
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, FEBRUARY 16, 2006**

The Legislature convened at 5:04 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, read the fire exit announcement and called the Attendance Roll, Present-18, Absent-1 (Sanfilippo).

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

Mr. Mather made a motion, seconded by Mr. Miller, that the minutes of the January 19, 2006 Regular Session be approved as prepared and presented by the Clerk. **Carried**, Ayes-18-Nays-0, Absent-1 (Sanfilippo).

Mr. Schofield noted that the committee minutes for the period January 19, 2006 through February 15, 2006 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. Schofield asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Whalen, seconded by Mr. Schafer. **Carried**, Ayes-18-Nays-0, Absent-1 (Sanfilippo).

ANNOUNCEMENTS FROM THE CHAIR

Chair Schofield announced that he received petitions from Broome Community College students in support of the proposed Technology Building and would provide copies for each Legislator.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala:
1. Appointments to the Broome County Environmental Management Council Board of Directors
 2. Appointments to the Greater Binghamton Airport Advisory Board
 3. Appointments to the En-Joie Golf Advisory Committee

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. PETITIONS: NONE
- B. COMMUNICATIONS:
1. EMC Natural Resources Committee Meeting Minutes 12/15/05
 2. Broome County Industrial Development Agency Meeting Minutes 12/9/05
 3. EMC Recycling Waste Management Committee Meeting Minutes 11/21/05
 4. Broome County Association of Municipal Clerks Meeting Minutes 1/19/06
 5. Cornell Cooperative Extension Board of Directors Meeting Minutes 12/8/06
 6. Environmental Management Council Meeting Minutes 1/5/06
 7. Broome County Soil and Water Conservation District Meeting Minutes 1/10/06
 8. Office of Risk Management-DOSH 900 Posting Requirements
 9. Orrick-Receipt of Bond Resolution 05-742
 10. DSS-Medical Technologies Grant Resolution
 11. DSS-Held-over Resolution #672 Proposed Amendment for Case Closing Criteria
 12. Director of Budget & Research-Technical Adjustments to 2006 Budget
 13. Board of Elections-Broome County Fact Sheet
 14. Parmelee's Trash Removal & Home Services-Tax Foreclosed Properties Clean Up
 15. McDonough & Artz, P.C.-Notice of Claim-George H. Bagnetto

-
16. Assemblyman Gary Finch-Receipt of "Resolution of Conditional Support of Off-Track Betting Corporation (OTB) Customer Cash Rebated to be Ordered with no Further Depletion of OTB Revenues to Counties"
 17. County Attorney-Monetary Resolutions Process
 18. Chair of the Legislature-Opinion of Nathalie Maxwell's Qualifications
 19. Broome County Board of Elections-Consolidation of the Town of Union Election Districts 4 and 5

C. NOTICES:

1. Broome County Agricultural and Farm Land Protection Board Meeting 3/9/06
2. Ad Hoc Advisory Committee on Employee Health Benefit Payments Meeting 1/26//06
3. Broome Tobacco Asset Securitization Corporation and Board of Directors Meeting 1/26/06

D. REPORTS:

1. Broome Community College Financial Statements 8/31/05
2. Personnel Department-Monthly Attrition 1/06
3. Broome County Board of Elections 2005 Annual Report
4. Broome Community College Budget Transfers-September 2005
5. Broome Community College Budget Transfers-December 2005
6. Finance Department-Dog License Report
7. Broome Community College -Above Minimum Hire Report-December 2005
8. Finance Department-Fourth Quarter 2006 Sales Tax Collections

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel A. Schofield:
1. Designation for Mr. Materese 2/7/06
 2. Designation for Mr. Howard 2/7/06.
 3. Designation for Mr. Sanfilippo week of 2/6/06
 4. Designation for Mr. Reynolds 2/9/06

Mr. Kuzel made a motion, seconded by Mr. Lindsey, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2006 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. **Carried**, Ayes-18-Nays-0, Absent-1 (Sanfilippo).

Ms. Buchta and Mr. Keibel were designated as participants with Chairman Schofield in the 'Short Roll Call'. Resolutions were acted upon out of order, but for the purpose of clarity, they are presented here in numerical order.

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 672

(Tabled at the December 15, 2005 Session)

(Tabled at the January 19, 2006 Session)

By Human Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY, INC. FOR COUNSELING SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES' SEXUAL ABUSE PROJECT FOR 2006

WHEREAS, this County Legislature, by Resolution 560 of 2004, authorized renewal of the agreement with Family and Children's Society of Broome County, Inc. for counseling services for the Department of Social Services' Sexual Abuse Project at an amount not to exceed \$480,006, for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said agreement provides assessment, treatment and counseling services to sexually abused children and their families and treatment of juvenile and adult sex offenders, and

WHEREAS, said agreement establishes contracted goals for the program which are:

1. To assure the safety of sexually abused children
2. Help families of sexually abused children deal with the trauma of sexual abuse
3. Where possible, help families of sexually abused children correct underlying and individual family dysfunctions that led to the sexual abuse, so that further incidents can be prevented

and

WHEREAS, said agreement expires by its terms on December 31, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$494,406, for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Family and Children's Society of Broome County, Inc., 257 Main Street, Binghamton, New York 13905 for counseling services for the Department of Social Services' Sexual Abuse Project for the period January 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$494,406 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of 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.

Mr. Kuzel had made a motion at the January 19, 2006, seconded by Mr. Shafer, to add another FURTHER RESOLVED paragraph as follows:

"FURTHER RESOLVED, that case closing criteria for children receiving services under this contract must include a plan for protection from further sexual abuse which requires that the offender has been permanently removed from the family situation, and be it".

Mr. Kuzel withdrew the amendment and Mr. Shafer his second. Mr. Kuzel then made a motion, seconded by Ms. Nannery, to add the following FURTHER RESOLVED paragraph:

"FURTHER RESOLVED, that the program will never determine that an offender be returned to reside in the victim's home."

Amendment carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo). Resolution as amended carried, Ayes-17, Nays-1 (Lindsey), Absent-1 (Sanfilippo).

RESOLUTION NO. 24

By Economic Development & Planning and Finance Committees

Seconded by Mr. Shafer

RESOLUTION DESIGNATING THE RECONSTRUCTION AND/OR RENOVATION OF THE GEORGE HARVEY JUSTICE BUILDING AS THE PREFERRED PROJECT FOR USE OF TOBACCO BOND PROCEEDS

Mr. Schofield made a motion, seconded by Mr. Shafer, to amend the resolution to read as follows:

RESOLUTION DESIGNATING THE BCC TECHNOLOGY/COMMUNICATIONS BUILDING AND THE RECONSTRUCTION AND/OR RENOVATION OF THE GEORGE HARVEY JUSTICE BUILDING AS THE PREFERRED PROJECTS FOR USE OF TOBACCO BOND PROCEEDS

WHEREAS, in the latter part of the year 2005, municipalities in New York State had an opportunity to receive additional tobacco settlement revenues, and

WHEREAS, Broome County opted to receive said revenues, and

WHEREAS, several eligible projects were included in the County's 2006-2011 Capital Improvement Program (CIP), and

WHEREAS, the County must select which projects, meeting bond expenditure guidelines, shall be funded with said tobacco settlement revenues, now, therefore, be it

RESOLVED, that the BCC Technology/Communications Building and the reconstruction and/or renovation of the George Harvey Justice Building be and hereby are designated as the preferred projects for which 2005 tobacco bond proceeds in the amount of \$17,154,817.71, together with accrued interest, will be expended, and be it

FURTHER RESOLVED that actual appropriations for the construction phase of the designated projects shall not be made until further action by this Legislature.

Amendment carried, Ayes-17, Nays-1 (Kuzel), Absent-1 (Sanfilippo). Resolution as amended carried, Ayes-17, Nays-1 (Kuzel), Absent-1 (Sanfilippo).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 40

By Education, Culture & Recreation, Public Works and Finance Committees

Seconded by Mr. Miller

RESOLUTION AUTHORIZING AN AGREEMENT WITH O'BRIEN & GERE ENGINEERS FOR ENVIRONMENTAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2005-2007

WHEREAS, the Commissioner of Parks and Recreation requests authorization for an agreement with O'Brien & Gere Engineers for environmental engineering services for the Department of Parks and Recreation at a cost not to exceed \$325,000, for the period May 1, 2005 through December 31, 2007, and

WHEREAS, said services are necessary for hydrogeologic investigations and implementation of remedial measures to address the glycol leak from the Grippen Park Ice Rink, and

WHEREAS, the Commissioner of Parks and Recreation anticipates that 75 per cent (75%) of the costs of said agreement will be reimbursed by the Federal Emergency Management Agency (FEMA) as part of the April 2-4, 2005 Flood Declaration, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with O'Brien & Gere Engineers, 441 Commerce Road, Vestal, New York 13850, for environmental engineering services for the Department of Parks and Recreation, for the period May 1, 2005 through December 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$325,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 545012.4746.501415 (Engineering and Architectural Services – Grippen Ice Rink Rehabilitation Capital Project), 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 41

By Human Services Committee
Seconded by Mr. Schafer

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

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 Council, for the terms indicated, subject to confirmation by this County Legislature:

<u>Name</u>	<u>Term Expiring</u>
Marilyn Gruber 68 Kendall Avenue Binghamton, New York 13903	New Appointment December 31, 2008
Tommye Durham 8198 Route 79 Whitney Point, New York 13862	New Appointment December 31, 2008
JoAnn Freer 3709 Highview Drive Endwell, New York 13760	New Appointment December 31, 2008 (OFA and Community Volunteer)
Margaret Buck 6 Patricia Street Binghamton, New York 13905	New Appointment December 31, 2008 (Retired Dietician from UHS)
Keith Heron 2 Brookfield Road Binghamton, New York 13903	Reappointment December 31, 2008

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

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 42

By Human Services Committee
Seconded by Mr. Schafer

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY YOUTH BUREAU ADVISORY BOARD

WHEREAS, Barbara Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 163 of 1971 and Resolution 133 of 1976, has duly designated and appointed the following named individuals to membership on the Broome County Youth Bureau Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRES</u>
Paul Gould 8 Halstead Avenue Owego, New York 13827	Reappointment 12/31/08
Julie Griffith 541 Leon Drive Endicott, New York 13760	Reappointment 12/31/08
Don Bowersox 973 Ballyhack Road Port Crane, New York 13833	New Appointment 12/31/08 (Ex-Officio)
Anita Cassard 1989 Montorse Avenue Binghamton, New York 13903 (Ex-Officio)	New Appointment 12/31/08
Dave Nemec 627 Chenango Street Binghamton, New York 13901 (Ex-Officio)	New Appointment 12/31/08

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 163 of 1971 and Resolution 133 of 1976, confirms the appointments of the above-named individuals to membership on the Broome County Youth Bureau Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 43

By Public Safety & Emergency Services Committee

Seconded by Mr. Schafer

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY FIRE ADVISORY BOARD

WHEREAS, Barbara Fiala, Broome County Executive, pursuant to the authority vested in her by Article XIX of the Broome County Charter and Code, has duly designated and appointed the following named individuals to membership on the Broome County Fire Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>Name</u>	<u>Term Expires</u>
George Seltzer 32 North Parsons Road Whitney Point, New York 13862	Reappointment 12/31/06
Elwyn Eaton P.O. Box 68 Castle Creek, New York 13744	Reappointment 12/31/06
Byron Reed 1208 Nanticoke Drive Endicott, New York 13760	Reappointment 12/31/06
Jerry Launt 14 Buttercup Hill Road Kirkwood, New York 13795	Reappointment 12/31/06

<u>Name</u>	<u>Term Expires</u>
Thomas Giblin 9 Roman Street Binghamton, New York 13901	New Appointment 12/31/06
Cifford Colgan 11 Timberland Drive Binghamton, New York 13903	Reappointment 12/31/06
Christopher Lupold 15 Knight Road Vestal, New York 13850	Reappointment 12/31/06
Irving Soden 113 Baker Road Windsor, New York 13865	Reappointment 12/31/06
Robert Brady 3114 Andover Road Endwell, New York 13760	Reappointment 12/31/06
Wesley Tyler 2127 New York Route 26 Endicott, New York 13760	Reappointment 12/31/06
Rebecca Fletcher 85B Ballyhack Road Port Crane, New York 13833	New Appointment 12/31/06
Ellwyn Van Vorce 839 Park Avenue Binghamton, New York 13903	Reappointment 12/31/06
Alice Fiacco 3605 Royal Road Endwell, New York 13760	Reappointment 12/31/06
Henry Hawver 562 Hooper Road Endwell, New York 13760	Reappointment 12/31/06
James Cummings 964 East Maine Road Apt. 3 Johnson City, New York 13790	Reappointment 12/31/06
David Rickard 24 Riverview Road Kirkwood, New York 13795	Reappointment 12/31/06
Larry Vesley 3217 Wayne Street Endwell, New York 13760	Reappointment 12/31/06

<u>Name</u>	<u>Term Expires</u>
Peter Scarantino 3370 Jackson Road Binghamton, New York 13903	Reappointment 12/31/06
David L. Lindsey 12 Mulberry Street Binghamton, New York 13901	Reappointment 12/31/06 (Chair, Public Safety and Emergency Services Committee)
Jerry F. Marinich 40 Clearview Place Binghamton, New York 13901	Reappointment 12/31/06 (Legislature)
Brian K. Mather 301 Vandervort Avenue Vestal, New York 13850	Reappointment 12/31/06 (Legislature)

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 Article XIX of the
Broome County Charter and Code, confirms the appointments of the above-named individuals to
membership on the Broome County Fire Advisory Board for the terms indicated, in accordance
with their appointment by the County Executive.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 44

By Education, Culture & Recreation Committee

Seconded by Mr. Schafer

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY LIBRARY BOARD OF TRUSTEES

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested
in her by Resolution 221 of 1984, has duly designated and appointed the following named
individuals to membership on the Broome County Library Board of Trustees, for the terms
indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Eugene Burns 2440 Rhonda Drive Vestal, New York 13850	New Appointment December 31, 2010
Bethany Williams 55 Riale Avenue Binghamton, New York 13905	New Appointment December 31, 2007
Mary Ann Thompson 123 River Terrace Endicott, New York 13760	New Appointment (Endicott) December 31, 2008 (Unexpired Term)

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 221 of
1984, confirms the appointments of the above-named individuals to membership on the Broome

County Library Board of Trustees for the terms indicated, in accordance with their appointment by the County Executive.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 45

By Public Works Committee

Seconded by Mr. Schafer

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS

WHEREAS, Daniel A. Schofield, Chair of the Broome County Legislature, pursuant to the authority vested in him by Resolution 115 of 1944 and Resolution 27 of 1972, has duly designated and appointed the following named individuals to membership on the Broome County Soil and Water Conservation District Board of Directors, subject to confirmation by this County Legislature:

<u>Name</u>	<u>Term Expiring</u>
Barbara Hemedinger 29 Country Knoll Road Binghamton, New York 13901	Reappointment December 31, 2008 (At-Large Member)
Stephen Herz 787 State Route 79 Windsor, New York 13865	Reappointment December 31, 2008 (Formerly At-Large Member)
Gerry Urda 199 White Birch Lake Road Windsor, New York 13865	New Appointment December 31, 2008

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature hereby confirms the appointments of the above-named individuals to membership on the Broome County Soil and Water Conservation District Board of Directors for the terms indicated, in accordance with their appointment by the Chair of the County Legislature.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 46

By Education, Culture & Recreation Committee

Seconded by Mr. Schafer

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY VETERANS MEMORIAL ARENA BOARD OF DIRECTORS

WHEREAS, Barbara Fiala, Broome County Executive, pursuant to the authority vested in her by Article XXIV, Section 2408 of the Broome County Charter and Code, has duly designated and appointed the following named individuals to membership on Broome County Veterans Memorial Arena Board of Directors, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRES</u>
Richard Wallikas 329 Deyo Hill Road Johnson City, New York 13790	New Appointment 12/31/06 (Unexpired term)

Matilda Carbo
225 Water Street
Binghamton, New York 13901

New Appointment
12/31/08

Ron Sall
52 Court Street
Binghamton, New York 13901

New Appointment
12/31/08

Lou Santoni
3357 Laurie Brooke Drive
Binghamton, New York `3903

Reappointment
12/31/08

Jeffrey Pierce
1242 Mead Road
Binghamton, New York 13901

Reappointment
12/31/08

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 Article XXIV,
Section 2408 of the Broome County Charter and Code confirms the appointments of the above-
named individuals to membership on the Broome County Veterans Memorial Arena Board of
Directors for the terms indicated, in accordance with their appointment by the County Executive.
Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 47

By Human Services Committee
Seconded by Mr. Schafer

RESOLUTION AMENDING RESOLUTIONS 15 OF 2004 AND 188 OF 2005 CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY OFFICE FOR AGING ADVISORY COUNCIL

WHEREAS, this County Legislature, by Resolutions 15 of 2004 and 188 of 2005,
confirmed the appointments of various individuals to the Broome County Office for Aging
Advisory Council, and

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested
in her by Resolution 165 of 1973 wishes to amend the terms of said appointees to the Broome
County Office for Aging Advisory Council as follows:

<u>Name</u>	<u>Term Expiring</u>	<u>Resolution Number</u>
Bernard Levy 157 Leroy Street Binghamton, New York 13905	December 31, 2006 (From December 31, 2005)	04-15
Doris Render 23 Clarendon Drive Chenango Bridge, New York 13901	December 31, 2006 (From December 31, 2005)	04-15
Mary Lou McPhail 4609 Madison Drive Vestal New York 13850	December 31, 2007 (From December 31, 2006)	05-188
Maria Motsavage 14 Market Street Binghamton, New York 13903	December 31, 2007 (From December 31, 2006)	05-188

<u>Name</u>	<u>Term Expiring</u>	<u>Resolution Number</u>
Pat Macumber 384 Conkin Avenue Binghamton, New York 13903	December 31, 2007 (From December 31, 2006)	05-188
Jamye Lindsey 45 Clearview Place Binghamton, New York 13901	December 31, 2007 (From December 31, 2006)	05-188

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

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 48

By County Administration and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH MAXIMUS, INC. TO ASSIST IN THE PREPARATION OF COUNTY-WIDE COST ALLOCATION PLANS FOR THE DIVISION OF BUDGET AND RESEARCH FOR 2006-2010

WHEREAS, this County Legislature, by Resolution 283 of 2001, authorized an agreement with Maximus, Inc. to assist in the preparation of County-wide Cost Allocation Plans using the actual costs for the fiscal years 2000, 2001, 2002, 2003 and 2004 for the Division of Budget and Research at a cost not to exceed \$32,500 for the period June 1, 2001 through December 31, 2005, and

WHEREAS, said services are necessary to maximize federal revenues and to show the County-wide allocation of services, and

WHEREAS, said agreement expired by its terms on December 31, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount of \$6,000 per year, total amount not to exceed \$30,000, for the period January 1, 2006 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Maximus, Inc., 2405 Park Drive, Harrisburg, Pennsylvania 17110, to assist in the preparation of County-wide cost allocation plans for fiscal years 2005, 2006, 2007, 2008 and 2009, for the period January 1, 2006 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount of \$6,000 per year, total amount not to exceed \$30,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230037.4721.101000 (Accounting and Cost Allocation 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 49

By Personnel and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AN AMENDMENT TO THE HOURLY RATE SCHEDULE FOR NON- UNION, TEMPORARY AND SEASONAL EMPLOYEES FOR 2006

WHEREAS, this County Legislature by Resolution 718 of 2005, authorized amendments to the hourly rates for various non-union, temporary and seasonal employees for 2006, and

WHEREAS, it is desired at this time to amend the hourly rate schedule for 2006 as indicated on the attached Exhibit "A", effective January 1, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby amends the hourly rate schedule for non-union, temporary and seasonal employees for 2006 as indicated on attached Exhibit "A" effective January 1, 2006.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 50

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SIRSIDYNIX (F/K/A DYNIX, INC.) FOR MAINTENANCE OF THE SIRSIDYNIX LIBRARY SYSTEM FOR THE BROOME COUNTY PUBLIC LIBRARY FOR 2006

WHEREAS, this County Legislature, by Resolution 528 of 2004, authorized the renewal of an agreement with DYNIX, Inc. for maintenance of the DYNIX Library System for the Broome County Public Library at an amount not to exceed \$21,453.35 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said services are necessary for software, hardware and peripheral maintenance of the SirsiDynix Library System, and

WHEREAS, said agreement expired by its terms on December 31, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions for a total amount not to exceed \$22,274.18 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with SirsiDynix, (f/k/a DYNIX), 400 West 5050 North, Provo, Utah 84604-5650 for maintenance of the SirsiDynix Library System for the Broome County Public Library for the period January 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$22,274.18 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be \$18,960.18 from budget line 841007.4359.304111 (Computer Software and Supplies) and \$3,764 from budget line 841007.4514.304111 (Hardware 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 51

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE LIBOUS CHILDREN'S BOOKS PROGRAM GRANT FOR THE BROOME COUNTY PUBLIC LIBRARY AND ADOPTING A PROGRAM BUDGET FOR 2005

WHEREAS, this County Legislature, by Resolution 507 of 2004, authorized and approved renewal of the Libous Children's Books Program Grant for the Broome County Public Library

and adopted a program budget in the amount of \$1,200 for the period June 1, 2004 through December 31, 2004, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$1,000 for the period June 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,000 from special New York State Senate funding through Senator Thomas W. Libous for the Broome County Public Library's Libous Children's Books Program Grant for the period June 1, 2005 through December 31, 2005, 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 \$1,000, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 52

By Finance Committee

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH TIM SHEEHAN ADJUSTER/APPRaiser FOR INSURANCE ADJUSTER SERVICES FOR THE OFFICE OF RISK AND INSURANCE FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 23 of 2005, authorized renewal of the agreement with Tim Sheehan Adjuster/Appraiser for insurance adjuster services for the Office of Risk and Insurance at a rate of \$45 per hour, total cost not to exceed budgeted appropriations, for the period March 1, 2005 through February 28, 2006, and

WHEREAS, said services are necessary to investigate and accurately value liability claims against Broome County, and

WHEREAS, said agreement expires by its terms on February 28, 2006, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$45 per hour, total amount not to exceed budgeted appropriations, for the period March 1, 2006 through February 28, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Tim Sheehan Adjusters/Appraiser, PO Box 2561, Binghamton, New York 13902-2561 for insurance adjuster services for the Office of Risk and Insurance for the period March 1, 2006 through February 28, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$45 per hour, total amount not to exceed budgeted appropriations for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050088.4747.254000 (Other Fees for Services), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).**

RESOLUTION NO. 53

By Finance Committee
Seconded by Mr. Schafer

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES, PLUS ACCRUED INTEREST AND PENALTIES ON PARCELS IN VARIOUS TOWNS

WHEREAS, it is necessary to clear the tax records of parcels of real property by virtue of the reasons stated in Exhibit "A", now, therefore, be it

RESOLVED, that taxes, plus accrued interest and penalties will be cancelled on the parcels of real property as listed in Exhibit "A".

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 54

By Finance Committee
Seconded by Mr. Schafer

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN VARIOUS TOWNS AND VILLAGES IN BROOME COUNTY

WHEREAS, the County of Broome now owns certain parcels of real property and WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said properties to the individuals as listed:

Town of Union	Town of Vestal
Village of Johnson City	
Tax Map No. 143.73-4-60	Tax Map No. 158.45-1-9
21 Cherry Street	2109 Vestal Road
Amount: \$5,000	Amount: \$5,000
Purchaser: Inn Properties, LLC	Purchaser: Inn Properties
305 Main Street	305 Main Street
Johnson City, NY 13790	Johnson City, NY 13790

now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property as indicated below:

Town of Union	Town of Vestal
Village of Johnson City	
Tax Map No. 143.73-4-60	Tax Map No. 158.45-1-9
21 Cherry Street	2109 Vestal Road
Amount: \$5,000	Amount: \$5,000
Purchaser: Inn Properties, LLC	Purchaser: Inn Properties
305 Main Street	305 Main Street
Johnson City, NY 13790	Johnson City, NY 13790

and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 630004.0212.101000 (Sale of Real Property), 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 new owners, together with other such documents as may be necessary to implement the intent of this Resolution.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 55

By Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING CORRECTION OF TAX ROLLS/TAX BILLS FOR VARIOUS TOWNS IN BROOME COUNTY

WHEREAS, the Director of Real Property is requesting authorization for the Commissioner of Finance to execute any and all adjustments to tax bills, tax records and property records in accordance with all applicable laws as may be necessary for the properties as listed in Exhibit "A" and for the reasons stated, now, therefore, be it

RESOLVED, that this County Legislature hereby approves authorization for the Commissioner of Finance to execute any and all adjustments to tax bills, tax records and property records in accordance with all applicable laws as may be necessary for the properties as listed in Exhibit "A" and for the reasons stated.

Carried, Ayes-17, Nays-0, Absent-1 (Sanfilippo), Abstain-1 (Marinich).

RESOLUTION NO. 56

By Economic Development & Planning Committee

Seconded by Mr. Schafer

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

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Terrence Woodnorth 510 West Wendell Street Endicott, New York 13760	Chairperson Nominee 12/31/06
Douglas Garner 309 Fordham Road Vestal, New York 13850	New Appointment 12/31/07
Karen Ciatyk 147 Glenwood Avenue Binghamton, New York 13905	New Appointment 12/31/06 (Unexpired Term)
Lisa Hoffman 833 Lehigh Avenue Vestal, New York 13850	Reappointment 12/31/07
Mary Cronk 32 Jason Drive Binghamton, New York 13901	Reappointment 12/31/07

William Heaviside
3478 Margery Street
Binghamton, New York 13903

Reappointment
12/31/07

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 277 of
1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980, confirms the
appointments of the above-named individuals to membership on the Broome County
Environmental Management Council Board of Directors for the terms indicated, in accordance
with their appointment by the County Executive.
Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 57

By County Administration, Education, Culture & Recreation and Finance Committees
Seconded by Mr. Mather

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 1 OF 2006, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 158 OF THE BROOME COUNTY CHARTER AND CODE REGARDING PARKS AND RECREATION FEES AND CHARGES"

RESOLVED, that Local Law Intro. No. 1 of 2006, entitled: "A Local Law Amending Chapter
158 of the Broome County Charter and Code Regarding Parks and Recreation Fees and Charges,"
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. 1 of 2006

"A Local Law Amending Chapter 158 of the Broome County Charter and Code Regarding Parks and Recreation Fees and Charges"

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

Section 1. Chapter 158-4 B (1) (4) and J of the Broome County Charter and Code is hereby
amended to read as follows:

Section 158-4 Fees and Charges
B. Camping
(1) Nonelectric Site
[(a) Upper Lisle: \$10 per night] Repealed
[(b)] (a) Greenwood: \$12 per night
[(4) Seasonal rate
(a) Upper Lisle: \$600] Repealed
J. [Finch Hollow Nature Center: \$2 per participant, for programs
run by the Nature Center.] Repealed

Section 2. Except as hereinabove as amended, Chapter 158 of the Broome County
Charter and Code shall remain in full force and effect.

Section 3. This Local Law shall become effective on January 1, 2006.

Material in [brackets] deleted

Material underlined added

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 58

By Human Services, Personnel and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING REVISION OF THE FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 406 of 2004, as amended by Resolution 336 of 2005, authorized and approved renewal of the Food Stamp Employment and Training Program Grant for the Department of Social Services and adopted a program budget in connection therewith in the total amount of \$119,900 for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said program grant provides job readiness and job research activities to non-public assistance and safety net food stamp recipients, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$14,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Food Stamp Employment and Training Program Grant to reflect an increase of \$14,000 for the period October 1, 2004 through September 30, 2005, 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 \$133,900, and be it

FURTHER RESOLVED, that Resolution 406 of 2004 and Resolution 336 of 2005, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 59

By Economic Development & Planning and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH TETRA TECH EM, INC. FOR PREPARATION OF THE MULTI-JURISDICTIONAL MULTI-HAZARD MITIGATION PLAN FOR BROOME COUNTY FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2006-2007

WHEREAS, the Commissioner of Planning and Economic Development requests authorization for an agreement with Tetra Tech EM, Inc. for preparation of the Multi-Jurisdictional Multi-Hazard Mitigation Plan for Broome County for the Department of Planning and Economic Development at a cost not to exceed \$75,000, for the period January 1, 2006 through June 30, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Tetra Tech EM, Inc., One Enterprise Drive, Suite 400, Rockaway, New Jersey 07866, for preparation of the Multi-Jurisdictional Multi-Hazard Mitigation Plan for Broome County for the Department of

Planning and Economic Development, for the period January 1, 2006 through June 30, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$75,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 440149.4545.105136 (Contracted 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 60

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH ROSANNE SALL ADVERTISING, INC. FOR ARENA MARQUEE AND MESSAGE BOARD ADVERTISING SERVICES FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2005-2006

WHEREAS, the Commissioner of Parks and Recreation requests authorization for an agreement with Rosanne Sall Advertising, Inc. for Arena marquee and message board advertising services for the Department of Parks and Recreation, with revenue to the County of \$15,000, paid on a quarterly basis, for the period November 1, 2005 through October 31, 2006, and

WHEREAS, said services are necessary to sell, furnish and install advertising in the Arena's electronic marquee and box office message center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Rosanne Sall Advertising, Inc., 88 Main Street, Binghamton, New York 13905, for Arena marquee and message board advertising services, for the Department of Parks and Recreation for the period November 1, 2005 through October 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$15,000, paid on a quarterly basis, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 655027.0198.306000 (Advertising), and be it

FURTHER RESOLVED, that the County retains the right, under the same terms and conditions with the same revenue to the County, upon mutual agreement with the Contractor, to extend the agreement for two (2) additional periods of one year each, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 61

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH VERIZON COMMUNICATIONS FOR PURCHASE/MAINTENANCE OF PSC16 AND MAGIC SOFTWARE FOR EMERGENCY SERVICES' ENHANCED 911 SERVICE FOR 2006-2009

WHEREAS, the Director of Emergency Services requests authorization for an agreement with Verizon Communications for purchase of PSC16 software for \$4,587.96 plus 3-year maintenance of \$3,745.00 and \$31,353.31 for purchase of Magic software plus 3-year maintenance of \$29,880, total amount not to exceed \$69,566.27, for the period February 1, 2006 through January 31, 2009, and

WHEREAS, said agreement is necessary to purchase the PSC16 and Magic Software and set up a 3-year maintenance plan said software packages for the Enhanced 911 Services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Verizon Communications, 201 S State Street, 2nd Floor, Syracuse, New York 13202, for purchase/maintenance of PSC16 and Magic Software for Emergency Services' Enhanced 911 Service, for the period February 1, 2006 through January 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$4,587.96 for purchase of PSC16 plus 3-year maintenance of \$3,745.00 and \$31,353.31 for purchase of Magic software plus 3-year maintenance of \$29,880, total amount not to exceed \$69,566.27 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 460072.4359.104918 (Computer Software and 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 62

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH COMNETIX COMPUTER SYSTEMS FOR MAINTENANCE SUPPORT FOR THE LIVE SCAN FINGERPRINT IMAGING SYSTEM FOR THE OFFICE OF THE SHERIFF FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 103 of 2003, authorized an agreement with Comnetix Computer Systems for maintenance support of the Live Scan Fingerprint Imaging System for the Office of the Sheriff at a cost not to exceed \$5,700, for the period November 1, 2002 through October 31, 2003, with two (2) one-year renewal options by mutual consent on the same terms and conditions adjusted annually based on the Consumer Price Index for the Northeast, and

WHEREAS, said services are necessary to provide maintenance for the Live Scan Fingerprint Imaging System and for storing and transmitting images to the Division of Criminal Justice Services in Albany to determine a suspect's criminal record, and

WHEREAS, said agreement expired by its terms on October 31, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$5,700, for the period November 1, 2005 through October 31, 2006 with two (2) one-year renewal options by mutual consent on the same terms and conditions, adjusted annually based on the Consumer Price Index for the Northeast, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Comnetix Computer Systems, 2872 Bristol Circle, Suite 100, Oakville, Ontario, Canada L6H6G4, for maintenance support for the Live Scan Fingerprint Imaging System for the Office of the Sheriff, for the period November 1, 2005 through October 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,700 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4513.101000 (Software Maintenance), and be it

FURTHER RESOLVED, that said agreement may be renewed for two (2) one-year periods by mutual consent on the same terms and conditions, adjusted annually based on the Consumer Price Index for the Northeast, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 63

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE BROOME COUNTY COUNCIL OF CHURCHES FOR RELIGIOUS SERVICES FOR INMATES OF THE BROOME COUNTY PUBLIC SAFETY FACILITY FOR 2006

WHEREAS, this County Legislature, by Resolution 176 of 2005, authorized an agreement with the Broome County Council of Churches for religious services for inmates of the Broome County Public Safety Facility at a cost of \$43,260 for Chaplaincy Services and \$26,066 for Pre-Release Services, for a total amount not to exceed \$69,326 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said services are necessary for compliance with the Minimum Standards applicable to the Broome County Public Safety Facility promulgated by the New York State Commissioner of Corrections, and

WHEREAS, said agreement expired by its terms on December 31, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$43,260 for Chaplaincy Services and \$26,066 for Pre-Release Services, total amount not to exceed \$69,326, for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Broome County Council of Churches, 3 Otsiningo Street, Binghamton, New York 13903 for religious services for inmates of the Broome County Public Safety Facility for the period January 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$43,260 for Chaplaincy Services and \$26,066 for Pre-Release Services, total amount not to exceed \$69,326 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4437.101000 (Religious Expenses), and be it

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

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 64

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH NEW YORK STATE OFFICE OF MENTAL HEALTH FOR LEASE OF SPACE FOR THE OFFICE OF THE SHERIFF FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 498 of 2004, authorized an agreement with the New York State Office of Mental Health for lease of space for the Office of the Sheriff at an annual payment of \$3,667.20 for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said agreement expired by its terms on September 30, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions and for an increased amount, the total amount not to exceed \$4,420.50, for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the New York State Office of Mental Health, c/o Joan Wallis - Capital Operations, Administrative Support Services Group, Capital District Psychiatric Center - Unit Q & R, 75 New Scotland Avenue, Albany, New York 12208 for lease of space for the Office of the Sheriff for the period October 1, 2005 through September 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,420.50 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 996025.603000 Subsidiary Trust Account 525525029, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 65

By Transportation Committee

Seconded by Mr. Schafer

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 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:

<u>NAME</u>	<u>TERM EXPIRING</u>
Michael Kalinich 3469 Vestal Parkway East Vestal, New York 13850	New Appointment December 31, 2007
Cary Corey 1204 Cornell Avenue Binghamton, New York 13901	Reappointment December 31, 2007
Alan Colosi 189 Honey Hollow Road Windsor, New York 13865	Reappointment December 31, 2007
Richard D'Attilio 1548 Carnegie Drive Vestal, New York 13850	Reappointment December 31, 2007
Theodore Woodward 128 Old Newark Valley Road Endicott, New York 13760	Reappointment December 31, 2007

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 89 of 1999, confirms the appointments of the above-named individuals to membership on the Greater Binghamton Airport Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 66

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

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE MONROE COUNTY SHERIFF'S OFFICE FOR SECURITY SERVICES FOR INMATES AT THE ROCHESTER PSYCHIATRIC CENTER FOR 2006-2010

WHEREAS, this County Legislature, by Resolution 638 of 2004, authorized renewal of the agreement with the Monroe County Sheriff's Office for security services for inmates housed at the Rochester Psychiatric Center at an amount not to exceed \$110 per inmate per day, total amount not to exceed \$10,000 per year, for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said security services are necessary when inmates are receiving psychiatric treatment, and

WHEREAS, said agreement expired by its terms on December 31, 2005 and it is desired at this time to renew said agreement for the period January 1, 2006 through December 31, 2010 on substantially similar terms and conditions at an increased daily rate not to exceed \$125, total amount not to exceed budgeted appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the Monroe County Sheriff's Office, 130 South Plymouth Avenue, Rochester, New York 14614 for security services for inmates housed at the Rochester Psychiatric Center for the period January 1, 2006 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 \$125 per inmate per day, total amount not to exceed budgeted appropriations, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4435.101000 (Inmate Expense-Other Facilities), 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 67

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

RESOLUTION AUTHORIZING AGREEMENT WITH GLOBAL TEL*LINK CORPORATION FOR INMATE CALLING SERVICES FOR THE OFFICE OF THE SHERIFF FOR 2006-2007

WHEREAS, the Sheriff requests authorization for an agreement with Global Tel*Link Corporation for inmate calling services at the Public Safety Facility, with all associated revenue directed to the Inmate Commissary Fund, for the period January 31, 2006 through January 30, 2007, with two (2) one-year renewal options, at the County's discretion, and

WHEREAS, said agreement is necessary to provide inmate calling services at the Public Safety Facility, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Global Tel*Link Corporation, 2609 Cameron Street, Mobile, Alabama 36607, for inmate calling services at the Public Safety Facility for the period January 31, 2006 through January 30, 2007, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes two (2) one-year renewal options, at the discretion of the County, contingent on the same rate of commission and terms and conditions hereinabove authorized, and be it

FURTHER RESOLVED, that in consideration of said services, Global Tel*Link Corporation will pay monthly to the Inmate Commissary Fund, pursuant to New York State Law, 44% of the billed revenue resulting from inmate telephone traffic, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 68

By Health Services, Personnel and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE ENHANCED WATER SUPPLY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 149 of 2005, authorized and approved renewal of the Enhanced Water Supply Program Grant for the Department of Health and adopted a program budget in the amount of \$162,000 for the period April 1, 2005 through March 31, 2006, and

WHEREAS, said program grant enables the Department of Health to monitor the quality, quantity and regulatory compliance of all water supplies in Broome County, including private and individual household supplies, and

WHEREAS, it is desired to renew said program grant in the amount of \$162,000 for the period April 1, 2006 through March 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$162,000 from the New York State Department of Health, Bureau of Public Water Supply Protection, Flanigan Square, 547 River Street, Troy, New York 12180, for the Department of Health's Enhanced Water Supply Program Grant for the period April 1, 2006 through March 31, 2007, 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 \$162,000, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 69

BY Health Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH CARRIE ANN CHARPINSKY FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S EARLY INTERVENTION AND PRESCHOOL EDUCATION PROGRAMS FOR 2006-2007

WHEREAS, the Director of Public Health requests authorization for an agreement with Carrie Ann Charpinsky for services for the Department of Health's Early Intervention Program for the period March 1, 2006 through December 31, 2007 and Preschool Education Program for the

period March 1, 2006 through June 30, 2006 at rates set by the New York State Department of Health, Broome County Health Department and New York State Education Department, and

WHEREAS, said agreement is necessary to provide speech and language pathology supplemental evaluations and services for children in the Early Intervention and Preschool Education Programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Carrie Ann Charpinsky, 6 Riverview Avenue, Binghamton, New York 13904, for services for the Department of Health's Early Intervention Program for the period March 1, 2006 through December 31, 2007 and Preschool Education Program for the period March 1, 2006 through June 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates set by the New York State Department of Health, Broome County Health Department and New York State Education Department as shown on Exhibit "B", and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480293.various.101081 and 480293.various.101082, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 70

By Finance, Health Services and Public Safety & Emergency Services Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING TRANSFERS OF FUNDS FOR THE HEALTH DEPARTMENT AND THE PUBLIC DEFENDER'S OFFICE

RESOLVED that in accordance with a request from the Director of Public Health, in order to move funding and maximize spending on the HIV/AIDS Training Grant as requested by BF#005508, BF#005509 and BF#005510, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	480376	1500	105047	Salaries – Part Time	17,870
	480376	4319	105047	Office Supplies	452
	480376	4359	105047	Equipment	2,000
	480376	4411	105047	Postage & Freight	13
	480376	4462	105047	Travel, Hotel, Meals	1,927
	480376	4463	105047	Education & Training	855
	480376	4466	105047	Advisory Board	117
	480376	4606	105047	Phone Chargeback	575
	480376	4614	105047	Other Chargeback	600
	480376	4617	105047	Duplication & Printing	871
	480376	4618	105047	Office Supplies Chgbk	1,125
	480376	8040	105047	Workers Comp	519
	480376	8050	105047	Life Insurance	5
	480376	8063	105047	Disability	44
	480376	8070	105047	Unemployment	565
TO:	480376	1000	105047	Salaries – FT	25,112
	480376	4346	104047	Training & Education	65
	480376	4461	105047	Mileage & Parking	2
	480376	8010	105047	NYS Retirement	1,412
	480376	8030	105047	FICA	505
	480376	8060	105047	Health Insurance	442

and be it

FURTHER RESOLVED that in accordance with a request from the Director of Public Health, in order to match the County budget to the current state budget for the Integrated Cancer Services Grant as requested by BF#005517 and BF#005518, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	480376	1000	105034	Salaries – Full Time	946
	480376	1500	105034	Salaries-Part Time	30,056
	480376	4461	105034	Mileage & Parking	297
	480376	4462	105034	Travel, Hotel & Meals	300
	480376	4606	105034	Telephone	400
	480376	4609	105034	Data Processing	6,200
	480376	8010	105034	State Retirement	358
	480376	8030	105034	Social Security	1,334
	480376	8040	105034	Workers Comp	1,754
	480376	8050	105034	Life Insurance	30
	480376	8063	105034	Disability	44
	480376	8070	105034	Unemployment Insurance	1,540

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
TO:	480376	1600	105034	Salaries – Temp	17,430
	480376	4319	105034	Office Supplies	2,000
	480376	4363	105034	Medical/Nursing Supp	4,815
	480376	4411	105034	Postage & Freight	6,000
	480376	4448	105034	Advertising & Promo.	8,061
	480376	4617	105034	Duplicating/Printing	880
	480376	8060	105034	Health Insurance	4,073

and be it

FURTHER RESOLVED, that in accordance with a request from the Public Defender, in order to maintain the current Clerk position necessary to perform data entry for the new Case Management System as requested by BT#0001483, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	530006	1000	101000	Salary	2,600
TO:	530006	1600	101000	Temporary Salary	2,600

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 71

By Health Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS DAY CARE PROVIDERS FOR MEDICATION ADMINISTRATION TRAINING PROVIDED BY THE BROOME COUNTY HEALTH DEPARTMENT FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 164 of 2005, authorized agreements with various day care providers for Medication Administration Training to be provided by the

Broome County Health Department with revenue to the County in the amount of \$100 per person for the period March 1, 2005 through March 1, 2006, and

WHEREAS, said agreements are necessary for training to meet state health and safety issues requiring that childcare providers be certified to administer medication to children under their care, now, therefore, be it

WHEREAS, said agreements expire by their terms on March 1, 2006 and it is desired at this time to renew said agreements on substantially similar terms and conditions for the period March 1, 2006 through March 1, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with various day care providers as listed on Exhibit "A" to enable Broome County Health Department to provide Medication Administration Training to said day care providers for the period March 1, 2006 through March 1, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County will be reimbursed \$100 per person or voucher from the Medication Administration Training Grant Program for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to 480293.0057.101080 (Student Tuition, PT Day), 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 72

By Health Services, Personnel and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE UNITED WAY SUPPORT OF EARLY CHILDHOOD COALITION COORDINATION PROJECT GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2006

WHEREAS, this County Legislature, by Resolution 312 of 2005, authorized and approved the United Way Support of Early Childhood Coalition Coordination Project Grant for the Department of Health and adopted a program budget in the amount of \$9,000 for the period July 1, 2005 through December 31, 2005, and

WHEREAS, said program grant provides funds for a Coordinator position and Public Health Nurses to collaborate and coordinate early childhood initiatives under the "Building Brighter Futures for Broome" project focusing on effective parenting, healthy children and quality childcare/early education, and

WHEREAS, it is desired to renew said program grant in the amount of \$127,150 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$127,150 from the United Way of Broome County, PO Box 550, Binghamton, New York 13902-0550, for the Department of Health's United Way Support of Early Childhood Coalition Coordination Project Grant for the period January 1, 2006 through December 31, 2006, 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 \$127,150, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 73

By Health Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING REVISION OF THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 450 of 2005, authorized and approved the Selective Traffic Enforcement Program Grant for the Department of Health and adopted a program budget in connection therewith in the total amount of \$42,756 for the period October 1, 2005 through September 30, 2006, and

WHEREAS, said program grant is necessary to reduce unsafe driving behaviors consistent with the state's priorities to reduce vehicle crashes, injuries and deaths by targeting speeding and aggressive driving, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$17,456 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Selective Traffic Enforcement Program Grant to reflect a decrease of \$17,456 for the period October 1, 2005 through September 30, 2006, 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 \$25,300, and be it

FURTHER RESOLVED, that Resolution 450 of 2005, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 74

By Health Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENTS WITH LOCAL LAW ENFORCEMENT AGENCIES FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 478 of 2005, authorized agreements with local law enforcement agencies for services related to the Department of Health's Selective

Traffic Enforcement Program Grant at the amounts listed on Exhibit "A", total cost not to exceed \$42,756 for all agencies, for the period October 1, 2005 through September 30, 2006, and

WHEREAS, said agreements are necessary to perform police checks for the Selective Traffic Enforcement Program, and

WHEREAS, it is necessary to authorize an amendment to said agreements to decrease the total amount of funding by \$17,456 for all agencies as shown on Exhibit "A", and

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

RESOLVED, that this County Legislature hereby authorizes the amendment to the agreements with local law enforcement agencies as listed on Exhibit "A" to decrease the amount of funding as listed on Exhibit "A" for services related to the Department of Health's Selective Traffic Enforcement Program Grant for the period October 1, 2005 through September 30, 2006, and be it

FURTHER RESOLVED, that Resolution 478 of 2005, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 75

By Public Works and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING THE BROOME COUNTY DIVISION OF SOLID WASTE MANAGEMENT TO CHARGE OFF BAD DEBTS

WHEREAS, the Commissioner of Public Works has requested authorization to write off in 2006 the uncollectible landfill accounts totaling \$1,180.23 in the Division of Solid Waste Management, and

WHEREAS, the Commissioner of Public Works has advised that certain amounts owed to the Division of Solid Waste Management landfill accounts currently remain unpaid and uncollected, and

WHEREAS, repeated efforts have been made by the Security Division since 2002 and beyond to collect these accounts but have been unsuccessful, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the cancellation and charge-off of the uncollectible Division of Solid Waste Management landfill debts as follows:

<u>Name</u>	<u>Amount</u>
Joseph Zachar Construction 428 Costly Road Vestal, New York 13850	\$ 158.09
All Around Building Supplies 21 Glenwood Avenue P.O. Box 115 (WVS) Binghamton, New York 13905	87.95
Corrente Apartment 284 Castle Creek Road Binghamton, New York 13901	78.67

<u>Name</u>	<u>Amount</u>
Advanced Moving & Storage Co. 27 Kentucky Avenue Endwell, New York 13760	855.52
Total	\$1,180.23

and be it

FURTHER RESOLVED, that the Commissioner of Finance and the Broome County Comptroller are hereby authorized to make the necessary accounting entries to implement the intent and purpose of this Resolution.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 76

By Public Works and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AMENDING THE RESOLUTION AUTHORIZING THE COUNTY OF BROOME TO PARTICIPATE TO THE EXTENT OF 100% OF THE NON-FEDERAL SHARE IN THE COST OF A FEDERAL AID PROJECT (1996 CAPITAL IMPROVEMENT PROGRAM D-25A, COUNTY ROAD 28) NOT ON THE STATE HIGHWAY SYSTEM ADMINISTERED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION

WHEREAS, this County Legislature, by Resolution 197 of 1996, as amended by Resolutions 510 of 2001, 523 of 2003 and 479 of 2004, authorized the County of Broome to pay 100% of the non-Federal share of the cost of Preliminary Engineering and Right-of-Way Incidentals work for a project on County Road 28 over Occanum Creek, BIN 3349950, Town of Windsor, Broome County, P.I.N. 9751.99, and

WHEREAS, the apportionment of the costs of such program shall be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, this County Legislature has authorized the payment of an amount not to exceed \$130,872 to cover the cost of participation in the above phase of the project, and

WHEREAS, the cost of the non-Federal share for the Preliminary Engineering and Right-of-Way Incidentals phases of said project has increased by \$4,628.20, and

WHEREAS, it is necessary to authorize the amendment of Resolution 197 of 1996, as amended by Resolutions 510 of 2001, 523 of 2003 and 479 of 2004, to provide the additional payment of \$4,628.20 to cover the increased cost of the County's commitment to the project, 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 the Broome County Legislature hereby authorizes an amendment to Resolution 197 of 1996, as amended by Resolutions 510 of 2001, 523 of 2003 and 479 of 2004, that authorizes the County of Broome to pay 100% of the non-Federal share of the cost of Preliminary Engineering and Right-of-Way Incidentals work for the subject project or portions of the subject project that are not on the State Highway System, and be it

FURTHER RESOLVED, that the County shall pay an additional amount of \$4,628.20, total amount not to exceed \$135,500.20, to cover the cost of participation in the above phase of the project, and be it

FURTHER RESOLVED, that the payment hereinabove authorized shall be made from budget line 035030.2017.501358 (2000 Federal Aid Bridge Program), and be it

FURTHER RESOLVED, that Resolutions 197 of 1996, 510 of 2001, 523 of 2003 and 479 of 2004, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive of the County of Broome or her duly authorized representative is hereby authorized to execute all necessary agreements on behalf of

the County of Broome with the New York State Department of Transportation approving of the above subject project and providing for the municipality's participation in the cost of the local share of the subject project, and be it

FURTHER RESOLVED, that a copy of this resolution be filed with the New York State Commissioner of Transportation, it being understood that upon completion of the above project, the Commissioner shall transmit to the Superintendent of Highways a statement showing the actual costs and expenses of such work and shall notify the County of Broome of the amount, if any, to be returned to the County of Broome.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 77

By Public Works and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH ARCADIS G&M, INC. FOR PROFESSIONAL ENGINEERING SERVICES AT THE COLSEVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 87 of 2005, authorized renewal of the agreement with Arcadis G&M, Inc. for professional engineering services at the Colesville Landfill for the Division of Solid Waste Management at a cost not to exceed \$221,200 for the period March 1, 2005 through February 28, 2006, and

WHEREAS, said services include continued implementation, operation and maintenance of the groundwater cleanup and water quality monitoring, including improvements/testing as required by the United States Environmental Protection Agency, and

WHEREAS, said agreement expires by its terms on February 28, 2006, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$239,200 for the period March 1, 2006 through February 28, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with ARCADIS G&M, Inc., 88 Duryea Road, Melville, New York 11747 for professional engineering services at the Colesville Landfill for the Division of Solid Waste Management for the period March 1, 2006 through February 28, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$239,200 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4747.501262 (Other Fees for Services), and be it

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

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 78

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH BINGHAMTON HOUSING AUTHORITY FOR HOMEMAKER SERVICES THROUGH THE OFFICE FOR AGING'S COMMUNITY SERVICES FOR THE ELDERLY ENRICHED LIVING PROGRAM FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 123 of 2005, authorized renewal of the agreement with Binghamton Housing Authority for homemaker services through the Office for Aging's Community Services for the Elderly Enriched Living Program with revenue to the County in the amount of \$9,000 for the period April 1, 2005 through March 31, 2006, and

WHEREAS, said agreement is necessary to provide homemaker services in the North Shore Towers Building, and

WHEREAS, said agreement expires by its terms on March 31, 2006, 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 \$9,000, for the period April 1, 2006 through March 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Binghamton Housing Authority, Exchange Street, Binghamton, New York 13902 for homemaker services through the Office for Aging's Community Services for the elderly Enriched Living Program for the period April 1, 2006 through March 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount of \$9,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 761262.0166.105153 (Miscellaneous Contributions), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried**, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 79

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH DELAWARE COUNTY PUBLIC HEALTH NURSING SERVICE FOR BROOME COUNTY OFFICE FOR AGING TO PROVIDE SOCIAL ADULT DAY CARE TO DELAWARE COUNTY HOME HEALTH CARE CLIENTS FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 124 of 2005, authorized renewal of the agreement with Delaware County Public Health Nursing Services for Broome County Office for Aging to provide social adult day care services to Delaware County long term home health care clients with revenue to the County at a rate of \$18 per half day and \$34 per full day, for the period April 1 2005 through March 31, 2006, and

WHEREAS, said agreement is necessary to provide social day care services to long term home health care clients in Delaware County, and

WHEREAS, said agreement expires by its terms on March 31, 2006, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$20 per half day and \$40 per full day, for the period April 1, 2006 through March 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Delaware County Public Health Nursing Service, 99 Main Street, Delhi, New York 13753 for Broome County Office for Aging to provide social adult day care to Delaware County home health care clients for the period April 1, 2006 through March 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, Delaware County shall pay Broome County at the rate of \$20 per half day and \$40 per full day for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 761254.0538.105152 (Long Term Home Health Care Fees), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried**, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 80

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH FAMILY & CHILDREN'S SOCIETY OF BROOME COUNTY, INC. FOR COUNSELING SERVICES FOR THE OFFICE FOR AGING FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 125 of 2005, authorized renewal of agreement with Family & Children's Society of Broome County for counseling services at an amount not to exceed \$12,035 for the period April 1, 2005 through March 31, 2006, and

WHEREAS, said agreement is necessary to provide in-home mental health counseling services for the elderly for the Office for Aging's Community Services for the Elderly Program, and

WHEREAS, said agreement expires by its terms on March 31, 2006, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$12,035, for the period April 1, 2006 through March 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Family & Children's Society of Broome County, 257 Main Street, Binghamton, New York 13905 for counseling services for the Office for Aging's Community Services for the Elderly Program for the period April 1, 2006 through March 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$12,035 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761320.4457.105156 (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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 81

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE CAREGIVER RESOURCE CENTER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 129 of 2005, authorized and approved continued participation in the Caregiver Resource Center Program Grant for the Office for Aging and adopted a program budget in the amount of \$20,000 for the period April 1, 2005 through March 31, 2006, and

WHEREAS, said program grant provides educational programs to family caregivers of impaired elderly in Broome County, including programs on personal care, community services, medial problems of aging and maintaining the mental health of the caregiver, and

WHEREAS, it is desired to renew said program grant in the amount of \$20,000 for the period April 1, 2006 through March 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$20,000 from the New York State Office for Aging, Empire State Agency, Building 2, Albany, New York 12223-0001, for the Office for Aging's Caregiver Resource Center Program Grant for the period April 1, 2006 through March 31, 2007, 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 \$20,000, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 82

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE LONG TERM CARE OMBUDSMAN PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH ACTION FOR OLDER PERSONS TO ADMINISTER SAID PROGRAM FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 131 of 2005, authorized and approved the continued participation in the Long Term Care Ombudsman Program Grant for the Office for Aging, adopted a program budget in the amount of \$11,354 and authorized an agreement with Action for Older Persons to administer said program for the period April 1, 2005 through March 31, 2006, and

WHEREAS, said program grant provides funding for recruitment and training of Ombudsman volunteers who respond to the concerns and complaints expressed by, or on behalf of, residents of long term care facilities, and

WHEREAS, it is desired to renew said grant program in the amount of \$11,354, adopt a program budget and renew the agreement with Action for Older Persons to continue to administer said program for the period April 1, 2006 through March 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$11,354 from New York State Office for Aging, Empire State Agency, Building 2, Albany, New York 12223-0001, for the Office for Aging's Long Term Care Ombudsman Program Grant for the period April 1, 2006 through March 31, 2007, 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 11,354, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, 30 West State Street, Binghamton, New York 13901, for recruitment and training services for the Office for Aging's Long Term Care Ombudsman Program Grant for the period April 1, 2006 through March 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$10,710 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761197.4457.105160 (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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 83

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH IDEAL SENIOR LIVING CENTER, INC. FOR SOCIAL DAY CARE FOR THE OFFICE FOR AGING'S CSE ADULT DAY CARE PROGRAM FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 274 of 2005, authorized renewal of an agreement with Ideal Senior Living Center, Inc. for social day care services for the Office for Aging's Long Term Home Health clients with revenue to the County at a rate of \$34.00 per client per day for the period August 1, 2005 through July 31, 2006, and

WHEREAS, it is necessary to authorize an amendment to said agreement to change the rate of revenue per client to the County to \$40.00 per day, effective January 1, 2006 through July 31, 2006, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Ideal Senior Living Center, Inc., 600 High Street, Endicott, New York 13760, increasing the rate per client per day from \$34.00 to \$40.00 for social day care services, effective January 1, 2006 through July 31, 2006, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 761254.0538.105013 (Long Term Home Health Care Fees), and be it

FURTHER RESOLVED, that Resolution 274 of 2005, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 84

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH IDEAL SENIOR LIVING CENTER, INC. FOR THE OFFICE FOR AGING'S MEALS ON WHEELS AND CONGREGATE MEALS PROGRAMS FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 273 of 2005, authorized renewal of an agreement with Ideal Senior Living Center, Inc. for the Office for Aging's Meals on Wheels and Congregate Meals Programs, at rates of \$8.50 per day for each long-term client served home delivered meals and \$3.25 per day for each congregate meal served for the period August 1, 2005 through July 31, 2006, and

WHEREAS, it is necessary to authorize an amendment to said agreement to change the rates to \$9.00 per day for each long-term client served home delivered meals and \$3.75 per day for each congregate meal served, effective January 1, 2006 through July 31, 2006, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Ideal Senior Living Center, Inc., 600 High Street, Endicott, New York 13760, increasing the rates per day for each long-term client served home delivered meals (Meals on Wheels) and for each congregate meal served (Congregate Meals Programs), effective January 1, 2006 through July 31, 2006, and be it

FURTHER RESOLVED, that the Contractor shall pay the County at rates of \$9.00 per day for each long-term client served home delivered meals (Meals on Wheels) and \$3.75 per day for each congregate meal served (Congregate Meals Programs), and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 761130.0142.105078 (OFA Fees) and 761148.0538.105079 (Long Term Home Health Care Fees), and be it

FURTHER RESOLVED, that Resolution 273 of 2005, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 85

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE CONGREGATE SERVICES INITIATIVE PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 128 of 2005, as amended by Resolution 330 of 2005, authorized and approved renewal of the Congregate Services Initiative Program Grant for the Office for Aging and adopted a program budget in the amount of \$11,271 for the period April 1, 2005 through March 31, 2006, and

WHEREAS, said program grant provides funding for various congregate center activities including meal enhancement and testing, transportation, health/wellness and computer equipment, and

WHEREAS, it is desired to renew said program grant in the amount of \$11,271 for the period April 1, 2006 through March 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$11,271 from the New York State Office for Aging, Empire State Agency, Building 2, Albany, New York 12223-0001, for the Office for Aging's Congregate Services Initiative Program Grant for the period April 1, 2006 through March 31, 2007, 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 \$11,271, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 86

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE STATE PHARMACEUTICAL ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND AUTHORIZING RENEWAL OF THE AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 333 of 2005, authorized and approved acceptance of a State Pharmaceutical Assistance Program Grant for the Office for Aging, adopted a program budget in the amount of \$50,000 and authorized an agreement with Action for Older Persons, Inc. to administer said program for the period April 1, 2005 through September 30, 2005, and

WHEREAS, said grant program provides funding for recruitment and training of volunteers to educate and assist EPIC clients with the choices that they must make to participate in the new Part D Medicare prescription drug coverage benefit under the Medicare Modernization Act of 2003, and

WHEREAS, it is desired to renew said grant program in the amount of \$100,000, adopt a program budget and renew the agreement with Action for Older Persons, Inc., to continue to administer said program for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,000 from the New York State Office for Aging, Two Empire State Plaza, Albany, New York 12223-1251, for the Office for Aging's State Pharmaceutical Assistance Program Grant for the period October 1, 2005 through September 30, 2006, 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 \$100,000, 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, to administer said program for the Office for Aging for the period October 1, 2005 through September 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$95,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761114.4457.105120 (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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 87

By Human Services, Personnel and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING ACCEPTANCE OF A MEDICAID TECHNOLOGIES IMPROVEMENT PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2006

WHEREAS, the Commissioner of Social Services requests authorization to accept a Medicaid Technologies Improvement Program Grant and adopt a program budget in the amount of \$59,920 for the period April 1, 2006 through December 31, 2006, and

WHEREAS, said program grant provides funding for two full-time clerk positions whose responsibility will be to maintain the daily operations of imaging and quality control of Medicaid-related documents, which consists of an estimated 51,000 documents per month and equates to 340 labor hours per month or 85 hours per week, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$59,920 from the New York State Department of Health Medicaid Administration Cap for the Department of Social Services' Medicaid Technologies Improvement Program Grant for the period April 1, 2006 through December 31, 2006, 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 \$59,920, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 88

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE RUNAWAY AND HOMELESS YOUTH PROGRAM GRANT FOR THE YOUTH BUREAU, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING THE AGREEMENTS WITH CATHOLIC CHARITIES AND THE BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH TO ADMINISTER SAID PROGRAM FOR 2005

WHEREAS, this County Legislature, by Resolution 89 of 2005, authorized and approved the Runaway and Homeless Youth Program Grant for the Youth Bureau, adopted a program budget in the amount of \$50,916 and authorized agreements with Catholic Charities for an amount not to exceed \$27,000 to continue to administer the Transitional Living/Supported Residence portion of said grant and the Berkshire Farm Center and Services for Youth for an amount not to exceed \$15,916 to administer the Interim Family Host Homes portion of said grant for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said grant program provides opportunities and support to teenagers who come from historically dysfunctional families by providing them with positive role models, a safe haven and support network to help them gain independence, and

WHEREAS, it is desired to renew said grant program in the amount of \$55,706, adopt a program budget in connection therewith and renew agreements with Catholic Charities for an amount not to exceed \$27,000 to continue to administer the Transitional Living/Supported Residence portion of said grant and the Berkshire Farm Center and Services for Youth for an amount not to exceed \$20,706 to administer the Interim Family Host Homes portion of said grant for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,706 from the Office of Children & Family Services, Suite 105, The Atrium, 2 Clinton Square, Syracuse, New York 13202, for the Youth Bureau's Runaway and Homeless Youth Program Grant for the period January 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A", and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Catholic Charities of Broome County, 86-88 Walnut Street, Binghamton, New York 13905 for an amount not to exceed \$27,000 to administer the Youth Bureau's Transitional Living/Supported Residence portion of the Runaway Homeless Youth Grant Program for the period January 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Berkshire Farm Center and Services for Youth, The Galleria, 2-8 Hawley Street, Binghamton, New York 13901 to administer the Interim Family Host Homes portion of the Runaway and Homeless Youth Program Grant for the Youth Bureau for an amount not to exceed \$20,706 for the period January 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640177.4457.105028 (Subcontracted Program), 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 89

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING THE APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE YOUTH BUREAU DEVELOPMENT/ DELINQUENCY PREVENTION PROGRAMS (YDDP) FOR 2006

WHEREAS, this County Legislature, by Resolution 91 of 2005, authorized the Youth Bureau State Aid Applications and established appropriations for the 2005 Youth Bureau Development/Delinquency Prevention Program (YDPP), and

WHEREAS, said programs expired by their terms on December 31, 2005, and it is desired at this time to renew programs as listed on Exhibit "A" for the amounts indicated for 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the execution of agreements, documents, papers or contracts with the various local Youth Service Program

Agencies listed on Exhibit "A" attached hereto, as approved to form by the Department of Law, 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 authorized to sign any and all necessary applications for the New York State Office of Children and Family Services State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized representative is hereby authorized to sign any such agreements, documents, papers or contracts, 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 Comptroller and the Commissioner of Finance are hereby authorized to establish any additional accounts or supplemental accounts in connection with said Youth Service and Recreation Programs, and to make such other necessary bookkeeping accounting entries, adjustments and transfer as may be needed to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the programs described more fully in the documents on file with the Clerk of the Legislature are hereby approved and subcontracts with the appropriate agencies are hereby authorized and approved.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 90

By Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING THE APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE YOUTH BUREAU SPECIAL DELINQUENCY PREVENTION PROGRAMS (SDPP) FOR 2006

WHEREAS, this County Legislature, by Resolution 90 of 2005, authorized the Youth Bureau State Aid Applications and established appropriations for the 2005 Youth Bureau Special Delinquency Prevention Programs (SDPP), and

WHEREAS, said programs expired by their terms on December 31, 2005 and it is desired at this time to renew said programs as listed on Exhibit "A" for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the execution of agreements, documents, paper, or contracts with the various local Youth Service Program Agencies, as listed on Exhibit "A", as approved to form by the Department of Law, 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 authorized to sign any and all necessary applications for the New York State Office of Children and Family Services State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to sign any such agreements, documents, papers or contracts, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution and in the 2006 Budget, and be it

FURTHER RESOLVED, that the County Comptroller and the Commissioner of Finance are hereby authorized to establish any additional accounts or supplemental accounts in connection with said Youth Service and Recreation Programs, and to make such other necessary bookkeeping accounting entries, adjustments and transfers as may be needed to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the programs described more fully in the documents on file with the Clerk of the Legislature are hereby approved and subcontracts with the appropriate agencies are hereby authorized and approved.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 91

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING REVISION OF A GRANT FROM THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR SNOWMOBILE TRAIL DEVELOPMENT AND MAINTENANCE IN BROOME COUNTY FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2001-2006

WHEREAS, this County Legislature, by Resolution 269 of 2001, as amended by Resolution 672 of 2002, and Resolution 117 of 2005, authorized and approved revision of a grant from the New York State Office of Parks, Recreation and Historic Preservation for Snowmobile Trail Development and Maintenance in Broome County for an annual amount of \$38,450 for the period April 1, 2004 through March 31, 2005, and

WHEREAS, said grant program allows Broome County Department of Parks and Recreation to act as a "pass through" agency for snowmobile trail development and maintenance provided by various snowmobile clubs, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$10,700 in grant appropriations for the period April 1, 2005 through March 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the grant for snowmobile trail development and maintenance in Broome County to reflect an increase of \$10,700 in grant appropriations, total amount not to exceed \$49,150, for the period April 1, 2005 through March 31, 2006, and be it

FURTHER RESOLVED, that said grant funds shall be deposited into trust account 525 525027 established pursuant to Resolution 615 of 1995, and be it

FURTHER RESOLVED, that Resolution 269 of 2001, Resolution 672 of 2002 and Resolution 117 of 2005, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 92

By Transportation and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ROSANNE SALL ADVERTISING, INC. FOR TRANSIT MARKETING SERVICES FOR 2006-2008

WHEREAS, this County Legislature, by Resolution 328 of 2004, authorized the renewal of an agreement with Rosanne Sall Advertising, Inc. for transit marketing services at a rate of 40% of net billings for the period January 1, 2004 through December 31, 2005, and

WHEREAS, said services are necessary for advertising on all buses, bus shelters, map system guides and paper schedules owned and/or operated by the County, and

WHEREAS, said agreement expired by its terms on December 31, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions with the County receiving 60% of net billings and Roseanne Sall, Inc. receiving 40% of net billings for the period January 1, 2006 through December 31, 2008, with an option for a three-year renewal by mutual consent, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Rosanne Sall Advertising, Inc., 88 Main Street, Binghamton, New York 13905 for transit Marketing Services for the period January 1, 2006 through December 31, 2008 with an option for a three-year renewal by mutual consent at the same revenue distribution rates, terms and conditions, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall receive 60% of net billings and Rosanne Sall Advertising, Inc. shall receive 40% of net billings for the term of the agreement, 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 93

By Public Works and Finance Committees

Seconded by Mr. Miller

RESOLUTION AUTHORIZING AN AGREEMENT WITH BEARSCH COMPEAU KNUDSON ARCHITECTS & ENGINEERS, PC FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2006-2008

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Bearsch Compeau Knudson Architects & Engineers, PC for architectural and engineering services for the Department of Public Works at rates as reflected in Exhibit "A", total cost not to exceed \$450,000, for the period January 1, 2006 through December 31, 2008, and

WHEREAS, said services are necessary to provide architectural, site and MEP engineering services on an "as needed" basis for the Department of Public Works for a three-year period, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Bearsch Compeau Knudson Architects & Engineers, PC, 41 Chenango Street, Binghamton, New York 13901-1956, for architectural and engineering services, for the Department of Public Works for the period January 1, 2006 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates as reflected in Exhibit "A" for a total amount not to exceed \$450,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Engineering and Architectural Services), and be it

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

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

Carried, Ayes-17, Nays-0, Absent-1 (Sanfilippo), Abstain-1 (Howard).

RESOLUTION NO. 94

By Public Works and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH GRIFFITHS ENGINEERING, LLC, FOR CIVIL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2006-2008

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Griffiths Engineering, LLC, for civil engineering services for the Department of Public Works, at rates as shown on Exhibit "A", total amount not to exceed \$300,000, for the period January 1, 2006 through December 31, 2008, and

WHEREAS, said services are necessary to provide civil engineering services on an "as needed" basis to the Department of Public Works for a three-year period, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Griffiths Engineering, LLC, 64 O'Connell Road, Binghamton, NY 13903, for civil engineering services, for the Department of Public Works for the period January 1, 2006 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates as shown on Exhibit "A", total amount not to exceed \$300,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Engineering and Architectural 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 95

By Public Works and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH JENNINGS ENVIRONMENTAL MANAGEMENT, INC. FOR AIR QUALITY MONITORING SERVICES FOR DEPARTMENT OF PUBLIC WORKS FOR 2006-2008

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Jennings Environmental Management, Inc. for air quality monitoring services for the Department of Public Work, at rates as shown on Exhibit "A", total amount not to exceed \$300,000 for the period January 1, 2006 through December 31, 2008, and

WHEREAS, said services are necessary to provide air quality monitoring services on an "as needed" basis for projects by various Broome County departments, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Jennings Environmental Management, Inc., 63 Carroll Street, Binghamton, New York 13901, for air quality monitoring services, for the Department of Public Works for the period January 1, 2006 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates as shown on Exhibit "A", total amount not to exceed \$300,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Engineering and Architectural Services), and be it

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

Carried, Ayes-17, Nays-0, Absent-1 (Sanfilippo), Abstain-1 (Howard).

RESOLUTION NO. 96

By Public Works and Finance Committees

Seconded by Mr. Materese

RESOLUTION AUTHORIZING AN AGREEMENT WITH DELTA ENGINEERS, PC, FOR STRUCTURAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2006-2008

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Delta Engineers, PC, for structural engineering services for the Department of Public Works at rates as shown on Exhibit "A", total amount not to exceed \$450,000, for the period January 1, 2006 through December 31, 2008, and

WHEREAS, said services are necessary to provide structural engineering services on an "as needed" basis for the Department of Public Works for a three-year period, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Delta Engineers, PC, 164 Court Street, Binghamton, New York 13901-3581, for structural engineering services for the Department of Public Works for the period January 1, 2006 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates as shown on Exhibit "A", total amount not to exceed \$450,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Architectural and Engineering Services), and be it

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

Carried, Ayes-17, Nays-0, Absent-1 (Sanfilippo), Abstain-1 (Howard).

RESOLUTION NO. 97

By Public Works and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH HULBERT ENGINEERING & LAND SURVEYING, PC, FOR PROFESSIONAL LAND SURVEYING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2006-2008

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Hulbert Engineering & Land Surveying, PC, for professional land surveying services for the Department of Public Works at rates as shown on Exhibit "A", total amount not to exceed \$150,000, for the period January 1, 2006 through December 31, 2008, and

WHEREAS, said services are necessary to provide professional land surveying services on an "as needed" basis for the Department of Public Works for a three-year period, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Hulbert Engineering & Land Surveying, PC, 53 Chenango Street, Centre Plaza, Binghamton, New York 13901-2805, for professional land surveying services for the Department of Public Works for the period January 1, 2006 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates as shown on Exhibit "A", total amount not to exceed \$150,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Architectural and Engineering 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 98

By Public Works and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH SHUMAKER CONSULTING ENGINEERING & LAND SURVEYING, PC, FOR PROFESSIONAL LAND SURVEYING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2006-2008

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Shumaker Consulting Engineering & Land Surveying, PC, for professional land surveying services for the Department of Public Works at rates as shown on Exhibit "A", total amount not to exceed \$150,000, for the period January 1, 2006 through December 31, 2008, and

WHEREAS, said services are necessary to provide professional land surveying services on an "as needed" basis for the Department of Public Works for a three-year period, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Shumaker Consulting Engineering & Land Surveying, PC, 143 Court Street, Binghamton, New York 13901, for professional land surveying services for the Department of Public Works for the period January 1, 2006 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates as shown on Exhibit "A", total amount not to exceed \$150,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Architectural and Engineering 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 99

By Public Works and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH HAWK ENGINEERING, PC, FOR GEOTECHNICAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2006-2008

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Hawk Engineering, PC, for geotechnical engineering services for the Department of Public Works at rates as shown on Exhibit "A", total amount not to exceed \$100,000, for the period January 1, 2006 through December 31, 2008, and

WHEREAS, said services are necessary to provide geotechnical engineering services on an "as needed" basis for the Department of Public Works for a three-year period, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Hawk Engineering, PC, P.O. Box 427, Binghamton, New York 13902, for geotechnical engineering services for the Department of Public Works for the period January 1, 2006 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates as shown on Exhibit "A", total amount not to exceed \$100,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Architectural and Engineering 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-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 100

By County Administration and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH IBM FOR TIVOLI TSM SOFTWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2006-2007

WHEREAS, the Director of Information Technology requests authorization for an agreement with IBM for Tivoli TSM software maintenance (NYS Contract #P006142) for the Division of Information Technology at a cost not to exceed \$21,381.52, for the period January 1, 2006 through January 31, 2007, and

WHEREAS, said services are necessary to provide software upgrades and telephone and on-line support for the County's Tivoli TSM Enterprise Data Storage System, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with IBM, 80 State Street, Albany, New York 12207, for Tivoli TSM software maintenance (NYS Contract #P006142) for the Division of Information Technology for the period January 1, 2006 through January 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$21,381.52 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370031.4513.501414 (Software Maintenance), and be it

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

Carried, Ayes-17, Nays-0, Absent-1 (Sanfilippo), Abstain-1 (Schofield).

RESOLUTION NO. 101

By County Administration and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH IBM CORPORATION FOR COMPUTER HARDWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2006

WHEREAS, this County Legislature, by Resolution 632 of 2004, authorized renewal of an agreement with IBM Corporation for computer hardware maintenance for the Division of Information Technology for an amount not to exceed \$25,000 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said services are necessary for high availability maintenance for the mainframe and AS400 equipment, including maintenance of any equipment added during the year, and

WHEREAS, said agreement expired by its terms on December 31, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$25,000, for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with IBM Corporation, 3039 Cornwallis Road, Research Triangle Park, North Carolina 27709 for computer hardware maintenance services for the Division of Information Technology for the period January 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$25,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4514.101000 (Hardware Maintenance), and be it

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

Carried, Ayes-17, Nays-0, Absent-1 (Sanfilippo), Abstain-1 (Schofield).

RESOLUTION NO. 102

By County Administration and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF THE DIVISION OF INFORMATION TECHNOLOGY'S AGREEMENT WITH IBM CORPORATION FOR COMPUTER HARDWARE MAINTENANCE FOR THE BROOME COUNTY CLERK'S OFFICE FOR 2006

WHEREAS, this County Legislature, by Resolution 633 of 2004, authorized renewal of an agreement with IBM Corporation, for computer hardware maintenance for the Broome County Clerk's Office for an amount not to exceed \$10,000, for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said agreement provides for the maintenance of computer hardware equipment in the County Clerk's Office, including maintenance on any equipment added during the year, and

WHEREAS, said agreement expired by its terms on December 31, 2005, and it is desired at this time to renew said agreement (NYS Contract #PS61988) on substantially similar terms and conditions, for an amount not to exceed \$11,500, for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with IBM Corporation, 3039 Cornwallis Road, Research Triangle Park, North Carolina 27709 for computer hardware maintenance for the Broome County Clerk's Office (NYS Contract #PS61988), for the period January 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$11,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300012.4514.101000 (Hardware Maintenance), and be it

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

Carried, Ayes-17, Nays-0, Absent-1 (Sanfilippo), Abstain-1 (Schofield).

RESOLUTION NO. 103

By Finance and Public Works Committees

Seconded by Mr. Miller

RESOLUTION AMENDING THE 2005 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2005 Capital Improvement Program is hereby amended as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>		
501409	Bevier St Bridge Reconstruction - Design	500,000	75,000	400,000	25,000	
		<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
		<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>	
		2005	5	100,000	0	

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>		
501409	Bevier St Bridge Reconstruction - Design	765,000	0	612,000	25,000	
		<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
		<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>	
		2005	5	612,000	0	

Note: \$128,000 of the Federal/Other total is coming from the capital funding source 502358 (2001 Bridge Reconstruction/ Rehabilitation), a revenue account for capital projects related to bridge work.

Mr. Mather made a motion, seconded by Mr. Shafer, to amend the figures and text as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>		
501409	Bevier St Bridge Reconstruction - Design	765,000	0	612,000	153,000	
		<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
		<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>	
		2005	5	25,000	128,000	

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>		
501409	Bevier St Bridge Reconstruction - Design	765,000	0	612,000	153,000	
		<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
		<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>	
		2005	5	612,000	0	

Note: \$128,000 of the **County** total is coming from the capital funding source 502358 (2001 Bridge Reconstruction/Rehabilitation), a revenue account for capital projects related to bridge work.

Amendment carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).
Resolution as amended carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 104

By Personnel, Human Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE OFFICE FOR AGING

RESOLVED, that in accordance with a request contained in PCR# 06-40C from the Office for Aging, this County Legislature hereby authorizes a reduction in salary for the Director of Office for Aging, Union Code 02 (CSEA), Grade F, current annual salary \$71,594, to an annual salary of \$61,594 at budget line 760017.1000.101000, effective January 1, 2006.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 105

By Personnel, Health Services and Finance Committees

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING A PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request contained in PCR# 06-20 from the Department of Health, this County Legislature hereby authorizes changing a Registered Professional Nurse, Union Code 04, CSEA, Grade 14, current annual salary \$29,317, to a Senior Registered Professional Nurse, Union Code 04, CSEA, Grade 16, at an annual salary of \$32,413 at budget line 480228.1000.101000, effective January 1, 2006.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 106

By Education, Culture & Recreation Committee

Seconded by Mr. Schafer

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY EN JOIE GOLF COURSE ADVISORY COMMITTEE

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 354 of 2006, has duly designated and appointed the following named individuals to membership on the Broome County En Joie Golf Course Advisory Committee, for the terms indicated, subject to confirmation by this County Legislature:

<u>Name</u>	<u>Term Expiring</u>
Richard Materese 1425 Campville Road Endicott, New York 13760	New Appointment December 31, 2006
Jerry Marinich 40 Clearview Place Binghamton, New York 13901	New Appointment December 31, 2006
Bob Gazda 527 West Main Street Endicott, New York 13760-4621	New Appointment December 31, 2006
Mike Karl 507 Swartwood Avenue Endicott, New York 13760	New Appointment December 31, 2006

Ruthanne Koffman
3160 Hickory Lane
Binghamton, New York 13903

New Appointment
December 31, 2006

David Gouldin
450 Plaza Drive
Vestal, New York 13850

New Appointment
December 31, 2006

Stanton Drazen
1 Marine Midland Plaza
Binghamton, New York 13901

New Appointment
December 31, 2006

Thomas Augustini
70 Martin Avenue
Johnson City, New York 13970

New Appointment
December 31, 2006

Joel Thirer
813 Overbrook Drive
Vestal, New York 13850

New Appointment
December 31, 2006

Esther Aswad
100 Franklin Avenue Extension
Binghamton, New York 13901

New Appointment
December 31, 2006

John Serino
Edwin L. Crawford County Office Building
P.O. Box 1766
Binghamton, New York 13902

New Appointment
December 31, 2006

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 354 of
2006 , confirms the appointments of the above-named individuals to membership on the Broome
County En Joie Golf Course Advisory Committee for the terms indicated, in accordance with
their appointment by the County Executive.
Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 107

By County Administration Committee
Seconded by Mr. Schafer

RESOLUTION REQUESTING MEMBERS OF THE NEW YORK STATE CONGRESSIONAL DELEGATION TO SUPPORT FISCAL YEAR 2007 FUNDING FOR THE WHITNEY POINT FLOOD CONTROL RESERVOIR PROJECT

WHEREAS, pursuant to the authority granted under Section 1135 of the Water Resources
Development Act of 1986, P.L. 99-662, and in cooperation with the U.S. Army Corps of
Engineers and the County of Broome, the Susquehanna River Basin Commission has proposed
the completion of a project involving operational changes at the Federal Whitney Point Flood
Control Reservoir in Broome County, and

WHEREAS, this project will provide significant environmental benefits through enhanced
flow releases from the facility, benefiting downstream habitats in and along the Otselic,
Tioughnioga, Chenango and Susquehanna Rivers during periods of low flow, and

WHEREAS, operational changes will result in the maintenance of a year-round pool, which will be accompanied by improvements to the lake fishery and increased recreational opportunities that will, in turn, result in more economic stimulus to the region, and

WHEREAS, an important component of the project includes the installation or improvement of recreational facilities at the Whitney Point Reservoir, such as upgraded water treatment, water distribution and waste treatment facilities, and improved beaches, swim areas and boat ramps, and

WHEREAS, the State of New York has already demonstrated its commitment to the project by appropriating \$2 million for the non-federal cost share of the project; and

WHEREAS, as a result of the New York appropriation, the project will serve as the means of compliance with the Susquehanna River Basin Commission's Consumptive Use Regulation for agricultural water use projects operating in the New York portion of the Susquehanna River Basin, thus permanently relieving farmers of the need for individual compliance with that regulation, and

WHEREAS, the total cost of the project would inject \$7 million dollars into the economies of the region and New York State, now, therefore, be it

RESOLVED, the Broome County Legislature hereby supports the Whitney Point Section 1135 Project Modification and respectfully requests that members of the U.S. House of Representatives and the U.S. Senate from the State of New York actively support the Fiscal Year 2007 appropriation of \$4.3 million to allow completion of the project, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby directed to send a copy of this Resolution to Senators Charles Schumer and Hillary R. Clinton and Congressmen Sherwood Boehlert and Maurice D. Hinchey.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 108

By Public Works Committee

Seconded by Mr. Schafer

RESOLUTION AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS AND THE PUBLIC WORKS COMMITTEE OF THE BROOME COUNTY LEGISLATURE TO INITIATE PROCEDURES TO SELECT A PROFESSIONAL CONSULTANT TO DO A FEASIBILITY STUDY ON THE RENOVATION AND/OR REPLACEMENT OF THE GEORGE HARVEY JUSTICE BUILDING

WHEREAS, several eligible projects were included in the County's 2006-2011 Capital Improvement Program (CIP), and

WHEREAS, this County Legislature believes a feasibility study on the costs for the renovation and/or replacement of the George Harvey Justice Building would be beneficial in the decision-making process to determine if said project should be undertaken, now, therefore, be it

RESOLVED, the Commissioner of Public Works is requested and the Public Works Committee of this Legislature is hereby directed to initiate the consultant selection process pursuant to Chapter 203 of the Broome County Charter and Code, and be it

FURTHER RESOLVED, that upon completion of the selection process, the Public Works Committee shall make a recommendation to the full Legislature for an agreement with the selected consultant to perform a feasibility study on the renovation and/or replacement of the George Harvey Justice Building, and be it

FURTHER RESOLVED, that said agreement should stipulate a completion date of no later than September 1, 2006.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 109

By Finance Committee
Seconded by Mr. Schafer

RESOLUTION APPROVING SALE OF COUNTY PROPERTY TO FORMER OWNER

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

WHEREAS, the Director of Real Property Tax Service advises that the former owner of a certain property has requested to have the property sold back to him, and the Director and the sponsoring committee recommends that such request be granted, now, therefore, be it

RESOLVED, that the sale back to the former owner of the parcel listed below for the amount as stated is hereby approved by this County Legislature based on the unusual circumstances, as determined by the sponsoring committee:

Town:	Union
Address:	1703 Nanticoke Drive
Tax ID:	125.13-1-19
Sellback Amount:	\$2,324
Purchaser:	Greg Teeples 1703 Nanticoke Drive Endicott, New York 13760

and be it

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

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 110

By Education, Culture & Recreation and Finance Committees
Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH PRO-SHOPKEEPER COMPUTER SOFTWARE CO., INC. FOR A HARDWARE PURCHASE AND A SOFTWARE LEASE FOR THE EN JOIE GOLF COURSE FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2006

WHEREAS, the Commissioner of Parks and Recreation requests authorization for an agreement with Pro-Shopkeeper Computer Software Co., Inc. for a hardware purchase at a cost not to exceed \$1,222 and a software lease at a cost not to exceed \$328 per month, plus travel expenses, total amount not to exceed \$5,400, for the Department of Parks and Recreation, for the period March 1, 2006 through December 31, 2006, and

WHEREAS, said hardware purchase and software lease are necessary for the operation of the pro shop at the En Joie Golf Course, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Pro-Shopkeeper Computer Software Co., Inc., P.O. Box 521, Oakmont, Pennsylvania 15139, for a hardware purchase and software lease, for the Department of Parks and Recreation, for the period March 1, 2006 through December 31, 2006 and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor for a hardware purchase at a cost not to exceed \$1,222 and a software lease at a cost not to exceed \$328 per month, plus travel expenses, total amount not to exceed \$5,400 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 850008.4747.309000 (Other Fees for Service), 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-16, Nays-2 (Kuzel, Lindsey), Absent-1 (Sanfilippo).

RESOLUTION NO. 111

By All Members

Seconded by Mr. Whalen

RESOLUTION OF CONDOLENCE ON THE DEATH OF NORMAN R. SHADDUCK

WHEREAS, former Broome County Legislator Norman R. Shadduck (1966-1980) from the City of Binghamton, passed away on the 25th day of January, 2006, and

WHEREAS, Norman R. Shadduck served the citizens of Broome County as a member of the Old Board of Supervisors and then as a Legislator, beginning with the Legislature's inaugural year of 1968, and continuing for 15 consecutive years until his retirement in 1980, and

WHEREAS, Norman R. Shadduck, during the course of his public service as a member of the Broome County Legislature, served with distinction and dedication as Chairman of the County Legislature from 1975 through 1980 and on a variety of Legislative committees that included Finance, Reapportionment, Public Safety, and County Employees, and

WHEREAS, Norman R. Shadduck, will long be remembered for his legacy of service to Broome County during the historic changes that involved the transition from a Board of Supervisors to a Charter form of Government with a County Legislature and a County Executive, and

WHEREAS, Norman R. Shadduck, a past President of the East Side Business, Professional and Civic Association, was a member of several local organizations and served his community in a variety of activities that included Little League Baseball, American League Baseball, the Central New York Senior Softball League, the Rivermede Hockey League and the Senior Meals Program at Fairview Methodist Church, and

WHEREAS, the Broome County Legislature, acting for the citizens of the Broome County Community, wishes to record its condolences in the official proceedings of this body, now, therefore, be it

RESOLVED, that the members of this County Legislature hereby recognize the loss of a community-minded friend and colleague, Norman R. Shadduck, and extend its sincere sympathy to his family, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is hereby authorized and directed to place this Resolution in the minutes of the Regular Session of the County Legislature held on February 16, 2006 and to forward a copy of this Resolution to the family of the late Norman R. Shadduck.

Carried, Ayes-18, Nays-0, Absent-1 (Sanfilippo).

RESOLUTION NO. 112

By Personnel, Education, Culture & Recreation and Finance Committees

Seconded by Mr. Materese

RESOLUTION AUTHORIZING THE CREATION OF A DIRECTOR OF GOLF AND A SUPERINTENDENT OF GOLF AS SEASONAL POSITIONS FOR THE DEPARTMENT OF PARKS AND RECREATION FOR THE EN JOIE GOLF COURSE

WHEREAS, the Commissioner of Parks and Recreation requests that the positions of Director of Golf and Superintendent of Golf be created as Miscellaneous County Employees to manage the En Joie Golf Course, and

WHEREAS, each person filling these positions shall be employed for a 10-month seasonal period based on a salary of \$61,000 for the Director of Golf and \$57,000 for the Superintendent of Golf, each with limited benefits that include only participation in the County's

self-insured single-person health plan paid for on the basis of the Administrative rate of 15 per cent, and

WHEREAS, the person in each of the said positions shall not participate in any other employee benefits, such as vacation time, holiday pay, bereavement time, longevity pay, overtime pay or performance increments, etc., now, therefore, be it

RESOLVED, that in accordance with a request from the Department of Parks and Recreation, as contained in PCR# 06-82, this County Legislature hereby authorizes the creation of one (1) Director of Golf position at budget line 850008.1000.309000, minimum salary \$61,000 (based on 10 months seasonal employment), Grade N/A, Union Code 01 (Miscellaneous), effective March 1, 2006, and be it

FURTHER RESOLVED, said Director of Golf shall be entitled to limited benefits that include only participation in the County's self-insured single-person health plan paid for on the basis of the Administrative rate of 15 per cent and shall not participate in any other employee benefits, such as vacation time, holiday pay, bereavement time, longevity pay, overtime pay, performance increments, etc., and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Parks and Recreation, as contained in PCR# 06-83, this County Legislature hereby authorizes the creation of one (1) Superintendent of Golf position at budget line 850008.1000.309000, minimum salary \$57,000 (based on 10 months seasonal employment), Grade N/A, Union Code 01 (Miscellaneous), effective March 1, 2006, and be it

FURTHER RESOLVED, said Director of Golf shall be entitled to limited benefits that include only participation in the County's self-insured single-person health plan paid for on the basis of the Administrative rate of 15 per cent and shall not participate in any other employee benefits, such as vacation time, holiday pay, bereavement time, longevity pay, overtime pay, performance increments, etc., and be it

FURTHER RESOLVED, that Resolution 33 adopted on January 19, 2006 be and the same hereby is rescinded in its entirety.

Carried, Ayes-16, Nays-2 (Kuzel, Lindsey), Absent-1 (Sanfilippo).

Mr. Marinich as Chair of the Personnel Committee announced that the Review of the Administrative Rules which has been ongoing since July 2005 will be continued and completed by the Personnel Committee, rather than a Committee of the Whole.

Chair Schofield announced that there will be a Committee of the Whole on February 27, 2006 at 4:00 p.m. for Mr. DiMascio to do a presentation for the purpose of discussing Economic Development in Broome County.

Mr. Mather made a motion to adjourn, seconded by Mr. Materese. **Motion to adjourn carried,** Ayes-18-Nays-0, Absent-1 (Sanfilippo). The meeting was adjourned at 5:56 p.m.

This page intentionally left blank.

