAINER FOR THE BOARD OF ELECTIONS FOR 2010

WHEREAS, this County Legislature, by Resolution 467 of 2009 revised the Rate Schedule for Non-union, Temporary and Seasonal Employees for 2009 to increase the rate of Custodian of Voting Machines to \$3,000 per election and add the title of Voting Machine Trainer at the rate of \$20 per hour , and

WHEREAS, the Commissioners of the Board of Elections request authorization to continue the rate of \$3,000 per election for the Custodian of Voting Machines and \$20 per hour for Voting Machine Trainer for January 1, 2010 until further revised, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the rate of \$3,000 per election for the Custodian of Voting Machines and \$20 per hour for Voting Machine Trainer for January 1, 2010 until further revised, 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-19, Nays-0

RESOLUTION NO. 644

By Education, Culture and Recreation and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE HARLEM GLOBETROTTERS INC., FOR RENTAL OF THE BROOME COUNTY VETERANS MEMORIAL ARENA FOR 2010-2012

WHEREAS, the Deputy Commissioner of Parks and Recreation requests authorization for an agreement with the Harlem Globetrotters, Inc for rental of the Broome County Veterans Memorial Arena at the rate of \$13,500 for 2010, \$13,500 for 2011 and \$14,000 for 2012, and

WHEREAS, said agreement is necessary for the Harlem Globetrotters, Inc., to perform at the Broome County Veterans Memorial Arena on February 25, 2010 and on a mutually agreeable date to be determined for 2011 and 2012, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Harlem Globetrotters, Inc., 400 E. Van Buren Street, Suite 300, Phoenix Arizona 85004 for rental of the Broome County Veterans Memorial Arena for February 25, 2010 and on a mutually agreeable date to be determined for 2011 and 2012, and be it

FURTHER RESOLVED, that in consideration of said agreement, the Contractor shall pay the County \$13,500 for 2010, \$13,500 for 2011 and \$14,000 for 2012, 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-19, Nays-0

RESOLUTION NO. 645

By County Administration, and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ACS-EXIGENT STATE AND LOCAL SOLUTIONS, INC., FOR SOFTWARE MAINTENANCE AND SUPPORT FOR THE OFFICE OF THE COUNTY CLERK FOR 2010

WHEREAS, this County Legislature, by Resolution 593 of 2008, authorized an agreement with ACS-Exigent State and Local Solutions, Inc. for software maintenance and support for the Office of the County Clerk at an amount not to exceed \$40,921.50, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said services are necessary for maintenance and support for indexing and cashing software, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$40,921.50, for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with ACS-Exigent State and Local Solutions, Inc., 400 Executive Parkway, Suite 275, San Ramon, CA 94583 for software maintenance and support for the Office of the County Clerk for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$40,921.50 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300012.4513.101000 (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-19, Nays-0

RESOLUTION NO. 646

By Human Services Committees

Seconded by Mr. Garnar

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE WILLOW POINT NURSING HOME ADVISORY BOARD

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by XIV of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individual to membership on the Willow Point Nursing Home Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Becky Stuart 144 Hazel Drive Vestal, New York 13850	12/31/2012

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 XIV of the Broome County Charter and Administrative Code, confirms the appointments of the above-named individuals to membership on the Willow Point Nursing Home Advisory Board, for the terms indicated, in accordance with their appointment by the County Executive.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 647

By Public Safety and Emergency Services Committee

Seconded by Mr. Garnar

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY STOP-DWI ADVISORY BOARD

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 492 of 1981, has duly designated and appointed the following named individuals to membership on the Broome County Stop-DWI Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Alan Wilmarth, Director	12/31/2011

Addictions and Outpatient Mental Health Services – UHS
New Horizons
40 Mitchell Avenue
Binghamton, NY 13901

Joseph Zikuski, Chief 12/31/2011
City of Binghamton Police Department
30 Hawley Street
Binghamton, NY 13901-3676

Rick Sands, Vice-President/Production 12/31/2011
RV Swinamer Associates Advertising, Inc.
236 Main Street
Binghamton, NY 13905-2612

Chris Haynes, Principal 12/31/2011
Windsor High School
1191 Rte 79
Windsor, NY 13865

Lori Wilmot, Acting Director 12/31/2011
Broome County Probation Department
P.O. Box 1766,
Binghamton, NY 13902

Eric Donaldson, Sales Manager 12/31/2011
Citadel Broadcasting
59 Court Street
Binghamton, NY 13901

Jason VanFossen, Principal 12/31/2010
Maine-Endwell High School
750 Farm to Market Road
Endwell, NY 13760

Gerald Mollen 12/31/2010
Broome County District Attorney
P.O. Box 1766
Binghamton, NY 13902

Eric Janis, Captain 12/31/2010
New York State Police Troop C Headquarters
823 Route 7,
Sidney , NY 13838

Gerald Johansen, Alcohol and Other Drug Program Coordinator 12/31/2010
Binghamton University
P.O. Box 6000
Binghamton, NY 13902-6000

Len Pasquale, Vice-President 12/31/2010
A. L. George
1 Link Drive
Binghamton, NY 13904
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 492 of
1981, confirms the appointments of the above-named individuals to membership on the Broome
County Stop-DWI Advisory Board for the terms indicated, in accordance with their appointment
by the County Executive.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 648

By Human Services Committee

Seconded by Mr. Garnar

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME
COUNTY OFFICE FOR AGING ADVISORY BOARD**

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority
vested in her by Resolution 165 of 1973, has duly designated and appointed the following
named individuals to membership on the Broome County Office For Aging Advisory Board, for
the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>		<u>TERM EXPIRING</u>
Jean Hill 1153 NY Rt. 11 Castle Creek, NY 13744	Reappointment	1/1/2010-12/31/2012
Dennis McCabe 4513 Madison Drive Vestal, NY 13850	Reappointment	1/1/2010-12/31/2012
Saraann Delafield 5602 Route 79 Port Crane, NY 13833	Replacing Mary Pease	1/1/2010-12/31/2012
Harold Snopek 672 West Chenango Rd. Binghamton, NY 13905 and	New Appointment	1/1/2010-12/31/2012

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 165 of
1973, confirms the appointments of the above-named individuals to membership on the Broome
County Office For Aging Advisory Board for the terms indicated, in accordance with their
appointment by the County Executive.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 649

By Transportation and Rural Development Committee

Seconded by Mr. Garnar

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

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority
vested in her by Resolution 99-89 of 1999, has duly designated and appointed the following
named individuals to membership on the Greater Binghamton Airport Advisory Board, for the
terms indicated, subject to confirmation by this County Legislature:

Re-appointments:

<u>NAME</u>	<u>TERM EXPIRING</u>
Carl Ernstrom 3324 Cynthia Drive Binghamton, NY	1/1/2010-12/31/2012

SESSION SCHEDULE FOR 2010

<u>Day</u>	<u>Date</u>	<u>Meeting Type</u>	<u>Meeting Time</u>
Thursday	April 22	Regular	5:00 pm
Thursday	May 13	Regular	5:00 pm
Thursday	June 17	Regular	5:00 pm
Thursday	July 22	Regular	5:00 pm
Thursday	August 19	Regular	5:00 pm
Thursday	September 23	Regular & Executive Presents 2011 Budget	5:00 pm
Thursday	October 21	Regular	5:00 pm
Thursday	November 18	Regular	5:00 pm
Thursday	December 16	Regular	5:00 pm
Tuesday	December 28	Regular	5:00 pm

Mr. Whalen made a motion, seconded by Mr. Nirchi to amend the Thursday May 13 date to Tuesday, May 18. Amendment carried. Ayes-19, Nays-0. Resolution as amended carried. Ayes-19, Nays-0.

RESOLUTION NO. 655

By Economic Development and Planning and Finance Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BINGHAMTON LOCAL DEVELOPMENT CORPORATION (BLDC) FOR BROWNFIELD REMEDIATION FUNDING FOR THE FIRST WARD NEIGHBORHOOD SQUARE REDEVELOPMENT PROJECT FOR 2009-2010

WHEREAS, The City of Binghamton received a \$47,948 Brownfield Opportunity Area (BOA) grant to conduct a Pre-Nomination study for the First Ward Neighborhood Square area, a cluster of 13 potential brownfield sites that are either vacant or significantly underutilized, and

WHEREAS, a Pre-Nomination Study provides a basic and preliminary analysis of the area affected by brownfield sites including a description and justification of the study area and associated boundaries; a basic description and understanding of current land use and zoning; the delineation and description of existing brownfield sites and other underutilized properties; and a description of the area's potential for revitalization, and

WHEREAS, at this time Broome County desires to enter into an agreement with the Binghamton Local Development Corporation (BLDC) for brownfield remediation funding in the amount of \$5,000 for the period December 17, 2009 through December 31, 2010 to provide the BLDC with matching funds to complete a Pre-Nomination Study for the First Ward Neighborhood Square Redevelopment project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the BLDC for brownfield remediation funding in the amount of \$5,000 for the period December 17, 2009 through December 31, 2010, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 910182.5084.101000 (Brownfield Remediation), 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.

Mr. Nirchi made a motion, seconded by Mr. Klipsch to table until the January 21, 2010 meeting.
Motion to table carried. Ayes-14, Nays-5 (Materese, Sanfilippo, Cleary, Hutchings, Buchta)

RESOLUTION NO. 656

By County Administration and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RETENTION OF \$326,982.48 BY THE COUNTY CLERK FOR THE COUNTY OF BROOME FROM MORTGAGE TAXES

WHEREAS, Section 262 of the Tax Law mandates that recording officers are entitled to receive for the county all necessary expenses for the purposes of administration of mortgage taxes in their office and approved allowance by the New York State Tax Commission, and

WHEREAS, the New York State Tax Commission did, by Resolution duly adopted, determine that such mortgage tax expense be approved, at the amount certified to the State Tax Commissioner, by the County Legislature, provided it is a reasonable and necessary allowance for such expenses, and

WHEREAS, the New York State Tax Commission has previously approved an allowance for the period of April 1, 2009 through March 31, 2010 in the amount of \$296,445, and

WHEREAS, the Broome County Clerk has determined that \$326,982.48 fairly represents the annual amount of expenses incurred by this office in the collection of mortgage taxes due and owing pursuant to New York State Tax Laws, and

WHEREAS, this change represents a \$30,537.48 per annum increase from the previous allowance of \$296,445 calculated in 2008 for 2009-2010, now, therefore, be it

RESOLVED, that this County Legislature hereby determines that the sum of \$326,982.48 per annum be and hereby is a necessary, reasonable and proper allowance to be received by the County Clerk of the County of Broome for the purpose of administering mortgage taxes in said office, and be it

FURTHER RESOLVED, that the previously approved monthly retention of \$24,703.75 shall continue through March 31, 2010 and that a monthly retention of \$27,248.54 shall be for the period of April through December in the County's Fiscal Year 2010 for a 2010 County Fiscal Year total of \$319,348.11 and said monthly amount of \$27,248.54 shall continue through March 31, 2011, and be it

FURTHER RESOLVED that NYS approval is requested for the period of April 1, 2010 through March 31, 2011 in the amount of \$326,982.48.

FURTHER RESOLVED, that revenue from the processing of mortgage taxes shall be credited to budget line 300012.0017.101000 (Mortgage Tax), and be it

FURTHER RESOLVED, that the sum of \$326,982.48 per annum (April 1, 2010 through March 31, 2011) is hereby certified to the State Tax Commission as the reasonable and proper allowance for such expenses.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 657

By Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH UNITED HEALTH SERVICES HOSPITALS, INC. FOR DRUG AND ALCOHOL TESTING SERVICES FOR THE PERSONNEL DEPARTMENT FOR 2009

WHEREAS, this County Legislature, by Resolution 641 of 2008, authorized a renewal of the agreement with United Health Services Hospitals, Inc., for drug and alcohol testing services for the Personnel Department with payment according to the rate schedule attached as Exhibit "A", total amount not to exceed budgeted appropriations for the period January 1, 2008 through December 31, 2009, and

WHEREAS, said agreement is necessary to conduct drug and alcohol testing for Broome County employees commercial driver license holders and safety sensitive positions, as requires by the United States Department of Transportation, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through March 31, 2010, with payment according to Exhibit "A" of Resolution 641 of 2008, and

WHEREAS, the Personnel Officer 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 United Health Services, Inc., 10-42 Mitchell Avenue, Binghamton, New York 13903 to extend the period to January 1, 2008 through March 31, 2010 for drug and alcohol testing services for the Personnel Department, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor according to Exhibit "A" of Resolution 641 of 2008, and be it

FURTHER RESOLVED, that Resolution 641 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-19, Nays-0

RESOLUTION NO. 658

By Finance Committee

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN BROOME COUNTY AND THE TOWN OF FENTON FOR THE COLLECTION OF REAL PROPERTY TAXES

WHEREAS, the Town of Fenton currently collects Town and County taxes through its Town Clerk, and

WHEREAS, a study performed by Broome County and the Town of Fenton indicates that there are savings and economies to be gained by having the tax collection performed by Broome County rather than the Town's Clerk, and

WHEREAS, the Town of Fenton Town Board has adopted a resolution which called for the Broome County Real Property Tax Office to provide tax collection services for the Town of Fenton for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, this County Legislature hereby authorizes the Broome County Real Property Tax Service to perform those functions necessary to collect taxes in the Town of Fenton for the period January 1, 2010 through December 31, 2010, with the right of the parties to renew, and be it,

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreement, 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-19, Nays-0

RESOLUTION NO. 659

By Public Safety and Emergency Services Committee

Seconded by Mr. Materese

RESOLUTION AUTHORIZING AGREEMENT WITH THE BROOME COUNTY SHERIFF, THE NEW YORK STATE POLICE AND THE BINGHAMTON, DEPOSIT, ENDICOTT, JOHNSON CITY, PORT DICKINSON AND VESTAL POLICE DEPARTMENTS RELATING TO THE "911 LAW ENFORCEMENT DISPATCH NEAREST CAR CONCEPT/JURISDICTIONAL PROTOCOL" FOR THE OFFICE OF EMERGENCY SERVICES FOR 2010-2014

WHEREAS, this County Legislature, by Resolution 385 of 2005, authorized an agreement with the Broome County Sheriff, the New York State Police and the Binghamton, Deposit, Endicott, Johnson City, Port Dickinson and Vestal Police Departments relating to the "911 Law Enforcement

Dispatch Nearest Car Concept/Jurisdictional Protocol" for the Office of Emergency Services for the period January 1, 2005 through December 31, 2009, and

WHEREAS, said agreement is necessary for the 911 nearest car concept, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at no cost to the County for the period January 1, 2010 through December 31, 2014, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Broome County Sheriff, the New York State Police and the Binghamton, Deposit, Endicott, Johnson City, Port Dickinson and Vestal Police Departments relating to the "911 Law Enforcement Dispatch Nearest Car Concept/Jurisdictional Protocol", attached hereto as Exhibit "A", for the Office of Emergency Services for the period January 1, 2010 through December 31, 2014, 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-19, Nays-0

Mr. Marinich made a motion to adjourn, seconded by Mr. Howard. **Motion to adjourn Carried,** Ayes-19, Nays-0, Absent-0. The meeting was adjourned at 6:37 p.m.

