
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
JANUARY 18, 2007**

The Legislature convened at 6:00 p.m. with a call to order by the Chair, Mark R. Whalen. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-18, Absent-1(Garnar).

The Chair, Mr. Whalen, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by invocation by Ms. Buchta.

Mr. Reynolds made a motion, seconded by Mr. Mather, that the minutes of the December 27, 2006 and the January 2, 2007 sessions be approved as prepared and presented by the Clerk.

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

Mr. Whalen noted that the committee minutes for the period December 27, 2006 through January 17, 2007 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. The Clerk indicated that a quorum of all committees were present. Mr. Whalen asked for corrections to the committee minutes. Mr. Materese noted that the adjournment time for the Public Safety and Emergency Services committee meeting held on January 8, 2007 should be corrected to read " 5:20 pm". A motion to approve the committee minutes, reflecting the correction, was made by Mr. Materese, seconded by Mr. Hutchings.

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

ANNOUNCEMENTS FROM THE CHAIR

Mr. Whalen announced that there will be a meeting of the Committee of the Whole on February 13, 2007 at 5:00 pm in the Legislative Conference Room to discuss the proposed construction of J-Pod, and the possibility of providing central booking, and central arraignment options at the Public Safety Facility. He also advised the Legislature that Mr. Weissmann, Commissioner of Public Works / Parks and Recreation, will be scheduling a tour of numerous County Facilities in the near future.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala:
1. Appointments to Veteran's Memorial Arena Board of Directors
 2. Appointments to Environmental Management Council Board of Directors
 3. Appointment of Kevin P. Keough as Acting Director of Real Property Tax Services III

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None
- B. Communications:
1. 2007 Legislative Meeting Schedule
 2. Real Property Tax Service-John E. Cahill Resignation Letter
 3. County Clerk-Oath of Office for Successful Candidates for the Broome County Legislature General Election November 7, 2006
 4. NYS Department of Environmental Conservation-Continuation of Preliminary Environmental Assessment in the June Street Area of West Endicott
 5. Office of the District Attorney-Broome County Court Grand Jury Reporting 1/8/07
 6. Public Notice Broome County Local Early Intervention Coordinating Council Meeting 1/25/07
 7. Assembly Standing Committee On Higher Education Notice of Public Hearing 1/10/07
 8. Audit & Control-Audit Projects

-
9. Broome County Republican Committee-Certificate of Recommendation for Election Commissioner
 10. Environmental Management Council Meeting Minutes 12/7/06
 11. Broome County Association of Municipal Clerks Meeting Minutes 12/14/06
 12. Broome County Soil & Water Conservation District Meeting Minutes 12/12/06
 13. Municipal Electric & Gas Alliance Board of Directors Meeting Minutes 10/6/06
 14. Board of Acquisition & Contract Meeting Minutes 1/10/07
 15. Selection of Majority Leader
 16. Designation by Chairman Whalen of Mr. Sanfilippo as his representative on the Broome County Community Services Board
- C. Notices: None
- D. Reports:
1. Audit & Control-Hotel/Motel Occupancy Tax Compliance Audit 11/06
 2. O'Brien & Gere-Supplement Investigation Report for the Glycol Release at Grippen Park 1/07

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Mark R. Whalen
1. Designations for Mr. Howard. Week of 1/8/07. Mr. Schofield is designated for the Public Safety and Emergency Services Committee and Mr. Marinich is designated for the Finance Committee.

Mr. Kuzel made a motion, seconded by Mr. Reynolds, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2007 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(Garnar)

Mr. Reynolds and Mr. Schofield were designated as participants with Chairman Whalen 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 INTRODUCED AT THIS SESSION

RESOLUTION NO. 6

By Finance Committee

Seconded by Mr. Sanfilippo

RESOLUTION AMENDING A BOND RESOLUTION DATED FEBRUARY 17, 2005 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME, NEW YORK ON SAID DATE WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, the Bond Resolution adopted by this County Legislature on February 17, 2005 (Resolution 05-104) set forth a County Office Building – Parking Area Repairs- Design Phase at \$330,000 and

WHEREAS, the costs are now estimated to be \$456,000, and

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

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

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

<u>Project Name</u>	<u>PPU/LFL</u> <u>Section 11:00</u>	<u>Maximum</u> <u>Estimated</u> <u>Cost</u>
DPW-County Office Building	5/62	\$456,000
Parking area Repairs-Design Phase		

Section 2. Section 3(a) of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$126,000 to \$20,696,028 and with the amount of serial bonds to be issued increased by \$126,000 to \$15,100,728.

Section 3. This Resolution to the extent inconsistent with Resolution 104 of 2005 supersedes and amends said prior bond resolution.

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

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

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

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

RESOLUTION NO. 7

By Finance and Public Works Committees

Seconded by Mr. Shafer

RESOLUTION AMENDING THE 2007 CAPITAL IMPROVEMENT PROGRAM

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

DESCRIPTION CHANGE ONLY

Department of Public Works- Building & Grounds

Project 501494-County Office Building-Parking Area

Change From:

Project Description

County Office Building-Parking Area

Funded under New York State's lead. Repairs to reinforced concert construction of basement and sub-basement parking areas to eliminate surface and structural damage from salt (approx. 700 spaces; Class B structure). This phase funds the share of design costs.

Change to:

Project Description

County Office Building-Parking Area

Funded under New York State's lead. Repairs to reinforced concrete construction of basement and sub-basement parking areas to eliminate surface and structural damage from salt (approx 700 spaces; Class B structure). **This phase funds the County's share of construction costs.**

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

RESOLUTION NO. 8

By Public Safety and Emergency Services Committee
Seconded by Mr. Sanfilippo

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY CRIMINAL JUSTICE ADVISORY BOARD (CJAB)

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 61 of 1985, has duly designated and appointed the following named individuals to membership on the Broome County Criminal Justice Advisory Board (CJAB), for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
David Harder Broome County Sheriff 155 Lt. VanWinkle Drive Binghamton, New York 13905	Reappointment Term Expires 12/31/08
Hon. Martin E. Smith County Court Broome County Court Annex Binghamton, New York 13901	Reappointment Term Expires 12/31/08
Gerald Mollen Esq. 19 Chenango Street Binghamton, New York 13901	Reappointment Term Expires 12/31/08
Hon. Mary Ann Lehman Binghamton City Court Binghamton City Hall Binghamton, New York 13901	Reappointment Term Expires 12/31/08
Hon. Ivan Moscript Town of Triangle Justice Court PO Box 289 Whitney Point, New York 13862	Reappointment Term Expires 12/31/08
Jay Wilber, Public Defender 229 State Street Binghamton, New York 13901	Reappointment Term Expires 12/31/08
Joseph Cawley Esq. 136 Court Street Binghamton, New York 13901	Reappointment Term Expires 12/31/08
David S. Nemec Broome County Probation Dept. PO Box 1766 Binghamton, New York 13902	Reappointment Term Expires 12/31/08
Michael P. Husar, Chief Clerk Broome Supreme and County Courts Court House Binghamton, New York 13901	Reappointment Term Expires 12/31/08

John Butler, Chief Vestal Police Department 605 Vestal Parkway West Vestal, New York 13850	Reappointment Term Expires 12/31/08
Timothy Grippen Opportunities for Broome 59 Whitney Avenue Binghamton, New York 13901	Reappointment Term Expires 12/31/08
Vincent Grace 326 Robinson Street Binghamton, New York 13904	Reappointment Term Expires 12/31/08
Pearl Reed-Klein SOS Shelter Inc. PO Box 393	Reappointment Term Expires 12/31/08
Raini Baudendistle Crime Victims Assistance Center, Inc. 377 Robinson Street Binghamton, New York 13904	New Appointment Term Expires 12/31/08
Arthur R. Johnson, Commissioner BC Social Services & Mental Health 36-42 Main Street Binghamton, New York 13905	Reappointment Term Expires 12/31/08
James May Broome County STOP-DWI PO Box 1766 Binghamton, New York 13902	Reappointment Term Expires 12/31/08
Douglas Stento, Coordinator Safe & Drug Free Schools Binghamton High School 31 Main Street Binghamton, New York 13905	Reappointment Term Expires 12/31/08
Marcia DiRose, Chief Clerk Broome County Family Court Broome County Court Annex Binghamton, New York 13901	Reappointment Term Expires 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 61 of 1985, hereby confirms the appointments of the above-named individuals to membership on the Broome County Criminal Justice Advisory Board (CJAB) for the terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 9

By Health and Human Services Committee
Seconded by Mr. Sanfilippo

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

WHEREAS, Barbara J. 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 EXPIRING</u>
Elizabeth Woidt, Youth Member 2163 Hazard Hill Road Binghamton, New York 13903	New Appointment Term Expires 12/31/09
Michael Hilla 301 Rogers Avenue Endicott, New York 13760	New Appointment Term Expires 12/31/09
Allison Alden 98 Monkey Run Road Port Crane, New York 13833	Reappointment Term Expires 12/31/09
Darlene Leonard 1308 Irma Avenue Endicott, New York 13760	Reappointment Term Expires 12/31/09
Lynne Esquivel 14 Devon Drive Endicott, New York 13760	Reappointment Term Expires 12/31/09
Joanne Miller 3-1 Dean Street Nichols, New York 13812	Reappointment Term Expires 12/31/09
Cris Mogenson 71 Main Street Windsor, New York 13865	Reappointment Term Expires 12/31/09
Donna Hill 48 Forest Hills Blvd. Binghamton, New York 13905	Reappointment Term Expires 12/31/09
Dick Stank 11 Bradley Avenue Conklin, New York 13748	Reappointment Term Expires 12/31/09

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(Garnar)

21

RESOLUTION NO. 10

By Health and Human Services and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING THE APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE YOUTH BUREAU SPECIAL DELINQUENCY PREVENTION PROGRAMS (SDPP) FOR 2007

WHEREAS, this County Legislature, by Resolution 90 of 2006, authorized the Youth Bureau State Aid Application and established appropriations for the 2006 Youth Bureau Special Delinquency Prevention Programs (SDPP), and

WHEREAS, said programs expired by their terms on December 31, 2006 and it is desired to renew said programs as listed on Exhibit "A" for the period January 1, 2007 through December 31, 2007, 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, 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, 2007 through December 31, 2007, 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(Garnar), Abstain-1(Sanfilippo)

RESOLUTION NO. 11

By Health and Human Services and Finance Committees

Seconded by Mr. Materese

RESOLUTION AUTHORIZING THE APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE YOUTH BUREAU DEVELOPMENT/DELINQUENCY PREVENTION PROGRAMS (YDDP) FOR 2007

WHEREAS, this County Legislature, by Resolution 89 of 2006, authorized the Youth Bureau State Aid Application and established appropriations for the 2006 Youth Bureau Development/Delinquency Prevention Programs (YDDP), and

WHEREAS, said programs expired by their terms on December 31, 2006 and it is desired to renew said programs as listed on Exhibit "A" for the period January 1, 2007 through December 31, 2007, 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, 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, 2007 through December 31, 2007, 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-17, Nays-0, Absent-1(Garnar), Abstain-1(Sanfilippo)

RESOLUTION NO. 12

By Health and Human Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF THE RUNAWAY AND HOMELESS YOUTH PROGRAM GRANT FOR THE YOUTH BUREAU, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH CATHOLIC CHARITIES AND THE BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH TO ADMINISTER SAID PROGRAM FOR 2007

WHEREAS, this County Legislature, by Resolution 88 of 2006, authorized and approved renewal of the Runaway and Homeless Youth Program Grant for the Youth Bureau, adopted a program budget in the amount of \$55,706 and authorized an agreement with Catholic Charities and the Berkshire Farm Center and Services for Youth to administer said program for the period January 1, 2006 through December 31, 2006, and

WHEREAS, said program grant 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 \$60,496, adopt a program budget and renew the agreements with Catholic Charities for an amount not to exceed \$26,248 to continue to administer the Transitional Living/Supported Residence portion of said grant and with Berkshire Farm Center and Services for Youth for an amount not to exceed \$26,248 to administer the Interim Family Host Homes portion of said grant for the period January 1, 2007 through December 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$60,496 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, 2007 through December 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 \$60,496, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of agreement with Catholic Charities of Broome County, 86-88 Walnut Street, Binghamton, New York 13905 at an amount not to exceed \$26,248 to administer the Youth Bureau's Transitional Living/Supported Residence portion of said grant for the period January 1, 2007 through December 31, 2007, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of agreement with Berkshire Farm Center and Services for Youth, 168 Water Street, Binghamton, New York 13901, at the amount not to exceed \$26,248 to administer the Youth Bureau's Interim Family Host Homes portion of said grant for the period January 1, 2007 through December 31, 2007, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640177.4451.105170 (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-17, Nays-0, Absent-1 (Garnar), Abstain-1 (Sanfilippo)

RESOLUTION NO. 13

By Finance Committee

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING THE REFUND OF DEPOSIT MONIES AND AUCTIONEER'S FEE TO JAMES F. SPENCER

WHEREAS, the County conducted an annual auction of foreclosure properties, and this County Legislature approved the sale of properties, and

WHEREAS, the Town of Union has requested the demolition of a property sold at said auction, and

WHEREAS, the Director of Real Property Tax Services recommends the refund of the bid deposit and the auctioneer's fee to James F. Spencer, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the refund of deposit monies in the amount of \$1,000 from the County and the Auctioneer Fee in the amount of \$450 from the Auctioneer to James F. Spencer, PO Box 2352, Binghamton, New York 13903 for Parcel ID 142.17-3-49 in the Town of Union, 11 Valley Street, due to the Town of Union requesting demolition of said property, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is authorized to remove the above stated properties from the County tax rolls.

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

RESOLUTION NO. 14

By Transportation Committee

Seconded by Mr. Sanfilippo

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>
Charles Griffiths 3740 Cobblestone Court Binghamton, New York 13903	Reappointment Term Expires 12/31/09
Carl Ernstrom 3324 Cynthia Drive Binghamton, New York 13903	Reappointment Term Expires 12/31/09
Kathleen Fiacco 1208 Hillsdale Drive Vestal, New York 13850	Reappointment Term Expires 12/31/09

Joseph Rizzo
539 Brotzman Road
Binghamton, New York 13901

New Appointment
Term Expires 12/31/09

Scott Weissmann
133 Meadowbrook Lane
Vestal, New York 13850

New Appointment
Term Expires 12/31/09

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(Garnar)

RESOLUTION NO. 15

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

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST(S) FOR PARKS

RESOLVED, that in accordance with a request contained in PCR # 07-010 from the
Commissioner of Parks, this County Legislature hereby authorizes the change of the position of
Arena Manager, Union Code 02, Grade E, salary \$64,242 at budget line 655027.1000.306000 to
Events Coordinator, Union Code 02, Grade B, salary \$55,833 at budget line
655027.1000.30600, effective January 1, 2007

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

RESOLUTION NO. 16

By Public Works and Finance Committees
Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENTS WITH MERIDIAN RESOURCES, LLC d/b/a BROOME ENERGY RESOURCES, LLC FOR THE COLLECTION AND USE OF LANDFILL GAS

WHEREAS, this County Legislature, by Resolution 614 of 1996, authorized an
agreement with Zahren Alternative Power Corp. for the collection and use of landfill gas to
generate electricity at the Nanticoke Landfill, and

WHEREAS, this County Legislature, by Resolution 517 of 1997, authorized the
assignment of the rights granted to Zahren Alternative Power Corp. to Meridian Resources, LLC,
and

WHEREAS, pursuant to said assignment, Broome County entered into the following
agreements:

1. Agreement with Broome Landfill Gas Associates, L.P., (a wholly owned
subsidiary of Meridian Resources, LLC) dated December 23, 1997 granting
mineral rights to the landfill gas.
2. Site Lease dated December 23, 1997 granting Broome Energy Resources, LLC
(a wholly owned subsidiary of Meridian Resources, LLC) rights in connection with
the generation of electricity at the landfill.
3. Electric Power Purchase Agreement with Broome Energy Resources, LLC, dated
December 23, 1997 augmented by a letter agreement entered into in March of
1999,

and

WHEREAS, Broome Energy Resources has negotiated a separate power purchase
agreement with NYSEG and it is necessary to terminate the Electric Power Purchase Agreement

between Broome County and Broome Energy Resources referred to above, and to amend the Site Lease between Broome Energy and the County referred to above, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the December 23, 1997 Site Lease agreement between Broome County (hereinafter the "County") and Broome Energy Resources, LLC, 60 East Street (Rear), Ware, MA 01082 (hereinafter "Broome Energy") to provide as follows:

1. The term of the Site Lease shall be extended to fifteen years commencing from the date Broome Energy first sold power to NYSEG (April 1, 2004) with an option to renew for an additional ten years.
2. Effective October 1, 2006 the Power Purchase Agreement and 1999 Letter Agreement referred to above shall terminate and be of no further effect. Broome County shall pay for electricity produced in September, 2006 and make a final termination payment of \$20,000.00.

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

RESOLUTION NO. 17

By Finance Committee

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE STATE OF NEW YORK AND THE CITY OF BINGHAMTON FOR CONSTRUCTION WORK IN CONNECTION WITH THE REHABILITATION OF THE GOVERNMENT CENTER PARKING GARAGE

WHEREAS, the State of New York, the County of Broome and the City of Binghamton entered into an agreement (Tripartite Agreement) on April 16, 1969, subsequently amended on March 12, 1973 and again on December 12, 1977, setting forth the respective rights and duties of the parties in connection with the construction, use and maintenance of the Binghamton Governmental Civic Center, and

WHEREAS, the parties to this agreement recognize a critical and immediate need to undertake remedial and construction work to repair, reconstruct and reopen to full use the underground parking garage of the Governmental Civic Center, and

WHEREAS, Article VII, Sections 7.02 and 7.03 of the amended Tripartite Agreement provides that the parties may, by mutual agreement, arrange for such repair, reconstruction and alteration of Common Areas of the Governmental Civic Center which include the parking garage, and

WHEREAS, Commissioner of Public Works requests authorization for the County of Broome, pursuant to the Tripartite Agreement, to enter into an agreement with the State of New York and the City of Binghamton for construction services in connection with the rehabilitation of the Binghamton Governmental Civic Center, and

WHEREAS, the 2007 Capital Projects Budget has included an appropriation for this project, now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes an agreement with the State of New York (Attention; Commissioner of General Services, 41st Floor Corning Tower Bldg, Governor Nelson A. Rockefeller Empire State Plaza, Albany, New York 12242 and the City of Binghamton, City Hall, Binghamton Governmental Civic Center, Binghamton, New York 13901 for rehabilitation of the parking garage located at the Binghamton Governmental Civic Center for the period January 1, 2007 through December 31, 2009, and be it

FURTHER RESOLVED, that the Commissioner of General Services shall act as the agent for Broome County in the solicitation of bids and the awarding of contracts for the construction services herein authorized, and be it

FURTHER RESOLVED, that, pursuant to the Tripartite Agreement, Broome County shall pay thirty-eight per cent (38%) of the construction cost not to exceed \$4,600,000 with New York State providing the initial cost with Broome County to reimburse the state upon receipt of a billing after completion of the project work, and be it

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

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

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

RESOLUTION NO. 18

By Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THERAPEEDS PHYSICAL THERAPY OF UPSTATE NEW YORK, PLLC (D/B/A G & E THERAPIES) FOR THERAPY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2006

WHEREAS, this County Legislature, by Resolution 541 of 2005, as amended by Resolution 513 of 2006, authorized renewal of agreement with Therapeeds Physical Therapy of Upstate New York, PLLC (d/b/a G & E Therapies) for therapy services for the Willow Point Nursing Home at a cost not to exceed \$39,830 for the period January 1, 2006 through December 31, 2006, and

WHEREAS, said agreement provides physical, speech and occupational therapy services in the absence of a staff therapist, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the amount not to exceed by \$8,170 due to staff absences and an increase in case load, and

WHEREAS, the Administrator of the Willow Point Nursing Home has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Therapeeds Physical Therapy of Upstate New York PLLC (d/b/a G & E Therapies), c/o Gerilyn Gault, PT, 1977 Marshland Road, Apalachin, New York 13732, to increase the amount not to exceed by \$8,170 for therapy services for the Willow Point Nursing Home 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 additional \$8,170, total amount not to exceed \$48,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160226/160242/160234.4706.204000 (Rehab and Therapy Services), and be it

FURTHER RESOLVED, that Resolutions 541 of 2005 and 513 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby 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(Garnar)

RESOLUTION NO. 19

By Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH COREY R. SMITH FOR PHYSICAL THERAPY ASSISTANT SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2006

WHEREAS, this County Legislature, by Resolution 467 of 2006, authorized an agreement with Corey R. Smith for physical therapy assistant services for Willow Point Nursing Home at a cost not to exceed \$3,800 for the period October 1, 2006 through December 31, 2006, and

WHEREAS, said agreement is necessary to provide physical therapy assistant services during staffing shortages, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the amount not to exceed by \$3,800 for an additional 100 hours of physical therapy assistant services due to an increased case load, and

WHEREAS, the Administrator of the Willow Point Nursing Home has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Corey R. Smith, 1613 Newell Road, Endicott, New York 13760, to increase the amount not to exceed by \$3,800 for an additional 100 hours of physical therapy assistant services for the Willow Point Nursing Home for the period October 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$3,800, total amount not to exceed \$7,600, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160226.4706.204000 (Rehab and Therapy Services), and be it

FURTHER RESOLVED, that Resolution 467 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby 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(Garnar)

RESOLUTION NO. 20

By Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING REVISION OF THE TOBACCO CONTROL AND INSURANCE INITIATIVE PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 290 of 2006, authorized and approved renewal of the Tobacco Control and Insurance Initiative Program Grant for the Department of Health and adopted a program budget in the total amount of \$357,230 for the period August 1, 2006 through July 31, 2007, and

WHEREAS, said program grant provides community based outreach, education activities and special media campaign promotion events to prevent and control tobacco use among adults and youth, and disparate populations, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$5,001 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Tobacco Control and Insurance Initiative Program Grant to reflect an increase of \$5,001 for the period August 1, 2006 through July 31, 2007, 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 \$362,231, and be it

FURTHER RESOLVED, that Resolution 290 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

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

RESOLUTION NO. 21

By Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR LABORATORY SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2007

WHEREAS, this County Legislature, by Resolution 712 of 2005, authorized renewal of the agreement with Our Lady of Lourdes Hospital for Laboratory Services for the Department of Health at an amount not to exceed \$50,000 for the period January 1, 2006 through December 31, 2006, and

WHEREAS, said agreement is necessary to provide laboratory technological consulting services and laboratory tests for patients of the Sexually Transmitted Disease Clinic, Employee Health clinic and TB Chest Clinic, and

WHEREAS, said agreement expired by its terms on December 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 \$60,000, for the period January 1, 2007 through December 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 for laboratory services for the Department of Health for the period January 1, 2007 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 \$60,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.4703.101055/101056/101066 (Lab 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(Garnar)

RESOLUTION NO. 22

By Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE HIV CARE NETWORK PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 128 of 2006, authorized and approved renewal of the HIV Care Network Program Grant for the Department of Health and adopted a program budget in the amount of \$90,583 for the period April 1, 2006 through March 31, 2007, and

WHEREAS, said program grant provides funding for the administration of the Region HIV Care Network, a local coalition responsible for defining the local HIV/AIDS epidemic, planning and coordination of services and raising public awareness, and

WHEREAS, it is desired to renew said program grant in the amount of \$90,583 for the period April 1, 2007 through March 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$90,583 from the New York State Department of Health, Bureau of Community Support Services, Room 465, Corning Tower, Albany, New York 12273, for the Department of Health's HIV Care Network Program Grant for the period April 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$90,583, 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(Garnar)

RESOLUTION NO. 23

By Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 450 of 2005, as amended by Resolution 73 of 2006, authorized and approved the Selective Traffic Enforcement Program Grant for the Department of Health and adopted a program budget in the amount of \$25,300 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 desired to renew said program grant in the amount of \$33,816 for the period October 1, 2006 through September 30, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$33,816 from the New York State Department of Motor Vehicles, Governor's Traffic Safety Committee, 6 Empire State Plaza, Room 414, Albany, New York 12228, for the Department of Health's Selective Traffic Enforcement Program Grant for the period October 1, 2006 through September 30, 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 \$33,816, 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(Garnar)

30

RESOLUTION NO. 24

By Health and Human Services, Personnel and Finance Committees
Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING REVISION OF THE HEALTHY LIVING PARTNERSHIP INTEGRATED CANCER SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 129 of 2006, as amended by Resolution 215 of 2006, authorized and approved renewal of the Healthy Living Partnership Integrated Cancer Services Program Grant for the Department of Health and adopted a program budget in the total amount of \$601,292 for the period April 1, 2006 through March 31, 2007, and

WHEREAS, said program grant provides a regional approach to breast, cervical, colorectal and prostate cancer screening, education and treatment to uninsured or underinsured women and men over fifty years of age in five counties (Broome, Tioga, Chenango, Otsego and Delaware), and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$3,575 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Healthy Partnership Integrated Cancer Services Program Grant to reflect an increase of \$3,575 for the period April 1, 2006 through March 31, 2007, 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 \$604,867, and be it

FURTHER RESOLVED, that Resolutions 129 and 215 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 25

By Health and Human Services, Personnel and Finance Committees
Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING REVISION OF DIABETES PREVENTION AND CONTROL PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 459 of 2006, authorized and approved renewal of the Diabetes Prevention and Control Program Grant for the Department of Health and adopted a program budget in the total amount of \$50,000 for the period October 1, 2006 through September 30, 2007, and

WHEREAS, said program grant provides diabetes awareness, education and screening to targeted populations in a five county region which includes Broome, Tioga, Chenango, Delaware and Otsego Counties, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$279 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Diabetes Prevention and Control Program Grant to reflect an increase of \$279 for the period October 1, 2006 through September 30, 2007, 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 \$50,279, and be it

FURTHER RESOLVED, that Resolution 459 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 26

By Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH LOCAL LAW ENFORCEMENT AGENCIES FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 478 of 2005, as amended by Resolution 74 of 2006, 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 \$25,300 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, said agreements expired by their terms on September 30, 2006, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$32,200 for all agencies, for the period October 1, 2006 through September 30, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the local law enforcement agencies as listed on Exhibit "A" for services related to the Department of Health's Selective Traffic Enforcement Program Grant for the period October 1, 2006 through September 30, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the amounts listed on Exhibit "A", total amount not to exceed \$32,200 for all agencies for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480376.4457.105xxx (Subcontracted Program Expense) and 480376.4614.105xxx (Other Chargeback 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(Garnar)

RESOLUTION NO. 27

By Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING ACCEPTANCE OF A POINT OF ENTRY PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2006-2007

WHEREAS, the Commissioner of Social Services requests authorization to accept a Point of Entry Program Grant and adopt a program budget in the amount of \$75,000 for the period October 1, 2006 through September 30, 2007, and

WHEREAS, said program grant provides professional and consumer education and will develop a resource listing for all long term care services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$75,000 from the New York State Office for Aging, Two Empire State Plaza, Albany, New York 12223-1251 for the Department of Social Services Point of Entry Program Grant for the period October 1, 2006 through September 30, 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 \$75,000, 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(Garnar)

RESOLUTION NO. 28

By Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING ACCEPTANCE OF AN INTENSIVE CASE SERVICES FOR NON-COMPLIANT FAMILIES PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH THE STAR GROUP TO ADMINISTER SAID PROGRAM FOR 2007

WHEREAS, the Commissioner of Social Services requests authorization to accept an Intensive Case Services for Non-Compliant Families Program Grant, adopt a program budget in the amount of \$135,437 and enter into an agreement with The Star Group to provide a home assessor to evaluate home situations, and a job developer/coach to assist in job placement, at an amount not to exceed \$65,526 for the period January 1, 2007 through July 31, 2007, and

WHEREAS, said program grant provides intensive case management, home assessing, job development and placement for non-compliant and underemployed families, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$135,437 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001 for the Department of Social Services' Intensive Case Services for Non-Compliant Families Program Grant for the period January 1, 2007 through July 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 \$135,437, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with The Star Group, PO Box 708, Whitney Point, New York 13862 to provide a home assessor to evaluate home situations, and a job developer/coach to assist in job placement, for the period January 1, 2007 through July 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$65,526 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670513.4747.105xxx (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, 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) are 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(Garnar)

RESOLUTION NO. 29

By Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH RECONNECTING YOUTH FOR TRAINING SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH'S DRUG FREE COMMUNITIES SUPPORT PROGRAM GRANT FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 451 of 2006, authorized an agreement with Reconnecting Youth for training services for the Department of Mental Health's Drug Free Communities Support Program Grant at a cost not to exceed \$7,400 for the period October 1, 2006 through September 30, 2007, and

WHEREAS, said agreement is necessary for on-site training and curriculum materials for the Drug Free Communities Support Program Grant, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the amount by \$1,200 due to an increase in the training fee, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Reconnecting Youth, 18827 24th Avenue W, Lynnwood, Washington 98036 to increase the amount by \$1,200 for training services for the Department of Mental Health's Drug Free Communities Support Program Grant for the period October 1, 2006 through September 30, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$1,200, total amount not to exceed \$8,600, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 470153.4346.105xxx (Training Materials) and 470153.4747.105xxx (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 451 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby 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(Garnar)

RESOLUTION NO. 30

By Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE MENTAL HEALTH ASSOCIATION OF THE SOUTHERN TIER, INC. AND THE RESEARCH FOUNDATION FOR MENTAL HYGIENE, INC. FOR BILLING OVERSIGHT FOR CRISIS COUNSELING FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 476 of 2006, authorized an agreement with the Mental Health Association of the Southern Tier, Inc. and the Research Foundation for Mental Hygiene, Inc. for crisis counseling for the Department of Mental Health at no cost to Broome County, for the period September 1, 2006 through May 1, 2007, and

WHEREAS, said agreements are necessary to provide oversight of the claiming process of the Mental Health Association of the Southern Tier, Inc. for providing claiming oversight for crisis counseling, outreach and public education services to victims of the June 2006 flooding in Broome County, and

WHEREAS, it is necessary to authorize an amendment to said agreements to extend the term of the agreements through July 30, 2007, and

WHEREAS, the Commissioner of Mental 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 an amendment to the agreement with the Mental Health Association of the Southern Tier, Inc., 153 Court Street, Binghamton, New York 13901, and the Research Foundation for Mental Hygiene, Inc., 150 Broadway, Suite 301, Menands, New York 12204 to extend the term of the agreement to September 1, 2006 through July 30, 2007 for crisis counseling, outreach and public education services to victims of the June 2006 flooding in Broome County, for the Department of Mental Health, at no cost to Broome County, and be it

FURTHER RESOLVED, that Resolution 476 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby 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(Garnar)

RESOLUTION NO. 31

By Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING REVISION OF THE JUVENILE JUSTICE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 661 of 2005, authorized the continued participation in the Juvenile Justice Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$106,250 and authorized an agreement with Our Lady of Lourdes Hospital in the amount of \$106,250 for the period January 1, 2006 through December 31, 2006, and

WHEREAS, said program grant provides for closer working relationships between the Probation Department and the Mental Health Clinic staff and will facilitate diversion of children who are in need of mental health and/or alcohol and substance abuse services by linking them to these services at the earliest opportunity while such children are under the supervision of the Probation Department, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$26,563 in grant appropriations, amend the agreement with Our Lady of Lourdes Hospital to reflect an increase in the amount of \$26,563, and extend the term through March 31, 2007 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Juvenile Justice Program Grant to reflect an increase of \$26,563 for the period January 1, 2006 through March 31, 2007, 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 \$132,813, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905, to reflect an increase of \$26,563 for the Department of Mental Health's Juvenile Justice Program Grant for the period January 1, 2006 through March 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$26,563, total amount not to exceed \$132,813 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 661 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 (Garnar)

RESOLUTION NO. 32

By Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING LABOR AGREEMENT WITH CIVIL SERVICE EMPLOYEES ASSOCIATION (CSEA) LIBRARY UNIT 6150-01, LOCAL 804 FOR 2007-2010

WHEREAS, CSEA, Unit 6150-01, Local 804 represents certain Broome County Library Employees, and

WHEREAS, this County Legislature, by Resolution 349 of 2003, authorized a written agreement with CSEA, Unit 6150-01, Local 804 setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2004 through December 31, 2006, and

WHEREAS, the labor agreement with said union and the county expired by its terms on December 31, 2006, and

WHEREAS, said union and Broome County have negotiated a new four-year agreement effective January 1, 2007 through December 31, 2010 incorporating the terms and conditions as set out in Exhibit "A" attached hereto, and

WHEREAS, said agreement has been ratified by the union, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with CSEA, Unit 6150-01, Local 804 (Library Employees), setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2007 through December 31, 2010, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 2003 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, 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.

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

RESOLUTION NO. 33

By Education, Culture and Recreation and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING RENEWAL OF THE SENATOR LIBOUS CHILDREN'S BOOKS PROGRAM GRANT FOR THE BROOME COUNTY PUBLIC LIBRARY AND ADOPTING A PROGRAM BUDGET FOR 2006

WHEREAS, this County Legislature, by Resolution 51 of 2006, authorized and approved renewal of the Senator Libous Children's Books Program Grant for the Broome County Public Library and adopted a program budget in the amount of \$1,000 for the period June 1, 2005 through December 31, 2005, 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 \$1,200 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 \$1,200 from special New York State Senate funding through Senator Thomas W. Libous for the Broome County Public Library's Senator Libous Children's Books 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" in the total amount of \$1,200, 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(Garnar)

RESOLUTION NO. 34

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THOMSON WEST FOR ON-LINE LEGAL RESEARCH SERVICES FOR THE OFFICE OF THE DISTRICT ATTORNEY FOR 2007

WHEREAS, this County Legislature, by Resolution 662 of 2005, authorized renewal of the agreement with Thomson West for on-line legal research services for the Office of the District Attorney at an amount not to exceed \$9,792 for the period January 1, 2006 through December 31, 2006, and

WHEREAS, said agreement is necessary to provide on-line research capability for the attorneys assigned to the Office of the District Attorney, and

WHEREAS, said agreement expired by its terms on December 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 \$11,136, for the period January 1, 2007 through December 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Thomson West, 109 Maplehurst Road, Rochester, New York 14617 for on-line legal research services for the Office of the District Attorney for the period January 1, 2007 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 \$11,136 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 330001.4311.101000 (Books and Subscriptions), 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(Garnar)

RESOLUTION NO. 35

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH TRANSCOR AMERICA, INC. FOR TRANSPORT OF FUGITIVES FROM JUSTICE BACK TO BROOME COUNTY FOR THE OFFICE OF THE BROOME COUNTY DISTRICT ATTORNEY FOR 2006-2009

WHEREAS, this County Legislature, by Resolution 646 of 2003, authorized renewal of agreement with Transcor America, Inc. for transport of fugitives from justice back to Broome County, for the Office of the Broome County District Attorney, at an amount not to exceed \$60,000, for the period December 16, 2003 through December 15, 2006, and

WHEREAS, said agreement is necessary to transport fugitives from justice back to Broome County, and

WHEREAS, said agreement expired by its terms on December 15, 2006, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at an amount not to exceed \$20,000 per year, total amount not to exceed \$60,000 for the period December 15, 2006 through December 15, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with TransCor America, LLC, 646 Melrose Avenue, Nashville, Tennessee 37211 for transport of fugitives from justice back to Broome County for the Office of the Broome County District Attorney for the period December 16, 2006 through December 15, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$20,000 per year, total amount not to exceed \$60,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 330001.4465.101000 (Non-Employee Travel, Hotel & Meals), 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(Garnar)

RESOLUTION NO. 36

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ELMIRA FAMILY MEDICINE, P.C. FOR PHYSICIAN AND MEDICATION SERVICES FOR BROOME COUNTY INMATES HOUSED IN THE TIOGA COUNTY JAIL FOR THE OFFICE OF THE SHERIFF FOR 2007

WHEREAS, this County Legislature, by Resolution 564 of 2005, authorized renewal of agreement with Elmira Family Medicine, P.C. for physician and medication services to Broome County inmates housed in the Tioga County Jail for the Office of the Sheriff at an amount not to exceed \$4,000 for the period January 1, 2006 through December 31, 2006, and

WHEREAS, said agreement is necessary to provide physician and medication services for Broome County inmates housed in the Tioga County Jail, and

WHEREAS, said agreement expired by its terms on December 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 \$4,000, for the period January 1, 2007 through December 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Elmira Family Medicine, PO Box 224, Breesport, New York 14816-0224 for physician and medication services to Broome County inmates housed in the Tioga County Jail for the Office of the Sheriff for the period January 1, 2007 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 \$4,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4365.101000 (Prescription Drugs), 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(Garnar)

RESOLUTION NO. 37

By Public Safety and Emergency Services and Finance Committees

Seconded by: Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH CORRECTIONAL MEDICAL CARE, INC. FOR MEDICAL SERVICES AT THE BROOME COUNTY JAIL FOR THE OFFICE OF THE SHERIFF FOR 2006

WHEREAS, this County Legislature, by Resolution 652 of 2005, authorized an agreement with Correctional Medical Care, Inc. for medical services at the Broome County Jail for the Office of the Sheriff at a cost not to exceed \$2,148,413 for the period January 1, 2006 through December 31, 2006, with the option of four additional one-year renewal terms by mutual consent on substantially similar terms and conditions and a Consumer Price Index Increase, and

WHEREAS, said agreement is necessary to medical, dental, forensic and related health care and administrative services at the Broome County Jail, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the amount by \$20,430 for additional hours of psychiatric services, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Correctional Medical Care, Inc., 653 Skippack Pike, Suite 118, Blue Bell, Pennsylvania 19422, for additional medical services at the Broome County Jail for the Office of the Sheriff, 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 additional \$20,430, total amount not to exceed \$2,168,843, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4715.101000 (Other Health and Medical Services), and be it

FURTHER RESOLVED, that Resolution 652 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(Garnar)

RESOLUTION NO. 38

By Public Safety and Emergency Services and Finance Committees

Seconded by: Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH CORRECTIONAL MEDICAL CARE, INC. FOR MEDICAL SERVICES AT THE BROOME COUNTY JAIL FOR THE OFFICE OF THE SHERIFF FOR 2007

WHEREAS, this County Legislature, by Resolution 652 of 2005, authorized an agreement with Correctional Medical Care, Inc. for medical services at the Broome County Jail for the Office of the Sheriff at a cost not to exceed \$2,148,413 which includes \$70,000 for per diem and catastrophic, for the period January 1, 2006 through December 31, 2006, with the option of four additional one-year renewal terms by mutual consent on substantially similar terms and conditions and a Consumer Price Index Increase, and

WHEREAS, said agreement was renewed on substantially similar terms and conditions with the Consumer Price Index for the period January 1, 2007 through December 31, 2007, at an amount not to exceed \$2,161,549.52 plus an additional \$70,000 for per diem and catastrophic, and

WHEREAS, said agreement is necessary for medical, dental, forensic and related health care and administrative services at the Broome County Jail, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the amount by \$29,640 for additional hours of psychiatric services, and

WHEREAS, the Sheriff 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 Correctional Medical Care, Inc. 653 Skippack Pike, Suite 118, Blue Bell, Pennsylvania 19422 for additional medical services at the Broome County Jail for the Office of the Sheriff for the period January 1, 2007 through December 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$29,640, total amount not to exceed \$2,261,189.52 which includes \$70,000 for per diem and catastrophic, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4715.101000 (Other Health & Medical Services), and be it

FURTHER RESOLVED, that Resolution 652 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(Garnar)

RESOLUTION NO. 39

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES GRANT TO SUPPORT THE 2006 STOP-DWI HOLIDAY CLASSIC

WHEREAS, the Coordinator of the Broome County STOP-DWI Program requests authorization to accept an New York State Division of Criminal Justice Services Grant to support the 2006 STOP-DWI Holiday Classic, and

WHEREAS, said grant provides funds to be used for the 2006 STOP-DWI Holiday Classic Basketball Tournament, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,000 from the New York State Division of Criminal Justice Services Grant, for the 2006 STOP-DWI Holiday Classic, and be it

FURTHER RESOLVED, that said grant funds shall be deposited in the STOP-DWI Holiday Classic Trust Fund (Fund 60, GL 525, Subsidiary 525525036), 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(Garnar)

RESOLUTION NO. 40

By Health and Human Services Committee

Seconded by Mr. Sanfilippo

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY FAMILY VIOLENCE PREVENTION COUNCIL

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 477 of 1985, has duly designated and appointed the following named individuals to membership on the Broome County Family Violence Prevention Council, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
John Spencer 2092 Hampton Road Binghamton, New York 13903	Reappointment Term Expires 12/31/09
Brenda Zeoli 1123 Frost Road Endicott, New York 13760	Reappointment Term Expires 12/31/09
Mary Ann Novitske 123 N. Hudson Street Johnson City, New York 13790	New Appointment Term Expires 12/31/07
John Choynowski 1146 Jewett Hill Road Apalachin, New York 13732	New Appointment Term Expires 12/31/07
Corinne Bertram, Ph. D. 4 Lincoln Avenue Binghamton, New York 13905	New Appointment Term Expires 12/31/08
Virginia Schmitt Box 2920, RR2 Brackney, PA 18812	New Appointment Term Expires 12/31/08
Lorie Brewer 124 Old Newark Valley Road Endicott, New York 13760	New Appointment Term Expires 12/31/09
Carol Cocchiola 1 Briar Court Binghamton, New York 13905	New Appointment Term Expires 12/31/09
Rich David 45 Court Street Binghamton, New York 13905	New Appointment Term Expires 12/31/09
John Harding, M.D. 21 Murray Street Binghamton, New York 13905	New Appointment Term Expires 12/31/09

William Knecht
453 Chrysler Road
Endwell, New York 13760

New Appointment
Term Expires 12/31/09

Kay Telfer
30 Savitch Road
Binghamton, New York 13901

New Appointment
Term Expires 12/31/09

Tina Van Noys
844 East Windsor Road
Windsor, New York 13865

New Appointment
Term Expires 12/31/09

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 477
of 1985 confirms the appointments of the above-named individuals to membership on the
Broome County Family Violence Prevention Council for the terms indicated, in accordance with
their appointment by the County Executive.

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

RESOLUTION NO. 41

By Public Works Committee

Seconded by Mr. Sanfilippo

RESOLUTION ADOPTING THE SCOPE OF THE DRAFT ENVIRONMENTAL IMPACT STATEMENT WITH REGARD TO THE DEVELOPMENT OF THE NEW LANDFILL AND SOLID WASTE COMPOSTING SYSTEM

WHEREAS, this County Legislature, by Resolution 322 of 2005 declared its intention
to seek "Lead Agency" re-designation status with respect to the supplemental environmental
review of the new landfill, including various means of entry and egress to the new Section IV at
the landfill and related improvements, and

WHEREAS, a public scoping meeting was held on June 26, 2006, October 19, 2006
and December 13, 2006, and

WHEREAS, this County Legislature has received and reviewed all written comments
and the transcript of the scoping meetings, now, therefore, be it

RESOLVED, that this County Legislature hereby adopts as the scope of the
Environmental Impact Statement, outlined in Exhibit "A", which is on file with the Clerk of the
Legislature, and, be it

FURTHER RESOLVED, that the Division of Solid Waste Management is directed to
prepare a draft Environmental Impact Statement in accordance with the outline in Exhibit "A",
which is on file with the Clerk of the Legislature.

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

RESOLUTION NO. 42

By Public Works and Finance Committees

SECONDED BY Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ARCADIS G&M, INC. FOR PROFESSIONAL ENGINEERING SERVICES AT THE COLESVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 77 of 2006, as amended by Resolution
678 of 2006 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 an
amount not to exceed \$336,100 for the period March 1, 2006 through February 28, 2007, and

WHEREAS, said agreement is necessary for the 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, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$196,900, for the period March 1, 2007 through February 29, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with ARCADIS G&M, Inc., Two Huntington Quadrangle, Suite 1S10, Melville, New York 11747 for professional engineering services for the Division of Solid Waste Management for the period March 1, 2007 through February 29, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$196,900 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4747.501509 (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(Garnar)

RESOLUTION NO. 43

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE OF FEDERAL AID AND STATE "MARCHISELLI" PROGRAM AID-ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL AID PROJECT IN RELATION TO THE BRIDGE REPLACEMENT AT COLESVILLE ROAD OVER OUAQUAGA CREEK PROJECT AND APPROPRIATING FUNDS THEREFOR

WHEREAS, preliminary engineering and right-of-way incidental work for bridge replacement BIN 3349200 (CR 52) Colesville Road over Ouaquaga Creek ("the Project") is eligible for funding under Title 23 U.S. code, as amended, that calls for the apportionment of costs of such project to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, the County of Broome desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the preliminary engineering and right-of-way incidental work, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the above-subject project, and be it

FURTHER RESOLVED, that the Broome County Commissioner of Finance is authorized to pay in the first instance 100% of the Federal and non-Federal share of the costs of the preliminary engineering and right-of-way incidental work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$205,020, as previously appropriated pursuant to the 2005 Capital Improvement Program (C.I.P.), Project 501411 (Federal Aid Program), is made available to cover the cost of participation in the above phase of the Project, and be it

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

FURTHER RESOLVED, that the County Executive is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal-Aid and/or Marchiselli-aid on behalf of the County of Broome with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of project costs and permanent funding of the local share of

44

the Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it

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

FURTHER RESOLVED, that this Resolution shall take effect immediately.

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

RESOLUTION NO. 44

By Transportation and Rural Development Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH SAN FRANCISCO MUNICIPAL RAILWAY FOR THE PURCHASE OF BUSES FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION

WHEREAS, the Commissioner of Transportation requests authorization for an intermunicipal agreement with San Francisco Municipal Railway for the assignment of an option for the purchase of buses for the Department of Public Transportation, and

WHEREAS, said agreement will grant Broome County the option to purchase ten Orion hybrid-electric diesel coaches now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with San Francisco Municipal Railway, 700 Pennsylvania Avenue, San Francisco, CA 94107 for the assignment of an option for the purchase of buses for the Department of Public Transportation, 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(Garnar)

RESOLUTION NO. 45

By Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH TECHNOLOGY SOLUTIONS FOR SOFTWARE MAINTENANCE FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2007

WHEREAS, this County Legislature, by Resolution 16 of 2006, authorized an agreement with Technology Solutions for software maintenance for the Department of Social Services at an amount not to exceed \$20,981.80, for the period January 1, 2006 through December 31, 2006, and

WHEREAS, said agreement is necessary for software maintenance for Collaborative Care 4 Kids (CC4K) and Day Care related imaging software, and

WHEREAS, said agreement expired by its terms on December 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 \$11,378.18, for the period January 1, 2007 through December 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Technology Solutions, 5820 Main Street, Suite 102, Williamsville, New York 14221 for software maintenance for the Department of Social Services for the period January 1, 2007 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 \$11,378.18 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670513.4513.105268 (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-18, Nays-0, Absent-1(Garnar)

RESOLUTION NO. 46

By Finance Committee

Seconded by Mr. Shafer

BOND RESOLUTION DATED JANUARY 18, 2007

RESOLUTION AUTHORIZING THE ISSUANCE OF \$11,517,018.00 BONDS OF THE COUNTY OF BROOME, NEW YORK, TO PAY THE COST OF VARIOUS CAPITAL PROJECTS

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

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

<u>Project Name</u>	<u>PPU/LFL Section 11.00</u>	<u>Maximum Estimated Cost</u>
Airport Parking Lot Rehabilitation	30/15	\$1,300,000
Snow Removal Equipment Replacement	15/28	100,000
BCC Original Boiler Replacement Phase II	10/13	540,000
Reconstruction of Central Foods	10/12(3)	150,000
Watershed Annual Maintenance	10/3	75,000
County Buildings Renovations	10/12(a)2	100,000
County Office Building Parking Area	40/71	4,600,000
Petroleum Bulk Storage Reg Compliance	5/32	100,000
Public Safety Facility Repairs/Renovations/Maintenance	10/12(a)2	50,000
DPW – Fleet Replacement	3/77	75,000
Highway Reconstruction/Rehabilitation	10/20(c)	1,750,000
Repair Highway Culverts & Bridges	10/20(c)	500,000
Highway Equipment Replacement	15/28	350,000
Computer Equipment Replacement	5/32	400,000
Voice Mail System Replacement-Unified	7/35	93,839
Parks Equipment Replacement	10/28	20,000
Arena Repairs/Renovation	5/35	100,000
Arena Handrail/Forum HVAC	5/32	30,000
Replace Arena Window-Wall at North	25/32	360,000
Black Creek Security Update – Jail	5/32	298,179

Sheriff's-Road Patrol Vehicle Replacement	3/77	225,000
Colesville Landfill Remediation (Part 2)	25/6	<u>300,000</u>
TOTAL		\$11,517,018

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

Section 3. The aggregate maximum estimated cost of the aforesaid classes of objects or purposes or specific objects or purposes is \$11,517,018.00 and the plan for financing thereof is by the issuance of \$ 11,517,018.00 bonds of said County, hereby authorized to be issued therefore pursuant to the Local Finance Law, provided however that the amount of bonds to be issued shall be reduced to the extent of State grants received in connection therewith there being anticipated \$1,240,000 monies of the State government to be allocated entirely to the Airport Parking Lot Rehabilitation Project; \$270,000 monies of the State government to be allocated entirely to the BCC Original Boiler Replacement Phase II and \$150,000 monies of the State government to be allocated entirely to the Colesville Landfill remediation Project(Part 2). Provided further that the County Executive may appropriate any undesignated general fund balance remaining for fiscal year 2006 to reduce the amount of bonds to be issued hereunder.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

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

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

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

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

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

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

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

Section 10. The Commissioner of Finance is hereby authorized to make a short term non-interest bearing interfund loan from the General Fund and other Enterprise Funds, Internal Service Funds, or Special Revenue Funds to provide sufficient cash to proceed with these projects until the bonds authorized by this Resolution are sold.

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

RESOLUTION NO. 47

By Finance and Health and Human Services Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE DEPARTMENT OF SOCIAL SERVICES.

RESOLVED, that in accordance with a request from the Commissioner of Social Services, in order to correctly post salary allocations for the 06/07 Child Protective Staff Ratio Improvement Grant, as requested by BF# 006010, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	670513	1000	105228	Full-time Salaries	30,700
TO:	670513	1600	105228	Temporary Salaries	30,700

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

RESOLUTION NO. 48

By Education, Culture and Recreation Committee

Seconded by Mr. Sanfilippo

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

WHEREAS, Barbara J. 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 the Broome County Veterans Memorial Arena Board of Directors, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Dave Martin 198 Pleasant Hill Road Port Crane, NY 13833	Reappointment Term Expires 12/31/09
Sylvia Kerber 103 Court Street Binghamton, NY 13901	New Appointment Term Expires 12/31/09
Anthony Brunelli 186 State Street Binghamton, NY 13901	New Appointment Term Expires 12/31/09
Peter M. Maciak 125 Krager Road Binghamton, NY 13904	New Appointment Term Expires 12/31/09
Suzanne Gorman Messina 121 Horan Road Vestal, NY 13850	New Appointment Term Expires 12/31/09
James Di Mascio Route 11 Castle Creek, NY 13744	New Appointment Term Expires 12/31/09

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(Garnar)

RESOLUTION NO. 49

By Personnel, Health and Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST(S) FOR WILLOW POINT NURSING HOME

RESOLVED, that in accordance with a request contained in PCR# 07-28 from the
Administrator of Willow Point Nursing Home, this County Legislature hereby authorizes the
salary increase of the position of Director of Rehabilitation Services, Grade 24, Union Code 07,
minimum salary \$58,165 at budget line 160226.1000.204000 to Grade 28, Union Code 07,
budget line 160226.1000.204000, minimum salary \$70,982 effective January 1, 2007, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 07-31 from
the Administrator of Willow Point Nursing Home, this County Legislature hereby authorizes the
salary increase of the Occupational Therapy Assistant, Grade 14, Union Code 04, minimum
salary \$32,343 at budget line 160226.1000.204000 to Grade 16, Union Code 04, budget line
160226.1000.204000, minimum salary \$35,747 effective January 1, 2007

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

RESOLUTION NO. 50

By Education, Culture and Recreation Committee

Seconded by Mr. Howard

RESOLUTION APPOINTING THE HONORABLE SUZANN W. BUCHTA TO MEMBERSHIP ON THE BOARD OF DIRECTORS OF THE BROOME COUNTY VETERANS MEMORIAL ARENA

WHEREAS, by Resolution 364 of 1972, this County Legislature approved the by-laws of the Broome County Veterans Memorial Arena and authorized the Chair of the Community Affairs Committee of this County Legislature or a member of said committee designated by the Chair of the County Legislature, to be a member of the Arena Board of Directors, and

WHEREAS, pursuant to the Rules of Order approved by this County Legislature on January 2, 1997, the successor committee with respect to the affairs at the Broome County Veterans Memorial Arena is the Education, Culture and Recreation Committee, and

WHEREAS, it is necessary and appropriate to appoint a member of the Education, Culture and Recreation Committee of this County Legislature to a term on the Broome County Veterans Memorial Arena Board of Directors, now, therefore, be it

RESOLVED, that this County Legislature hereby appoints the Honorable Suzann W. Buchta, by reason of her membership on the Education, Culture and Recreation Committee of the Broome County Legislature, to serve as a member of the Board of Directors of the Broome County Veterans Memorial Arena for a term expiring December 31, 2008 or upon the termination of her membership on the Education, Culture and Recreation Committee, whichever occurs first.

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

RESOLUTION NO. 51

By Economic Development and Planning Committee

Seconded by Mr. Sanfilippo

RESOLUTION CONFIRMING THE APPOINTMENT OF THE HONORABLE STEPHEN D. HERZ TO MEMBERSHIP ON THE BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY BOARD OF DIRECTORS

WHEREAS, the Chair of the Broome County Legislature, pursuant to the powers vested in him by Resolution No. 78, adopted March 4, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987 and Article 18-A of the New York State General Municipal Law, has duly designated and appointed, pending confirmation by this Legislature, the following named individual to membership on the Broome County Industrial Development Agency Board of Directors for the term indicated:

<u>Name</u>	<u>Term Expiring</u>
Stephen D. Herz	12/31/08
787 State Route 79	
Windsor, New York 13865	

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 78, adopted March 24, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987 and Article 18-A of the New York State General Municipal Law, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 78, adopted March 24, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987 and Article 18-A of the New York State General Municipal Law, does hereby confirm the appointment of the above-mentioned individual to membership on the Broome County Industrial Development Agency Board of Directors in accordance with his appointment by the Legislative Chair.

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

RESOLUTION NO. 52

By County Administration Committee

Seconded by Mr. Sanfilippo

RESOLUTION APPOINTING THE HONORABLE BRIAN K. MATHER TO MEMBERSHIP ON THE BROOME COUNTY JURY BOARD

WHEREAS, pursuant to Section 503 of the Judiciary Law, a member of the County Legislature must be appointed to the Broome County Jury Board, and

WHEREAS, it is the desire of this Legislative body to appoint the Hon. Brian K. Mather to said Board for a term to expire on December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby appoints the Hon. Brian K. Mather, to the Broome County Jury Board for a term expiring on December 31, 2008.

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

RESOLUTION NO. 53

By Transportation and Rural Development Committee

Seconded by Mr. Sanfilippo

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

WHEREAS, the Chair of the Broome County Legislature, pursuant to the powers vested in him by Resolution 27 adopted February 1, 1972, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Soil and Water Conservation District for the terms indicated:

<u>Name</u>	<u>Expiration of Term and Category</u>
Ronald J. Keibel PO Box 395 Whitney Point, New York 13862	December 31, 2008 (Legislative Representative)
Thomas A. Hull 13 Alpine Road Binghamton, New York 13903	December 31, 2008 (Legislative Representative)

and

WHEREAS, it is desired at this time, in accordance with the provisions of Resolution 27 adopted February 1, 1972 to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 27 adopted February 1, 1972, does hereby confirm the appointments of the above-named individuals to membership on the Soil and Water Conservation District in accordance with their appointment by the Legislative Chair.

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

RESOLUTION NO. 54

By Economic Development and Planning Committee

Seconded by Mr. Sanfilippo

RESOLUTION CONFIRMING THE APPOINTMENT OF THE HONORABLE GENE E. LABARE TO MEMBERSHIP ON SOUTHERN TIER EAST REGIONAL PLANNING DEVELOPMENT BOARD

WHEREAS, the Chair of the Broome County Legislature, pursuant to the powers vested in him by Resolution 230, adopted June 27, 1967, Resolution 416, adopted December 30, 1974, Resolution 48, adopted February 7, 1984, and Resolution 108, adopted March 31, 1987, has duly designated and appointed, pending confirmation by this Legislature, the following named

individual to membership on the Southern Tier East Regional Planning Development Board for the term indicated:

<u>Name</u>	<u>Term Expiring</u>
Gene E. Labare 709 Monforte Drive Endicott, New York 13760	12/31/08

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 230, adopted June 27, 1967, Resolution 416, adopted December 30, 1974, Resolution 48, adopted February 7, 1984, and Resolution 108, adopted March 31, 1987, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 230, adopted June 27, 1967, Resolution 416, adopted December 30, 1974, Resolution 48, adopted February 7, 1984, and Resolution 108, adopted March 31, 1987, does hereby confirm the appointment of the Honorable Gene E. Labare to membership on the Southern Tier East Regional Planning Development Board in accordance with his appointment by the Legislative Chair.

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

RESOLUTION NO. 55

By County Administration
Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING THE APPOINTMENT OF EUGENE D. FAUGHNAN AS BROOME COUNTY COMMISSIONER OF ELECTIONS FOR THE TERM JANUARY 1, 2007 THROUGH DECEMBER 31, 2008

WHEREAS, the Secretary of the Broome County Republican Committee has filed with the Clerk of this Legislature, on behalf of the Broome County Republican Committee and in compliance with the appropriate provisions of law, the required certificate recommending the appointment of Eugene D. Faughnan to serve as a Commissioner of Elections for Broome County, now, therefore, be it

RESOLVED, that in accordance with the appropriate provisions of law, the Broome County Charter and Administrative Code, Eugene D. Faughnan, residing at 25 Rugby Rd., Binghamton, NY 13905 be and hereby is appointed Republican Election Commissioner of Broome County, New York for a term commencing January 1, 2007 through December 31, 2008.

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

RESOLUTION NO. 56

By Economic Development and Planning Committee
Seconded by Mr. LaBare

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY BOARD OF DIRECTORS

WHEREAS, Mark R. Whalen, Chair of the Broome County Legislature, pursuant to the authority vested in him by Resolution No. 78, adopted March 4, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987 and Article 18-A of the New York State General Municipal Law, has duly designated and appointed, pending

confirmation by this Legislature, the following named individuals to membership on the Broome County Industrial Agency Board of Directors for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
George Akel, Jr. 2165 E. Hampton Road Binghamton, New York 13903	Reappointment 12/31/08
Vincent A. Pasquale 6 Westland Court Binghamton, New York 13905	Reappointment 12/31/08
James Rounds 6 Ford Street Windsor, New York 13865	Reappointment 12/31/08
Peter N. Hankin 174 Brown Road Vestal, New York 13850	Reappointment 12/31/08
Kevin I. McLaughlin 97 Upper Vine Street Binghamton, New York 13903	New Appointment 12/31/08
William J. Tastle 1269 Domenica Drive Endicott, New York 13760	New Appointment 12/31/08
Barbara J. Fiala 27 Colfax Avenue Binghamton, New York 13905	New Appointment 12/31/08
Eugene Burns 2440 Rhonda Drive Vestal, New York 13850	New Appointment 12/31/08

And

WHEREAS, it is desired at this time to confirm said appointments, and be it,
RESOLVED that these appointments shall become effective upon an affirmative vote by the full Legislature on this Resolution and continue through December 31, 2008 or until such time as the person is replaced, now, therefore, be it

FURTHER RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 78, adopted March 4, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987 and Article 18-A of the New York State General Municipal Law, confirms the appointments of the above-named individuals to membership on the Broome County Industrial Agency Board of Directors for the terms indicated, in accordance with their appointment by the Legislative Chairman.

Held over 'under the rules' by Mr. Hutchings.

COMMUNICATIONS FROM LEGISLATORS

Mr. Sanfilippo advised the Legislature that he intends to introduce legislation in the next few months that would require defibrillators in places of assembly. There has been state legislation passed, but it does not become effective until September, 2007, and it only addresses very large facilities. He is asking for input and suggestions from Legislators with regards to the size and type of facilities that would be recommended.

Mr. Shafer made a motion to adjourn, seconded by Mr. LaBare. **Motion to adjourn carried,** Ayes-18, Nays-0, Absent-1(Garnar). The meeting was adjourned at 6:30 pm.

This page intentionally left blank.