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**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
THURSDAY, FEBRUARY 28, 2008**

The Legislature convened at 5:00 p.m. with a call to order by the Chair, Mark R. Whalen. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll.  
Present-16, Absent-3 (Mather, Reynolds, Sanfilippo)

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

Mr. Cleary made a motion, seconded by Mr. LaBare, that the minutes of January 24, 2008 session be approved as prepared and presented by the Clerk.

**Carried**, Ayes-16, Nays-0, Absent-3 (Mather, Reynolds, Sanfilippo)

Mr. Whalen noted that the committee minutes for the period January 24, 2008 through February 27, 2008 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. The Clerk indicated that a quorum of all committees were present. Mr. Whalen asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Garnar, seconded by Mr. Herz.

**Carried**, Ayes-16, Nays-0, Absent-3 (Mather, Reynolds, Sanfilippo)

**WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:**

Letters from the County Executive, Barbara J. Fiala

- A. 2008 STATE OF THE COUNTY
- B. Appointment of George Bagnetto as Commissioner of Transportation

Chairman Whalen introduced Mrs. Fiala for her presentation of the 2008 State of the County address.

**2008 State of the County**

Good evening, Chairman Whalen, Majority Leader Reynolds, Minority Leader Schofield, legislators, department heads, employees, members of the local media and residents.

Thank you all for coming tonight for the presentation of the 2008 State of the County. This is an exciting time for our region and throughout these remarks I plan to demonstrate Broome County's accomplishments and obstacles, as well as its strengths and challenges.

I am optimistic about the current State of our County and I am also optimistic about its future. We could not have gotten to where we are, without working together and we will not get to where we need to go, unless we continue to work together.

Broome County stands poised to accomplish tremendous things. We have leaders in county government and this legislature who understand what it takes to make our community great. We have leaders in Albany, especially Governor Eliot Spitzer, who are committed to revitalizing Upstate New York. And we have leaders in our state legislature, like Senator Thomas Libous and Assemblywoman Donna Lupardo, who share the vision of a revitalized Upstate and a "One New York" that can once again be a powerhouse in this global economy.

**The Current Economy**

As we look back on the last three years and look ahead to 2008 and beyond, there is one area that most significantly portrays our vibrancy and vitality, and that is our economy. From all of the

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current economic indicators, our community is strong and getting stronger, but as always, faces a number of challenges.

As long as our economic strategies are on target and we are working in partnership, from our smallest communities all the way up to our state and federal governments, we will continue to build upon our economic growth.

Our community is still growing jobs. After almost a decade of losses, significant losses, we are in the positive territory for job growth in all sectors.

In just the past two years, there have been more than 1,000 new manufacturing jobs created in the Broome-Tioga region. These are high skilled-high paying jobs.

Overall, the percentage growth of our total private sector payroll has almost matched the national average. In recent history we have lagged far below the average.

In the housing sector, people are also cautiously optimistic. Our region was spared the hits taken by states heavily immersed in the sub-prime mortgage crisis. And once again our area has seen some growth in new individual housing starts and housing developments.

#### **Our Economic Development Plan**

All of these factors paint a positive economic picture for Greater Binghamton but we cannot sit back and simply hope it continues at this level of success.

We must continue to nurture a supportive economic environment for business and industry.

We must continue to keep our spending in check and maintain a firm grasp on our tax rates.

We must continue to push our state leaders to do as Governor Spitzer has urged and reduce the cost of doing business in New York State and develop our innovation economy.

And we must continue to work together to eliminate the many layers of government which continue to put tremendous pressure on our taxpayers and stand in the way of progress.

As I stated during my campaign for this office in 2004, it is not government's role to create jobs, however, it is government's responsibility to create the environment in which jobs can be produced.

Broome County Government can facilitate economic growth by assisting existing businesses, developers and entrepreneurs.

We can act as a coordinator of economic development by bringing people together to work together.

We can encourage economic growth by protecting and enhancing our infrastructure.

And we can also literally promote economic growth by simply promoting our area.

With this philosophy in mind, Broome County has concentrated its efforts in following areas.

- o Cleaning up brownfields and identifying new areas for development
- o Working with the private sector to leverage state dollars for infrastructure improvements
- o Marketing our community

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- o Aggressively responding to inquiries about our region in order to put forth a competitive front
  - o And developing strategies that allow start up businesses and entrepreneurs to get off the ground and grow jobs for our community

#### **Charles St. Business Park**

One of the largest and highest profile projects in our community and one that I am extremely proud of, is the Charles St. Business Park. In early 2007, Emerson Network Power invited city, county and state officials to their offices to discuss their desire to keep their operation in Binghamton and to build a new high tech facility at the former Anitec Site.

I know some people wondered why Emerson chose the Anitec site. You just had to sit in the room for a few minutes with Emerson Network Power President, Bill Fierle, to understand his passion for the project and for the Anitec site. As a result of his commitment and dedication, Emerson Network Power is set to break ground on a new 40-thousand square foot facility in the new Charles Street Business Park in just a few weeks.

I want to thank Mr. Fierle for having what it takes, and doing what is necessary, to make this project happen. Without his determination, it might not have happened and Greater Binghamton would not be seeing one of its highest profile pieces of real estate developed. It is also possible that Emerson's 65 high paying jobs might have gone elsewhere.

This project is the result of all levels of government working together.

I want to thank Dick D'Attilio and my fellow IDA board members for supporting this development. I want to thank our counterparts at the city for also working to make this vision become a reality.

I want to thank Governor Eliot Spitzer for his support of Upstate's revitalization and for his city by city initiatives. Without the million dollars in state support for infrastructure improvements at the former Anitec site, this dream may never have taken flight. Kevin McLaughlin, our new Regional Empire State Development Director, also believed in this project and lobbied heavily for us to receive the state support. Thank you Kevin for all that you do for Broome County and our entire region.

When cars drive through Binghamton on Route 17-soon to be Interstate 86, they will not see a large dirt field anymore. Instead they will see a state of the art manufacturing facility and office building, surrounded by a beautiful business park.

It is expected to be a major draw for future development at that site. We already know that the Charles St. Business Park is generating a lot of interest. We hope to have several major announcements in the months and years to come.

#### **Brandywine Corridor-Our Gateway to the Future**

Broome County is also aggressively going after another major gateway in Greater Binghamton. It is the area known as the Brandywine Corridor. Every year millions of cars pass by this site and right now it is not the most inviting gateway. Our community can do better. It must do better.

For two years we have waited for a Brownfield Opportunity Area Grant. We can wait no longer. As I announced in my budget message, we will move forward with the development analysis and environmental review of the Brandywine Corridor area. We have already put out the request for proposals for this work to be done.

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This is the first crucial step that must take place. We must plot a vision for development in this "Gateway to Greater Binghamton" and then make it happen.

Funding for this analysis will come from the increase in the hotel-motel occupancy tax. I want to thank the legislators who had the foresight to support this increase to help expedite brownfield redevelopment efforts in our community.

We have also committed \$50,000 of the occupancy tax dollars to help bring down Endicott Forging in Endicott. It may not seem like a lot on its own, but it translates into a lot of money for the community when you can use \$50,000 to help leverage state dollars.

In this case, the \$50,000 commitment helped spur the Village of Endicott to go through the Restore New York process. As a result, the village received nearly \$800,000 to demolish this eyesore and begin the process of cleaning up and redeveloping this valuable piece of land.

We look forward to working with other communities in Broome County to spur cleanup efforts at other brownfield sites. This is one of our major challenges in the Greater Binghamton region and I am confident the sustainable funding we have been able to acquire will spur additional brownfield cleanup.

#### **Marketing Greater Binghamton**

Again, I want to thank the legislators in this chamber who supported the increase in the occupancy tax. It was not an easy decision but it had to be done. This community has forever lacked a sustainable revenue stream to cleanup blighted areas in our community, and there are many. And we have lacked sustainable funding for marketing this great community. This is the other important use for the occupancy tax dollars.

While we have to remove blight, we cannot wait for that cleanup job to be done before we market our area's assets and there are many.

What we have not done is tell the rest of the United States and the world why Greater Binghamton is so great.

Recently, we have done some national and international marketing by utilizing our sporting events like the Chris Thater Memorial and the AHL All Star game which we were privileged to host this year. Both events pointed a national and international spotlight on our community.

Not only did our community come across as attractive and inviting on the broadcasts of the cycling event and AHL game respectively, we were also provided an opportunity, through the purchase of air-time, to promote the tremendous benefits of living, working and starting a business in Greater Binghamton.

We plan to do more of this type of image marketing for our community. Our next national and international audience will take place with the Dick's Sporting Goods Open in July.

#### **Growing Our Own Jobs**

Another major economic development focus is to foster our local entrepreneurial spirit and provide much needed assistance to high tech startups.

As you know, we are in the process of rehabilitating 123 Court Street in the City of Binghamton into a high tech incubator. The *Greater Binghamton Innovation Center* is a Broome County Economic Development and Greater Binghamton Coalition initiative to provide an affordable, supportive environment for emerging businesses.

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We will continue to try to nurture current companies already in the community, and we will continue to try to attract new companies. But while we do both of these things, we must also try to grow our own jobs. We believe that providing incubator space will give companies and individuals a leg up on pursuing their business ventures.

Today I would like to announce that we are also working in partnership with Binghamton University, the Broome County Industrial Development Agency and officials at Huron Campus to bring another incubator to Western Broome County.

This new incubator will be for wet lab type research and development. This wet lab space will be in support of any future technology transfers out of Binghamton University.

Some of the most exciting research and development is taking place right here in our backyard. These inventors and scientists need a place to grow their technology and commercialize their ideas.

The need is there and the partners are all on board. Our next step is to seek financial support from Empire State Development and the Governor's office to assist us with the development of this incubator. In fact, the Governor mentioned in his State of the Upstate speech last month, the need for an incubator of this type to support emerging technology business out of BU. We believe this is a perfect project for Governor Spitzer's \$1 Billion Upstate Revitalization Fund.

We are still working out the details but our plan calls for an incubator to be housed at Huron, in Building 57, off of Hayes Avenue on the eastern end of the campus. We will create 6 to 7 wet labs for research and development. This space will be rehabilitated with state of the art equipment that will allow cutting edge research to be created, tested, developed and commercialized.

We are excited about this partnership and this opportunity. I look forward to providing you additional information on this project as it develops.

**Grants for Growth**

Whether an individual with a great idea plans to grow his or her business in the Greater Binghamton Innovation Center in Downtown Binghamton or at the proposed wet lab incubator, a need still exists to provide these start ups with some working capital.

We have a number of programs in place both locally and at the state level that provide incentives and low interest loans. However, these are designed for businesses and industries that are already established.

The individuals who will be locating in one of the two incubators in our community will not have an established business. They hope to one day have a fully realized company but first they just need to get out of the starting gate.

That is why today I am announcing a *Grants for Growth* program. I would like Broome County to set aside \$50,000 from the occupancy tax revenues to create a grant fund for potential incubator tenants. This would be a matching grant and it would only be for incubator tenants.

This idea is not new. It is being done around the world to help entrepreneurs get over that first major obstacle, the lack of positive working capital. I strongly believe that this small investment of \$50,000 can pay off huge dividends in the future.

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Our economic development strategies are on target. They are paying dividends but we certainly are never done honing our plan of attack. Our future short term goals include creating stronger workforce development plans to provide a well trained workforce for our high demand industries.

We are pursuing an aggressive marketing campaign that addresses both image building as well as targeting specific industry sectors.

And we are continuing to work with our economic development counterparts to identify and prioritize; brownfields for cleanup, new areas for development, private sector partners to collaborate with and gaps in services that we need to provide.

#### **Stabilizing County Finances**

In the last 3 years, this administration, under my leadership, has also managed the county's finances in a way that has preserved important county services but has also put pressure on controlling expenses.

In the past, we have experienced dramatic ups and downs in our tax rates that left the community guessing from year to year. It was unfair to everyone to allow those kinds of shifts.

We have managed to maintain services while controlling expenses but the reining in of spending has not been without pain.

When I took office in 2005, Broome County depended upon \$14.8M of appropriated fund balance or surplus to reduce the property tax burden. I immediately considered the downside of relying upon surplus dollars that would eventually disappear, to balance our budget.

We were determined to reduce that dependency by adding language to our budget resolution that limits the use of surplus funds. In 2008, our dependency on surplus is reduced to \$6.4M, a more manageable amount.

Controlling spending was a top priority. For the 2008 budget, I called for a 7% net budget reduction in all County departments and contract agencies. Our departments heard this call and did their best to rise to the occasion.

Their efforts allowed us to keep spending to less than a 1% increase-- a feat almost unheard of in county government.

I have also placed a \$1M cap on annual borrowing that is supported by local property tax dollars. This helps to keep our debt under control instead of blindly increasing our property tax burden.

Healthcare costs remain our number one challenge. In recent years the cost of providing employee health insurance has gone up as much as 25%. This dramatic but expected increase prompted us to find more cost effective solutions to this growing problem.

This administration under my leadership is also turning to technology to help us operate more efficiently and save taxpayer dollars. We are pursuing the implementation of a new computer system. This Enterprise Resource Planning software will forever change the way we do business. It will make our employees more efficient and productive.

This update is vital to the operations of Broome County Government. I encourage all lawmakers to support this resolution tonight at your regular meeting.

I cannot detail every fiscal strategy we have implemented in this address tonight but the one accomplishment I did want to highlight has been this administration's ability to keep tax increases manageable, steady and consistent.

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On average I have increased taxes by 3.875% or .57 per year, per \$1,000 assessed valuation. Over my tenure as County Executive there have been no dramatic ups and downs and no major surprises. This county needs strong fiscal controls to manage spending and keep tax rates low and that is something I can promise taxpayers I will continue to do.

In addition to the policy changes enacted by my administration, together in a bipartisan effort with the legislature, we have been able to provide direct tax relief to our residents. In 2006, Broome County, in partnership with New York State, removed the 8% sales tax on clothing and shoes up to \$110.

This provided our working families with a much needed tax break. It did have an impact on the County's bottom line but I think everyone in this chamber agrees that the benefits of this move far outweigh the negatives.

#### **Consolidation and Shared Services**

During the 2008 Budget Message I discussed the need for our municipalities to explore ways of consolidating rather than receiving millions in additional sales tax dollars that allow them to build walls of isolation. I will not back down from my call for more consolidation.

I applaud Governor Spitzer for his Commission on Local Government Efficiency and Competitiveness. The Governor's Commission has accepted 7 of Broome County's consolidation initiatives. We are pleased with that move and we are pleased with the resources the state is making available to local communities to further explore these initiatives.

However, in order to garner the state resources, you need to have consensus among your municipalities about which consolidation projects make the most sense. We here in Broome County have not always seen eye to eye on some of our specific initiatives like police consolidation, highway consolidation, courts consolidation or the dissolution of villages.

However, this year I would like to announce that Broome County is moving forward aggressively on an initiative that we believe most, if not all of our municipalities, can support; countywide code enforcement.

We have applied to the New York State Shared Municipal Services program for a grant to assist us in moving this project forward. Today I ask our municipal leaders to endorse this effort by asking their respective town and village boards to support this initiative by passing a resolution.

Code enforcement is a serious, time consuming and expensive issue for all of our communities, large and small. There has got to be a better way of providing this service to make it easier and more cost effective for each municipality.

I look forward to working on this initiative with our towns and villages.

#### **Affordable Health Care Alternative**

I am excited to also announce today that because of all of our research and effort on the issue of consolidation and shared services, we have received a grant that will allow Broome County to shift its health care coverage from a self insured system to the New York State Health Insurance Program.

This is very exciting and gratifying for us. Ever since our Shared Services Summit back in 2005, where we identified health insurance as the number one initiative worth exploring, my staff, in particular Deputy County Executive Patrick Brennan, has been investigating our options.

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At this time, it appears, the New York State Health Insurance Plan or NYSHIP, will not only save our employees money, it will save taxpayer dollars as well.

As a result of the State Municipal Services Grant we secured, Broome County will not only save on its health insurance costs, the grant will also provide us with matching funds for the savings we produce. This truly is a win-win for employees and taxpayers alike.

We have done some preliminary outreach with employees and union representatives about this initiative and we plan to do a lot more education. I encourage all of our employees to educate themselves about the impact of this major switch in health care providers.

I trust you will see the benefits and be supportive of this move. We have and will continue to provide information to all of our legislators regarding this proposal and we encourage their support as we move forward.

Once it is implemented at the county level, we feel confident our local municipalities will also find it beneficial to join us in the NYSHIP health plan. In fact they do not even need to wait for Broome County to finalize its plans. We encourage them to reach out to NYSHIP directly to see how making the switch will impact their bottom lines.

I would like to take a few quick moments to update several of our other consolidation and shared service initiatives.

- The **police consolidation** plan is still on the table and we encourage more municipal and law enforcement personnel to seek out information on this plan.
- Broome County continues to provide **labor relations and negotiations** for the Village of Endicott which has saved the village over \$200,000 since 2005 and we are now providing similar services to the Binghamton-Johnson City Joint Sewage Treatment Plant.
- **Tax collection** operations have now expanded to the Town of Kirkwood and our Real Property Department has received a grant to study countywide assessment and a countywide tax information system.
- And we are heartened to see that Villages like Windsor and Johnson City are studying the impacts of dissolution.

#### **Progress on Major Capital Projects in 2007**

Right now I would like to provide quick updates on some of our major projects.

#### **George Harvey**

In 2007, the George Harvey Justice Building received quite a bit of attention and was the center of a tremendous amount of activity. This project is important to the functions of Broome County Government and it is important for the City of Binghamton's revitalization efforts.

I was extremely happy with the progress we made last year with gutting the inside of the Harvey Justice Building. I want to commend our Public Works Department, especially Steve Elko, for his oversight of this project.

We did hit a major hurdle recently with the challenge to our attempts to incorporate a preferred labor agreement for this project. On this matter, I wanted to say that the P-L-A was not done haphazardly. It was implemented with quite a bit of forethought.

A lot of homework was done in an attempt to protect local jobs and to provide local labor with assurances that this public project, paid for with public dollars, would safeguard local jobs and would keep this work from being hired from outside the area.

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It is unfortunate this has gotten bogged down in the legal system. The PLA for this project was done with the best of intentions. The unfortunate casualty is that we have a major construction project in the heart of our urban core that has been inactive all winter long.

We will move forward. This project will be completed.

#### **Broome Community College**

And the County will continue to support Broome Community College's efforts to create a safe, modern, and environmentally friendly academic community for students, administrators and faculty.

In the 2008 budget we provided approximately \$1M in capital improvement funding for BCC. Upon the completion of the new 10 year master plan I met with BCC trustees, the president and our legislators to devise a strategic financial plan to bring these priorities to fruition. We have already begun earmarking funds for many of BCC's capital needs.

#### **Intermodal**

Another major project in the city's urban core is the Intermodal Transit Terminal. This is a federal project so as you can imagine it involves a complicated and laborious approval process. But we are moving as quickly as we can through that process.

- 90% of the design work was approved last year
- We also made it over all of the environmental hurdles and received a green light on our environmental assessment.
- We are in the process of purchasing the properties. Two down and two to go.
- And we expect to have a groundbreaking ceremony to mark the beginning of construction on the property in April with construction on the actual terminal building expected to get underway this fall.

We are very excited about this project. Like the George Harvey Justice Building, the Intermodal is going to have a catalytic effect on the Downtown area.

#### **New Nursing Home**

Our nursing home is also moving forward on a fast track. The site at the Binghamton Health Center Campus has been finalized. We are now waiting to hear from the state on the potential for state aid to help prepare the site for construction.

#### **Think BGM**

The airport parking construction project is almost complete.

This has been a lengthy process and at times it has been an inconvenience to our customers at the airport. But it has been well worth the wait.

I want to once again recognize Carl Beardsley and his staff for the outstanding airport operation. We are lucky to have such a first class airport in our community.

The airline industry is so volatile right now. It is hard for all of the smaller communities to compete for air service. Despite our loss of Delta service in 2007, we count ourselves fortunate to still be served by three outstanding airlines; United, Northwest and US Airways.

And also despite the loss of Delta, the Greater Binghamton Airport posted a healthy 11% increase in passenger boardings in 2007.

Last year, we also welcomed Lockheed Martin to Hangar One. We are proud to have Lockheed Martin as a tenant and proud to play a pivotal role in Lockheed's operations.

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### **Departmental Highlights**

Every year we try to pack as much information into this presentation as possible but it is not feasible to include every project and initiative accomplished by our departments and their employees.

Our hard working and dedicated employees are the ones who allow us to have all of these successes and they deserve recognition for their accomplishments. I encourage our legislators, the media and members of the public to take the time to read about all of the departmental highlights in the back of the printed version of the State of the County speech. Without our dedicated workers we could not move this county forward.

Finally, before I close, I did want to give special recognition today to a handful of departments that have worked diligently in 2007 to provide Broome County and its residents with outstanding service.

The first department is one that has probably received little recognition over the years but provides a valuable service every day to county departments. It is the law department headed by County Attorney Joe Sluzar. I have to tell you, the planning department was really thinking ahead when they placed the County Attorney's office right next to the County Executive's Office.

Joe and his staff are hard working, conscientious, creative and always friendly. They keep Broome County out of trouble and in 2007 they really earned their salaries.

The County Attorney's Office was successful in 2007 in winning the Sick Pay lawsuit which returned nearly \$200,000 thousand dollars to county coffers. This was a tough case and it was a tough decision to have to sue former employees but I maintain that it was the right thing to do for taxpayers and it was the right thing to do for all employees.

More recently the County Attorney's Office was successful in defending the Broome County Jail and Broome County Government in a recent lawsuit. The long hours and hard work of attorneys Bob Behnke and Aaron Marcus really paid off.

These are just two of the more high profile matters handled by the legal office. They do routine and yes, sometimes mundane research and litigation everyday. Most of the time it goes unnoticed and unappreciated but we hope that is not the case after today.

And another group of County employees, who deserve a little special recognition, is the staff at the Broome County Veterans Memorial Arena.

Before I took office in 2005, there were 3 concerts scheduled at the Arena the previous year. In 2007, there were 13 concerts. In 2004 the revenues were a little over \$440,000. In 2007 they totaled nearly \$550,000.

The Arena recently received national and international attention as a result of the AHL All Star Game. This was truly an honor for our community and it would not have been possible if our Arena had not been up to the challenge.

It was indeed up to the challenge and from all the feedback we have received, the facility and the Arena team outdid themselves. Thank you to Brian Hoffman who has done an excellent job of managing the facility and its staff. The Arena looks great and the prospects for additional business are looking very good.

And finally I wanted to say to our workers at our Department of Social Services that you have one of the toughest jobs of all. Unfortunately, you only seem to get attention when something goes wrong in our community and that is just not fair.

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This most recent situation is a tragedy. The circumstances that surrounded the death of this young boy are being investigated. There is a state investigation of the matter and there is an internal review of the events surrounding this death. We are cooperating fully with the state in its investigation and we are fully supportive of Commissioner Art Johnson and his staff as the internal review moves forward.

Whatever the results of the state inquiry and our own internal examination, we will take responsibility, if responsibility is ours, we will make changes if changes are recommended and we will make sure that this child's death was not in vain.

The work carried out by our Department of Social Services is highly valued. You have a positive impact on the lives of so many people in our community. Let's always remember that.

Broome County Government works because its people work. This community works and will continue to work because of the character of its residents--their hard work ethic and their innovative ideas.

As County Executive, I vow to continue to work for the people of Broome County and to continue to protect their tax dollars as if they were coming right out of my own pocket.

I pledge to continue working with our legislators in a bipartisan manner to move Broome County forward and truly make it the best place to live, work and raise a family.

Thank you!

Motion to recess made by Mr. Reynolds, seconded by Mr. Marinich, to recess.

**Carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

The session resumed at 6:05 p.m.

**PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:**

A. PETITIONS: NONE

B. COMMUNICATIONS:

1. Cornell Cooperative Extension of Broome County Meeting Minutes 12/6/07
2. Board of Acquisition and Contract Meeting Minutes 1/23/08
3. Environmental Management Council Meeting Minutes 1/3/08
4. Finance-Fourth Quarterly Report of 2007 Sales Tax Collections
5. Family Violence Prevention Council 2007 Trust Fund Summary
6. Board of Acquisition and Contract Meeting Minutes 2/13/08
7. Broome Community College Budget Transfers 12/07

C. NOTICES:

1. Special County Administration Committee Meeting 2/14/08

D. REPORTS:

1. Broome Community College Above Minimum Hire Report 1/08
2. Department of Finance-2007 Dog License Report
3. Broome County Arts Council 2007 Annual Report
4. Department of Audit and Control-Employee Final Clearance Payout Audit 1/08
5. Department of Audit and Control-Real Property Tax Collection Process Controls Audit 2/08
6. Town of Colesville-Public Hearing-Local Law Amending Land Use

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7. Department of Social Services HEAP Amendment -Resolution 07-510
  8. Nixon Peabody Attorney at Law-Application of Binghamton MSA Limited Partnership d/b/a Verizon Wireless for Approval to Construct and Operate a Wireless Telecommunications Facility in the Town of Maine

Mr. Kuzel made a motion, seconded by Mr. Garnar, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2008 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair.

**Carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

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

Motion by Mr. Marinich, seconded by Mr. Cleary, to change the dates of the April 17, 2008 session to April 24, 2008 and the August 21, 2008 session to August 20, 2008. The committee weeks would remain unchanged.

**Carried.** Ayes-17, Nays-2, Absent-2 (Mather, Sanfilippo)

Motion by Mr. Reynolds to recall Resolution No. 08-38.

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 38**

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 DEVELOPMENT/DELINQUENCY PREVENTION PROGRAMS (YDDP) FOR 2008**

Motion by Mr. Reynolds, seconded by Mr. Shafer, to amend the resolution to replace the original Exhibit "A" with replacement Exhibit "A" to include Compeer Youth Mentoring Program by the Mental Health Association with a proposed budget of \$15,000, total amount for all programs \$123,883.

**Amendment carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

**Carried as amended.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTIONS HELD OVER FROM PREVIOUS SESSION**

#### **RESOLUTION NO. 48**

(Held over by Mr. Kuzel)

By County Administration Committee

Seconded by Mr. Cleary

#### **RESOLUTION ADOPTING AND APPROVING LOCAL LAW INTRO. NO. 1 OF 2008, WHICH AMENDS THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO CORRECT THE LEGISLATIVE DISTRICTS OF THE COUNTY OF BROOME**

Motion by Mr. Kuzel, seconded by Mr. Shafer, to amend the paragraph that starts "Reference to Election Districts" to read "Reference to "Election Districts" in the above description refers to Election Districts established as of February 15, 2002 except those which the Town of Union and the City of Binghamton amended in 2006 are referenced by their amended Election District number."

**Amendment carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

**Automatic holdover.**

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### **RESOLUTION NO. 53**

(Held over by Mr. Schofield)

By County Administration and Finance Committees

Seconded by: Mr. LaBare

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH ORACLE USA, INC. FOR COMPUTER SOFTWARE AND MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2008-2018**

Motion by Mr. LaBare, seconded by Mr. Materese, to amend the resolution as follows:

Title: Add "DLT SOLUTIONS, INC., SALES AGENT FOR" ORACLE USA, INC.

1<sup>st</sup> WHEREAS paragraph replace Oracle USA, Inc., with "DLT Solutions, Inc."

1<sup>st</sup> RESOLVED paragraph replace Oracle USA, Inc., 7 Southwoods Boulevard, Albany, New York 12211 with "DLT Solutions, Inc., 13861 Sunrise Valley Drive, Suite 400, Herndon, Virginia 20171

Mr. Marinich noted that the Resolution references software and its maintenance. He asked the Director of Information Technology, Ms. McKinney, what the rate would be for a service call, as opposed to a maintenance call. Ms. McKinney advised him that she did not have the information, but thought that a typical service call would cost between \$150-\$200 per hour.

**Amendment carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

**Carried as amended.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 54**

(Held over by Mr. Black)

By County Administration and Finance Committees

Seconded by Mr. Cleary

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH CEDARCRESTONE FOR CONSULTING AND TRAINING FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2008-2010**

**Carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 55**

(Held over by Mr. Black)

Introduced by Finance and County Administration Committees

Seconded by Mr. Cleary

#### **RESOLUTION TO AMEND THE 2008 CAPITAL IMPROVEMENT PROGRAM**

**Carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 56**

(Held over by Mr. Black)

By Finance Committee

Seconded by Mr. Cleary

#### **BOND RESOLUTION DATED**

#### **RESOLUTION AUTHORIZING THE ISSUANCE OF \$2,057,200 BONDS OF THE COUNTY OF BROOME, NEW YORK, TO PAY THE COST OF A CAPITAL PROJECT**

**Carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

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**RESOLUTIONS INTRODUCED AT THIS SESSION**

**RESOLUTION NO. 57**

**Introduced by:** Public Safety and Emergency Services Committee

**Seconded by:** Mr. Garnar

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

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

<u>Name</u>	<u>Term Expires</u>
George Seltzer 32 North Parsons Road Whitney Point, New York 13862	Reappointment 12/31/08
Elwyn Eaton 1112 Castle Creek Road Castle Creek, New York 13744	Reappointment 12/31/08
Jerry Launt 384 Dunbar Road Windsor, New York 13865	Reappointment 12/31/08
Thomas Giblin 9 Ronan Street Binghamton, New York 13901	Reappointment 12/31/08
Christopher Lupold 15 Knight Road Vestal, New York 13850	Reappointment 12/31/08
Robert Brady 3116 Kensington Road Endwell, New York 13760	Reappointment 12/31/08
Wesley Tyler 2127 New York Route 26 Endicott, New York 13760	Reappointment 12/31/08
Alice Fiacco 3605 Royal Road Endwell, New York 13760	Reappointment 12/31/08
Henry Hawver 562 Hooper Road Endwell, New York 13760	Reappointment 12/31/08
James Cummings 2528 Farm to Market Road Johnson City, New York 13790	Reappointment 12/31/08

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Larry Vesley 3217 Wayne Street Endwell, New York 13760	Reappointment 12/31/08
Peter Scarantino 3370 Jackson Road Binghamton, New York 13903	Reappointment 12/31/08
Jerry F. Marinich 40 Clearview Place Binghamton, New York 13901	Reappointment 12/31/08
Richard A. Materese 1425 Campville Road Endicott, New York 13760	Reappointment 12/31/08
John Ruck 419 Chrysler Road Endwell, New York 13760	New Appointment 12/31/08
Robert Locker 61 CFJ Boulevard Johnson City, New York 13790	New Appointment 12/31/08
Jeffrey Buckler 2885 Route 7 Harpursville, New York 13787	New Appointment 12/31/08
Dean Horton 46 Dumas Hill Road Port Crane, New York 13833	New Appointment 12/31/08
Thomas Sheridan 696 Route 369 Port Crane, New York 13833	New Appointment 12/31/08
David Rickard 24 Riverview Rd. Kirkwood, New York 13795	New Appointment 12/31/08

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it  
RESOLVED, that this County Legislature, pursuant to the provisions of Article XIX of the  
Broome County Charter and Code, confirms the appointments of the above-named individuals to  
membership on the Broome County Fire Advisory Board for the terms indicated, in accordance  
with their appointment by the County Executive.

**Carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

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**RESOLUTION NO. 58**

**Introduced by:** County Administration Committee

**Seconded by:** Mr. Garnar

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY BOARD OF ETHICS**

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Chapter 19, Article II, Section 19-8 of the Broome County Charter and Code, has duly designated and appointed the following named individuals to membership on the Broome County Board of Ethics, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Margaret Coffey 30 Davis Street Binghamton, New York 13903	Reappointment 12/31/2010
John Perticone 12 Cornell Avenue Binghamton, New York 13903	Reappointment 12/31/2010
Paul J. Sweeney 180 Leroy Street Binghamton, New York 13905	Reappointment 12/31/2010

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 Chapter 19, Article II, Section 19-8 of the Broome County Charter and Code, confirms the appointments of the above-named individuals to membership on the Broome County Board of Ethics for the terms indicated, in accordance with their appointment by the County Executive.

**Carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

**RESOLUTION NO. 59**

**Introduced by:** Education, Culture and Recreation Committee

**Seconded by:** Mr. Garnar

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY VETERAN'S 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 Administrative Code, has duly designated and appointed the following named individuals to membership on the Broome County Veteran's Memorial Arena Board of Directors, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
James Rounds 6 Ford Road Windsor, New York 13865	Reappointment 12/31/2010
Joseph Coffey 30 Davis Street Binghamton, New York 13903	Reappointment 12/31/2010

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Anthony Fiala, Jr.  
8 Stanley Street  
Binghamton, New York 13905

Reappointment  
12/31/2010

James Norris  
18 Wagner Street  
Binghamton, New York 13904

Reappointment  
12/31/2010

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 Administrative Code, confirms the appointments of the above-named individuals to membership on the Broome County Veteran's Memorial Arena Board of Directors for the terms indicated, in accordance with their appointment by the County Executive.

**Carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

### RESOLUTION NO. 60

**Introduced by:** Health and Human Services Committees

**Seconded by:** Mr. Garnar

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

WHEREAS, Barbara J. Fiala, County Executive, pursuant to the authority vested in her by Resolution 477 of 1985, as amended by Resolution 277 of 1990 and Resolution 171 of 1999, has duly designated and appointed the following named individual to membership on the Broome County Family Violence Prevention Council, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Pastor Greg Johnson 93 Riverside Drive Binghamton, New York 13905 (Unexpired term of Rev. Larry Simpson)	New Appointment 12/31/2008
Kate Grippen 22 Delavan Avenue Binghamton, New York 13903 (Unexpired term of Margherita Rossi)	New Appointment 12/31/2008
Patricia Ericksen 345 Third Avenue Vestal, New York 13850	New Appointment 12/31/2010
Nancy Frank 3104 Cornell Avenue Vestal, New York 13850	New Appointment 12/31/2010
Gary O'Neill 310 Mersereau Avenue Endicott, New York 13760	New Appointment 12/31/2010
Dick Squire 167 St. John Road Afton, New York 13730	New Appointment 12/31/2010

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Cheryl Sullivan 1933 Cole Place Vestal, New York 13850	New Appointment 12/31/2010
Judith Bobinski 3713 Alpine Drive Endwell, New York 13760	New Appointment 12/31/2010
John Choynowski 1146 Jewett Hill Road Apalachin, New York 13732	New Appointment 12/31/2010
Sally Hoffman 71 Ketchum Hill Road Port Crane, New York 13833	New Appointment 12/31/2010
Trina Newton 219 Tudor Road Ithaca, New York 14850	New Appointment 12/31/2010
Mary Ann Novitske 123 North Hudson Street Johnson City, New York 13790	New Appointment 12/31/2010
Fr. Edward L. Zandy 701 West Main Street Endwell, New York 13760	New Appointment 12/31/2010

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it  
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 477  
of 1985, as amended by Resolution 277 of 1990 and Resolution 171 of 1999, hereby confirms  
the appointment of the above-named individual to membership on the Broome County Family  
Violence Prevention Council for the term indicated, in accordance with his appointment by the  
County Executive.

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 61**

**Introduced by:** Personnel and Public Safety and Emergency Services Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION CONFIRMING APPOINTMENT OF LORRAINE S. WILMOT AS BROOME COUNTY PROBATION DIRECTOR III**

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested  
in her by Article XXIV, Section A2402 of the Broome County Charter and Code, has duly  
designated and appointed, pending confirmation by this Legislature, Lorraine S. Wilmot, 20 East  
Street, Binghamton, New York 13905 as Probation Director III, at the 2004 annual base salary of  
\$65,930, effective August 1, 2007, and

WHEREAS, Lorraine S. Wilmot is fully qualified to fill the position of Probation Director III,  
and

WHEREAS, it is desired at this time, pursuant to the provisions of Article XXIV, Section  
A2404 of the Broome County Charter and Code to confirm said appointment, now, therefore, be  
it

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RESOLVED, that this County Legislature, confirms the appointment of Lorraine S. Wilmot, 20 East Street, Binghamton, New York 13905 as Probation Director III, at the 2004 annual base salary of \$65,930, effective August 1, 2007, in accordance with her appointment by the County Executive.

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 62**

**Introduced by:** Education, Culture and Recreation Committee

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION FOR OPERATION OF A FARMER'S MARKET AT OTSININGO PARK FOR 2008**

WHEREAS, the Acting Commissioner of Parks and Recreation requests authorization for an agreement with Cornell Cooperative Extension for operation of a Farmer's Market at Otsiningo Park for 2008, and

WHEREAS, said services are necessary to operate a Farmer's Market on Saturdays, 8:00 am to 3:00 pm, from May 3, 2008 through September 27, 2008, and October 18, 2008, and

WHEREAS, the market will not be held on August 2, 2008 due to Spiedie Fest, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Cornell Cooperative Extension of Broome County, 840 Upper Front St., Binghamton, NY 13905, for operation of a Farmer's Market on Saturdays, 8:00 am to 3:00 pm, from May 3, 2008 through September 27, 2008, and October 18, 2008, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 63**

**Introduced by:** Education, Culture and Recreation and Finance Committees

**Seconded by:** Mr. Shafer

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH SPIEDIE FEST BALLOON RALLY EXPO, INC. FOR USE OF OTSININGO PARK FOR THE 2008 SPIEDIE FEST AND BALLOON RALLY**

WHEREAS, the Acting Commissioner of Parks and Recreation requests authorization for an agreement with Spiedie Fest Balloon Rally Expo, Inc. for the use of Otsiningo Park for the 2008 Spiedie Fest and Balloon Rally, and

WHEREAS, said Spiedie Fest is a community event that is enjoyed by many Broome County residents, attracts visitors from around the world, and enhances the quality of life in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Spiedie Fest Balloon Rally Expo, Inc., PO Box 275 Westview Station, Binghamton, NY 13905, on the same terms and conditions as the previous year's agreement whereby the County will provide the use of Otsiningo Park for the Spiedie Fest during the period July 28, 2008 through August 6, 2008, including in-kind support from the Department of Parks and Recreation consisting of assistance with set up and refuse removal (the Spiedie Fest to pay the tipping fees) up to a maximum value of \$20,000 and the Security Division providing security during the festival up to a maximum value of \$25,000, and be it

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FURTHER RESOLVED, that in consideration of this agreement, the Spiedie Fest will provide, at its own expense, insurance, transportation to the site, programs, set up of tents, traffic coordination, traffic control on County highways in and around the festival site provided by the Office of the Sheriff, on-site emergency services and temporary restroom facilities, and be it

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

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

#### **RESOLUTION NO. 64**

**Introduced by:** Finance Committee

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF A 2007-2008 CPTAP COUNTY TAX COLLECTION INFORMATION INITIATIVE AWARD FOR THE OFFICE OF REAL PROPERTY TAX SERVICES AND ADOPTING A PROGRAM BUDGET**

WHEREAS, the Director of Real Property Tax Services requests authorization to accept a 2007-2008 CPTAP County Tax Collection Information Initiative Award and adopt a program budget in the amount of \$25,000 for the period December 1, 2007 through November 30, 2008, and

WHEREAS, said program grant provides funds for the preparation of a study to implement a centralized county-level database for tax collection information, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$25,000 from the New York State Office of Real Property Services, 16 Sheridan Ave., Albany, NY 12210-2714 for the Real Property Tax Service's 2007-2008 CPTAP County Tax Collection Information Initiative Award for the period December 1, 2007 through November 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$25,000, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

#### **RESOLUTION NO. 65**

**Introduced by:** Finance Committee

**Seconded by:** Mr. Garnar

#### **RESOLUTION APPROVING SALE OF COUNTY OWNED PROPERTIES TO FORMER OWNERS**

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

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 66**

**Introduced by:** Finance Committee

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF A 2007-2008 COUNTY ASSESSING INITIATIVE GRANT FOR THE OFFICE OF REAL PROPERTY TAX SERVICES AND ADOPTING A PROGRAM BUDGET**

WHEREAS, the Director of Real Property Tax Services requests authorization to accept a 2007-2008 County Assessing Initiative Grant and adopt a program budget in the amount of \$25,000 for the period December 1, 2007 through November 30, 2008, and

WHEREAS, said program grant provides funds for the preparation of a study to implement a county-wide assessing program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$25,000 from the New York State Office of Real Property Services, 16 Sheridan Ave., Albany, NY 12210-2714 for the Real Property Tax Service's 2007-2008 County Assessing Initiative Grant for the period December 1, 2007 through November 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$25,000, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 67**

**Introduced by:** Finance Committee

**Seconded by:** Mr. Garnar

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

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

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WHEREAS, the Director of Real Property requests authorization to enter into an agreement with the Town of Kirkwood to perform the functions necessary to collect Town and County taxes in the Town of Kirkwood, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement for Broome County Real Property Tax Service to perform those functions necessary to collect Town and County taxes in the Town of Kirkwood for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this agreement will be automatically renewed annually, unless either party shall notify the other, no later than 30 days prior to the end of the term, of its election not to renew, and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 68**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

**RESOLUTION AUTHORIZING REVISION OF THE HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING REVISION TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. FOR 2007-2008**

WHEREAS, this County Legislature, by Resolution 130 of 2007, as amended by Resolution 325 of 2007, authorized the continued participation in the Health Insurance Information and Counseling Assistance Program Grant for the Office for Aging, adopted a program budget in the total amount of \$30,000 and authorized an agreement with Action for Older Persons, Inc. in the amount of \$30,000 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said grant program provides for recruitment and training of ombudsman volunteers for health insurance counseling, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations and revise the agreement with Action for Older Persons, Inc. to reflect an increase, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Insurance Information and Counseling Assistance Program Grant to reflect an increase of \$ 500 for the period April 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$ 30, 500 and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, Inc., 30 West State St., Binghamton, NY 13901, to reflect an increase of \$ 500, for the Office for Aging for the period April 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$30,500 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 130 of 2007 and Resolution 325 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 69**

**Introduced by:** Health and Human Services, Personnel and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING REVISION OF THE EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2008**

WHEREAS, this County Legislature, by Resolution 132 of 2007, authorized and approved the Expanded In-Home Services for the Elderly Program (EISEP) Grant for the Office for Aging and adopted a program budget in the total amount of \$875,194 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said grant program provides personal care and housekeeper/chore services and case management of clients, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$56,342, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Expanded In-Home Services for the Elderly Program (EISEP) Grant to reflect an increase of \$56,342 for the period April 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$931,536, and be it

FURTHER RESOLVED, that Resolution 132 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 70**

**Introduced by:** Health and Human Services, Personnel and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING REVISION OF THE COMMUNITY SERVICES FOR THE ELDERLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2008**

WHEREAS, this County Legislature, by Resolution 128 of 2007, authorized and approved renewal of the Community Services for the Elderly Program Grant for the Office for Aging and

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adopted a program budget in the total amount of \$548,844 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said grant program provides for a variety of services including social day care transportation, rural shopping, in-home mental health counseling and the GROW Program, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$2,726, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Community Services for the Elderly Program Grant to reflect an increase of \$2,726 for the period April 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$551,570, and be it

FURTHER RESOLVED, that Resolution 128 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 71**

**Introduced by:** Health and Human Services, Personnel and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING REVISION OF THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2008**

WHEREAS, this County Legislature, by Resolution 127 of 2007, authorized and approved renewal of the Supplemental Nutrition Assistance Program Grant for the Office for Aging and adopted a program budget in the total amount of \$382,088 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said grant program provides supplemental funding for congregate meals and home delivered meals, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease of \$6,835, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Supplemental Nutrition Assistance Program Grant to reflect a decrease of \$6,835 for the period April 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$375,253, and be it

FURTHER RESOLVED, that Resolution 127 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

## **RESOLUTION NO. 72**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

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

WHEREAS, this County Legislature, by Resolution 472 of 2007, authorized and approved renewal of the Home Energy Assistance Program Grant for the Office for Aging and adopted a program budget in the total amount of \$22,390 for the period October 1, 2007 through September 30, 2008, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$29,223, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Home Energy Assistance Program Grant to reflect an increase of \$29,223 for the period October 1, 2007 through September 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$51,613, and be it

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

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

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### RESOLUTION NO. 73

**Introduced by:** Public Safety and Emergency Services, Personnel and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING REVISION OF THE SEX OFFENDER REGISTRATION ACT (SORA) PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2008**

WHEREAS, this County Legislature, by Resolution 737 of 2007, authorized and approved renewal of the Sex Offender Registration Act Program Grant for the Department of Probation and adopted a program budget in the total amount of \$60,400 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said grant program provides enhanced supervision services and polygraph examination, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$400, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Sex Offender Registration Act (SORA) Program Grant to reflect an increase of \$400 for the period April 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$60,800, and be it

FURTHER RESOLVED, that Resolution 737 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### RESOLUTION NO. 74

**Introduced by:** Public Safety and Emergency Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING THE ABOLISHMENT AND ESTABLISHMENT OF TRUST AND AGENCY ACCOUNTS FOR STOP-DWI – DANIELLE STENTO PROGRAMS**

WHEREAS after 16 very successful and memorable years as a public awareness and fundraising event, the Danielle Stento 5K Run/Walk was held for the last time on May 6, 2007, and

WHEREAS, the Stento family has decided to focus more of their attention on education and school-based activities, and

WHEREAS, in 2008, Broome County STOP-DWI will launch a countywide education initiative called the Danielle Stento How to Save a Life Contest, and

WHEREAS, the Coordinator of Broome County STOP-DWI requests authorization to establish a trust and agency account in order to administer and disperse revenues generated in connection with the Danielle Stento How to Save a Life Contest, and

WHEREAS, the Coordinator of STOP-DWI also requests that the trust account that was previously authorized for the Danielle Stento 5K Run/Walk be abolished and that any remaining

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monies be dispersed in the manner set forth in the authorizing Resolution 92-418, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the establishment of a trust and agency account in connection with the Danielle Stento How to Save a Life Contest, and the abolishment of the trust account established for the Danielle Stento 5K Run/Walk, and be it

FURTHER RESOLVED, that the Commissioner of Finance, Budget Director, Comptroller and Coordinator of STOP-DWI are hereby authorized and directed to effectuate the intent and purpose of this resolution.

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 75**

**Introduced by:** Public Safety and Emergency Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF A FORCE ON FORCE TRAINING INITIATIVE GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2007-2008**

WHEREAS, the Sheriff requests authorization to accept a Force on Force Training Initiative Grant and adopt a program budget in the amount of \$15,000 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant provides funds to support the purchase of equipment to conduct force on force training at the Broome County Law Enforcement Academy, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$15,000 from NYS Division of Criminal Justice Services, 4 Tower Place, Albany, NY 12203-3762 for the Office of the Sheriff's Force on Force Training Initiative Grant for the period October 1, 2007 through September 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$15,000, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 76**

**Introduced by:** Public Safety and Emergency Services, County Administration and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING RENEWAL OF LOCAL ENHANCED WIRELESS 911 PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2007-2010**

WHEREAS, this County Legislature, by Resolution 639 of 2005 of, authorized and approved the Local Enhanced Wireless 911 Program Grant for the Office of Emergency

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Services and adopted a program budget in the amount of \$549,533 for the period April 1, 2006 through March 31, 2009, and

WHEREAS, said program grant provides funding to reimburse the County for costs associated with the provision of Wireless 911 services, and

WHEREAS, it is desired to renew said grant program in the amount of \$114,478 for the period April 1, 2007 through March 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$114,478 from the New York State Department of State, 41 State Street, Albany, New York 12231-0001 for the Office of Emergency Services Local Enhanced Wireless 911 Program Grant for the period April 1, 2007 through March 31, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$664,011, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

#### **RESOLUTION NO. 77**

**Introduced by:** Health and Human Services, Personnel and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING RENEWAL OF THE MEDICAID OUTSTATIONED WORKER PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008-2009**

WHEREAS, this County Legislature, by Resolution 161 of 2007, authorized and approved renewal of the Outstationed Worker Program Grant for the Department of Social Services and adopted a program budget in the amount of \$110,013 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said program grant provides staff personnel to conduct Medicaid assistance eligibility activities and process Medicaid applications at both Lourdes and UHS Hospitals, enhancing the County's ability to serve indigent Broome County residents in need of assistance while hospitalized, and

WHEREAS, it is desired to renew said grant program in the amount of \$107,151 for the period April 1, 2008 through March 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$53,575.50 from the New York State Department of Health and \$53,575.50 from miscellaneous hospital contributions for the Department of Social Services' Medicaid Outstationed Worker Grant for the period April 1, 2008 through March 31, 2009, and

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$107,151, 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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 78**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FOOD BANK OF THE SOUTHERN TIER FOR FOOD DISTRIBUTION SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2008**

WHEREAS, this County Legislature, by Resolution 232 of 2006, authorized renewal of an agreement with the Food Bank of the Southern Tier for food distribution services for the Department of Social Services at an amount not to exceed \$10,000, for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said services are necessary to assist the Food Bank of the Southern Tier with providing emergency feeding programs for impoverished and vulnerable Broome County residents, and

WHEREAS, said agreement expired by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$10,000, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Food Bank of the Southern Tier, 945 County Route 64, Elmira, New York 14903 for food distribution services for the Department of Social Services for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$10,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670018.4747.103000 (Other Fees for Services), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 79**

**Introduced by:** Health and Human Services, Personnel and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING RENEWAL OF THE FOOD STAMP IMPROVED PROGRAM ACCESS GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008**

WHEREAS, this County Legislature, by Resolution 284 of 2007, authorized and approved the Food Stamp Improved Program Access Grant for the Department of Social Services and adopted a program budget in the amount of \$55,955 for the period January 1, 2007 through December 31, 2007, and

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WHEREAS, said program grant provides staffing to facilitate the state Food Stamp outreach and application streamlining initiative, and

WHEREAS, it is desired to renew said grant program in the amount of \$70,848 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$70,848 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' Food Stamp Improved Program Access Grant for the period January 1, 2008 through December 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 \$70,848, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

#### **RESOLUTION NO. 80**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH CONTINUUM VOICE AND DATA SYSTEMS FOR PROFESSIONAL SERVICES, EQUIPMENT AND MAINTENANCE FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2008**

WHEREAS, the Commissioner of Social Services requests authorization for an agreement with Continuum Voice and Data Systems for professional services, equipment and maintenance for the Department of Social Services at a cost not to exceed \$52,971, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary for maintenance, additional modules and professional services for the Department's Imaging System, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Continuum Voice and Data Systems, 2410 Burnet Avenue, Syracuse, New York 13206 for professional services, equipment and maintenance for the Department of Social Services for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$52,971 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made as follows:

Amount	Budget Line
\$1,872	390021.4513.101000 (Software Maintenance)
\$1,692	670513.4513.105356 (Software Maintenance)
\$1,847	670513.4419.104392 (General Office Expense)
\$15,635	670372.4359.501421 (Computer Software & Supplies)
\$16,800	670372.4747.501121 (Other Fees for Services)
\$15,125	670018.4513.103000 (Software Maintenance)

and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 81**

**Introduced by:** Public Works and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH C & S ENGINEERS, INC. FOR PROFESSIONAL ENGINEERING DESIGN SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2004-2008**

WHEREAS, this County Legislature, by Resolution 36 of 2004, as amended by Resolution 388 of 2006, authorized an agreement with C & S Engineers, Inc. for professional engineering design services for the Department of Public Works at a cost of \$408,849 for the period February 15, 2004 through January 31, 2008, and

WHEREAS, said agreement is necessary for professional engineering services for the replacement of County Bridge 3349530 (PIN 9752.67) on CR69 (Airport Road) over Little Choconut Creek, Town of Maine, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the period through July 31, 2008 in order to complete inspection work and complete the necessary closeout documentation, at no additional cost to the County, and

WHEREAS, the Deputy Commissioner of Engineering 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 C & S Engineers, Inc., 499 Col. Eileen Collins Boulevard, Syracuse, New York 13212 for professional engineering design services to extend the period to February 15, 2004 through July 31, 2008, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolutions 36 of 2004 and 388 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- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 82**

**Introduced by:** Public Works, County Administration and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH BENTLEY SYSTEMS, INC. FOR SOFTWARE MAINTENANCE AND SUPPORT FOR THE DEPARTMENT OF PUBLIC WORKS-ENGINEERING DIVISION FOR 2008**

WHEREAS, this County Legislature, by Resolution 194 of 2007, authorized an agreement with Bentley Systems, Inc. for software maintenance and support for the Department of Public Works-Engineering Division at an amount not to exceed \$2,880, for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said services are necessary to maintain and support software for the stormwater drainage design system, and

WHEREAS, said agreement expired by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$2,880, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

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RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Bentley Systems, Inc., 685 Stockton Drive, Exton, PA 19341 for software maintenance and support for the Department of Public Works-Engineering Division for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2,880 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 030023.4359.101001 (Computer Supplies and Equipment), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 83**

**Introduced by:** Transportation and Rural Development, Personnel and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING RENEWAL OF THE BINGHAMTON METROPOLITAN TRANSPORTATION STUDY (BMTS) GRANT AND ADOPTING A PROGRAM BUDGET FOR 2008-2009**

WHEREAS, this County Legislature, by Resolution 167 of 2007, as amended by Resolution 208 of 2007, authorized and approved the renewal of the Binghamton Metropolitan Transportation Study (BMTS) Grant and adopted a program budget in the amount of \$809,100 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, it is desired to renew said grant program in the amount of \$552,800 for the period April 1, 2008 through March 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of Federal Highway Administration Grants in the amount of \$408,500 and Federal Transit Administration Grants in the amount of \$144,300 for the Binghamton Metropolitan Transportation Study (BMTS) Grant for the period April 1, 2008 through March 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$552,800, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

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### RESOLUTION NO. 84

**Introduced by:** Transportation and Rural Development and Finance Committees

**Seconded by:** Mr. Garnar

#### RESOLUTION AUTHORIZING THE SALE OF SHARES OF DELTA AIR LINES STOCK

WHEREAS, as a result of a bankruptcy filing in 2005, Comair, Inc., dba Delta Connection, owes the Broome County Department of Aviation \$45,625.24 in pre-petition debt, and

WHEREAS, as a part of the final determination of the bankruptcy court, the first phase of reimbursement was released in shares of Delta Air Lines stock, and

WHEREAS, in order to address a portion of the outstanding debt owed to the Broome County Department of Aviation by Comair, Inc., these shares of stock must be sold, and

WHEREAS, the Commissioner of Aviation requests authorization to sell shares of Delta Air Lines stock received as part of a bankruptcy court decision regarding Comair, Inc., dba Delta Connection, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the sale of shares of Delta Air Lines stock in order to reduce the pre-petition debt owed by Comair, Inc., and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### RESOLUTION NO. 85

**Introduced by:** Transportation and Rural Development Committee

**Seconded by:** Mr. Garnar

#### RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE GREATER BINGHAMTON AIRPORT TAXIWAY 'A' REHABILITATION AND EXPANSION PROJECT AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, as part of the Capital Improvement Program, the Department of Aviation is implementing a project that consists of rehabilitating and extending Taxiway 'A' which directly leads to the airport's primary runway 16-34, and

WHEREAS, it has been determined that such Project is subject to the requirements of the State Environmental Quality Review Act, and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, this County Legislature has determined that it is the agency with the broadest governmental powers for investigation of the impact of the proposed action and has the greatest capability for providing the most thorough environmental assessment of the project, and

WHEREAS, this County Legislature is the only involved agency, as defined in the State Environmental Quality Review Act, reviewing the aforementioned project, and

WHEREAS, said Project may have an impact on the environment, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the Greater Binghamton Airport Taxiway 'A' Rehabilitation and Expansion Project, and be it

FURTHER RESOLVED, that this County Legislature, based on the Short Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that the Greater Binghamton Airport Taxiway 'A' Rehabilitation and Expansion Project will not have a significant effect on the environment, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts the Negative Declaration annexed hereto as Exhibit "B".

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

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## RESOLUTION NO. 86

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH BINGHAMTON HOUSING AUTHORITY FOR HOMEMAKER SERVICES THROUGH THE OFFICE FOR AGING'S COMMUNITY SERVICES FOR THE ELDERLY ENRICHED LIVING PROGRAM FOR 2008-2009**

WHEREAS, this County Legislature, by Resolution 83 of 2007, authorized renewal of the agreement with Binghamton Housing Authority for homemaker services through the Office for Aging's Community Services for the Elderly Enriched Program with revenue to the County in the amount of \$9,000 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said agreement is necessary for OFA staff to perform light duty chores for residents in the North Shore Towers Buildings, and

WHEREAS, said agreement expires by its terms on March 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County in the amount of \$9,000 for the period April 1, 2008 through March 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Binghamton Housing Authority, 45 Exchange Street, Binghamton, New York 13902 for homemaker services through the Office for Aging's Community Services for the Elderly Enriched Living Program for the period April 1, 2008 through March 31, 2009, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761262.0166.105xxx (Miscellaneous Contributions), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

## RESOLUTION NO. 87

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR PERSONAL CARE/HOMEMAKER SERVICES FOR THE OFFICE FOR AGING'S EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM FOR 2008-2009**

WHEREAS, this County Legislature, by Resolution 92 of 2007, authorized agreements with various vendors for personal care/homemaker services for the Office for Aging's Expanded In-Home Services for the Elderly Program at the current approved Medicaid rate for Nursing Supervisor and the 2006 Medicaid rates as listed for the personal Care/Homemaker Service, for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said agreements expire by their terms on March 31, 2008, and it is desired at this time to renew said agreements on substantially similar terms and conditions and at the current approved Medicaid rate for Nursing Supervisor and the current Medicaid fixed rates as stated below for the Personal Care/Homemaker Service, total amount not to exceed budgeted appropriations, for the Office for Aging's Expanded In-Home Services for the Elderly Program for the period April 1, 2008 through March 31, 2009, and

WHEREAS, because the Medicaid rate changes from time to time, Broome County will pay the contractor for the Personal Care/Homemaker Service the current Medicaid rate listed, unless the Medicaid rate decreases, then the County will pay the lower; should the Medicaid rates increase, the County will pay the rate listed below for the duration of the program period. The Nurse Supervisor will be paid at the current approved Medicaid rate, whether it increases or decreases, now, therefore, be it

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RESOLVED, that this County Legislature hereby authorizes renewal of agreements with the vendors listed below at the current approved State Medicaid rates for Nursing Supervisor and the current Medicaid fixed rates as stated below for the Personal Care/Homemaker Service, total amount not to exceed budgeted appropriations, for the Office for Aging's Expanded In-Home Care for the Elderly Program for the period April 1, 2008 through March 31, 2009:

Metro Interfaith Housing Management Corp.  
21 New Street  
Binghamton, NY 13903  
Hourly Rate: \$14.50

Interim Healthcare Systems  
38 Front Street, Suite D  
Binghamton, NY 13905  
Hourly Rate: \$18.00

Gentiva Health Services  
41 Chenango Street  
Binghamton, NY 13901  
Hourly Rate: \$19.18

Homemakers of Broome County  
DBA Caregivers  
189 Riverside Drive  
Johnson City, NY 13790  
Hourly Rate: \$17.58

Stafkings Healthcare Systems  
P.O. Box 1015  
Binghamton, NY 13902-1015  
Hourly Rate: \$21.12

Family & Children's Society of Broome County  
257 Main Street  
Binghamton, NY 13905  
Hourly Rate: \$19.65

and be it

FURTHER RESOLVED, that if the Medicaid rate for the Personal Care/Homemaker Service decreases, then the County shall pay the reduced rate, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761122.4457.105417 (Subcontracted Program Expense), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 88**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH DELAWARE COUNTY PUBLIC HEALTH NURSING SERVICE FOR SOCIAL ADULT DAY CARE BY BROOME COUNTY OFFICE FOR AGING FOR 2008-2009**

WHEREAS, this County Legislature, by Resolution 89 of 2007, authorized renewal of the agreement with Delaware County Public Health Nursing Service for social adult day care services by Broome County Office for Aging with revenue to the County at the rate of \$20 per half day and \$40 per full day for the period April 1, 2007 through March 31, 2008, and

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

WHEREAS, said agreement expires by its terms on March 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$40 per full day for the period April 1, 2008 through March 31, 2009 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Delaware County Public Health Nursing Service, Long Term Home Health Care Program, 99 Main Street, Delhi, New York 13753 for social adult day care services by Broome County Office for Aging for the period April 1, 2008 through March 31, 2009, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761254.0538.105xxx (Long Term Home Health Care Fees), and be it

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

### **RESOLUTION NO. 89**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH GTL, INC. LINK TO LIFE AND PROJECT H.E.A.R. FOR PERSONAL EMERGENCY RESPONSE SERVICES FOR THE OFFICE FOR AGING FOR 2008-2009**

WHEREAS, the Board of Acquisition and Contract, on March 14, 2007, authorized an agreement with GTL, Inc. Link to Life and Project H.E.A.R. for personal emergency response services for the Office for Aging at the current Medicaid rates for the period June 1, 2007 through March 31, 2008, and

WHEREAS, said agreements are necessary for personal emergency response services for Office for Aging clients as needed, and

WHEREAS, said agreements expire by their terms on March 31, 2008, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at the current Medicaid rates, not to exceed budget appropriations for the period April 1, 2008 through March 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with GTL, Inc. Link to Life, 297 North Street, Pittsfield, Massachusetts 01201 for personal emergency response services for the Office for Aging with an initial installation charge of \$50 and a monthly service fee of \$28 for the period April 1, 2008 through March 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Project H.E.A.R, 4401 Vestal Parkway East, Vestal, New York 13850 for personal emergency response services for the Office for Aging with an initial installation charge of \$35 and a monthly service fee of \$25 for the period April 1, 2008 through March 31, 2009

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the current Medicaid rates, not to exceed budgeted appropriations for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 761247.4457.105xxx, 761247.4457.105371, 761122.4457.105xxx (Subcontracted Program Expense), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

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## RESOLUTION NO. 90

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH FAMILY & CHILDREN'S SOCIETY OF BROOME COUNTY, INC. FOR COUNSELING SERVICES FOR THE OFFICE FOR AGING FOR 2008-2009**

WHEREAS, this County Legislature, by Resolution 91 of 2007, authorized renewal of the agreement with Family & Children's Society of Broome County for counseling services for the Office for Aging at an amount not to exceed \$12,035, for the period April 1, 2007 through March 31, 2008, and

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

WHEREAS, said agreement expires by its terms on March 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$12,035, for the period April 1, 2008 through March 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Family & Children's Society of Broome County, 257 Main Street, Binghamton, New York 13905 for counseling services for the Office for Aging's Community Services for the Elderly Program for the period April 1, 2008 through March 31, 2009, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761320.4457.105422 (Subcontracted Program Expense), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

## RESOLUTION NO. 91

**Introduced by:** County Administration and Finance Committees

**Seconded by:** Mr. Garnar

**RESOLUTION AUTHORIZING RENEWAL OF AN INTERMUNICIPAL AGREEMENT BETWEEN THE BROOME COUNTY DIVISION OF INFORMATION TECHNOLOGY AND THE VILLAGE OF ENDICOTT COURT FOR COMPUTER AND NETWORK MAINTENANCE SERVICES FOR 2008**

WHEREAS, the Director of Information Technology requests authorization for an intermunicipal agreement with the Village of Endicott Court for computer and network maintenance services with revenue to the County in the amount of \$650 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement will provide the Village of Endicott Court with routine maintenance of personal computers, peripherals and network equipment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the Village of Endicott Court, 1009 East Main Street, Endicott, New York 13760 for Broome County Division of Information Technology to provide computer and network maintenance services for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the Village of Endicott Court Department shall pay the County \$650 for the term of the agreement, and be it

FURTHER RESOLVED, that the payment hereinabove authorized shall be credited to 370007.0027.101000 (Misc Data Processing 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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 92**

**Introduced by:** County Administration and Finance Committees

**Seconded by:** Mr. Garnar

**RESOLUTION AUTHORIZING RENEWAL OF AN INTERMUNICIPAL AGREEMENT BETWEEN THE BROOME COUNTY DIVISION OF INFORMATION TECHNOLOGY AND THE VILLAGE OF ENDICOTT POLICE DEPARTMENT FOR COMPUTER AND NETWORK MAINTENANCE SERVICES FOR 2008**

WHEREAS, the Director of Information Technology requests authorization for an intermunicipal agreement with the Village of Endicott Police Department for computer and network maintenance services with revenue to the County in the amount of \$5,300 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement will provide the Village of Endicott Police Department with routine maintenance of personal computers, peripherals and network equipment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the Village of Endicott Police Department, 1009 East Main Street, Endicott, New York 13760 for Broome County Division of Information Technology to provide computer and network maintenance services for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the Village of Endicott Police Department shall pay the County \$5,300 for the term of the agreement, and be it

FURTHER RESOLVED, that the payment hereinabove authorized shall be credited to 370007.0027.101000 (Misc Data Processing Services), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 93**

**Introduced by:** Finance Committee

**Seconded by:** Mr. Reynolds

**RESOLUTION AUTHORIZING CORRECTION OF ERRORS TO 2008 TOWN AND COUNTY TAX BILLS**

WHEREAS, applications for Correction of Errors on 2008 Town and County Tax Rolls have been duly filed with the Director of Real Property Tax Service for the County of Broome, and

WHEREAS, the Director of Real Property Tax Service has filed a report pursuant to Section 554 of the Real Property Tax Law and certain claimed errors have been determined to exist that should be corrected, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the application for correction and orders that the tax officer having jurisdiction of the tax rolls correct said tax rolls and the tax bills as listed on Exhibit "A" pursuant to Section 554 of the Real Property Tax Law.

Motion by Mr. Reynolds, seconded by Mr. Cleary, to amend the resolution to replace Exhibit "A" with replacement Exhibit "A".

**Amendment carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

**Resolution as amended carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

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### RESOLUTION NO. 94

**Introduced by:** Finance and Public Works and Transportation and Rural Development Committees

**Seconded by:** Mr. LaBare

#### RESOLUTION TO AMEND THE 2008 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2008 Capital Improvement Program is hereby revised to create a new projects as follows:

TO:		Estimated Construction Cost:				
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County*</u>	
502393	Rehabilitation Engineered Material Arrestor System	350,000	8,750	332,500	8,750	
		Local Finance Law Section 11			How Financed:	
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
	2008	10	14	0	0	

\*PFC Funds

Description: This project is to rehabilitate EMAS blocks at each end of the primary runway, therefore extending the useful life of important safety feature. These blocks are designed to protect aircraft and its passengers from harm's way in the event of an aircraft overrun.

and

TO:		Estimated Construction Cost:				
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County*</u>	
502394	Storm Water Management Master Plan	130,000	0	0	130,000	
		Local Finance Law Section 11			How Financed:	
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
	2008	5	62	0	0	

\*PFC Funds

Description: This document is to ensure effective storm water management in conjunction with airport development and our airport neighbors, and be it

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

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

**Carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo)

### RESOLUTION NO. 95

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### RESOLUTION AUTHORIZING AN AGREEMENT WITH KERRY J. ZOSTANT FOR SPEECH PATHOLOGY SERVICES FOR THE DEPARTMENT OF HEALTH'S EARLY INTERVENTION PROGRAM FOR 2008-2009 AND PRESCHOOL EDUCATION PROGRAM FOR 2008-2010

WHEREAS, the Director of Public Health requests authorization for an agreement with Kerry J. Zostant for speech pathology services for the Department of Health's Early Intervention Program for the period April 1, 2008 through December 31, 2009 and the Preschool Education Program for the period April 1, 2008 through June 30, 2010, at rates set by the New York State Department of Health and the Broome County Health Department, and

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WHEREAS, said agreement is necessary to fill a need to increase provider options for speech pathology services for children with disabilities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Kerry J. Zostant, 6 Billata Drive, Binghamton, NY 13901, for speech pathology services for the Department of Health's Early Intervention Program for the period April 1, 2008 through December 31, 2009, and the Preschool Education Program for the period April 1, 2008 through June 30, 2010, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480293.various.101081 (Early Intervention Services and Evaluations) and 480293.various.101082 (Preschool Services), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 96**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH TRACY McCLENAHAN FOR SPEECH PATHOLOGY SERVICES FOR THE DEPARTMENT OF HEALTH'S PRESCHOOL EDUCATION PROGRAM FOR 2008-2010**

WHEREAS, the Director of Public Health requests authorization for an agreement with Tracy McClenahan for speech pathology services for the Department of Preschool Education Program for the period April 1, 2008 through June 30, 2010, at rates set by the New York State Department of Health and the Broome County Health Department, and

WHEREAS, said agreement is necessary to fill a need to increase provider options for speech pathology services for children with disabilities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Tracy McClenahan, 141 Albany Avenue, Johnson City, NY 13790, for speech pathology services for the Department of Health's Preschool Education Program for the period April 1, 2008 through June 30, 2010, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480293.various.101082 (Preschool Services), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

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### RESOLUTION NO. 97

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

**RESOLUTION AUTHORIZING ACCEPTANCE OF READY BY 21-QUALITY COUNTS GRANT FOR THE BROOME COUNTY YOUTH BUREAU AND ADOPTING A PROGRAM BUDGET FOR 2008**

WHEREAS, the Executive Director of the Youth Bureau requests authorization to accept a Ready by 21-Quality Counts Grant and adopt a program budget in the amount of \$50,000 for the period January 1, 2008 through December 31, 2008, and

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from the New York State Office of Children and Family Services, Capital View Office Park, 52 Washington Street, Rensselaer, NY 12144 for the Youth Bureau's Ready by 21-Quality Counts Grant for the period January 1, 2008 through December 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 \$50,000, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### RESOLUTION NO. 98

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

**RESOLUTION AUTHORIZING AN AGREEMENT WITH RESEARCH FOUNDATION OF SUNY BINGHAMTON FOR PROFESSIONAL SERVICES FOR THE BROOME COUNTY YOUTH BUREAU FOR 2008**

WHEREAS, the Executive Director of the Youth Bureau requests authorization for an agreement with Research Foundation of SUNY Binghamton for professional services for the Youth Bureau at a cost not to exceed \$35,000, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said services are necessary to develop a baseline data measure and perform external data assessment of Youth Bureau funded agencies with High/Scope Educational Research Foundation Youth Program Quality Assessment tool, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Research Foundation of SUNY Binghamton, Research Development Services, Binghamton University, PO Box 6000, Binghamton, NY 13902-6000, for professional services for the Youth Bureau for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$35,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640177.4545.105xxx (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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 99**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR SERVICES FOR THE YOUTH BUREAU FOR 2007-2008**

WHEREAS, the Executive Director of the Broome County Youth Bureau requests authorization for an agreement with Cornell Cooperative Extension of Broome County for services for the Youth Bureau at a cost not to exceed \$41,000, for the period December 1, 2007 through November 30, 2008, and

WHEREAS, said services are necessary to fund a program that will enhance the current Workforce Investment Programs provided to youth in our community who are WIA eligible and are at-risk as defined by the Office of Children and Family Services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Cornell Cooperative Extension of Broome County, 840 Upper Front St., Binghamton, NY 13905, for services, for the Youth Bureau for the period December 1, 2007 through November 30, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$41,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640177.various.105xxx (Youth Services Programs), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 100**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF A PARTNERSHIP FOR YOUTH PROGRAM GRANT FOR THE YOUTH BUREAU AND ADOPTING A PROGRAM BUDGET FOR 2008**

WHEREAS, the Director of the Youth Bureau requests authorization to accept a Partnership for Youth Program Grant and adopt a program budget in the amount of \$103,588 for the period December 31, 2007 through November 30, 2008, and

WHEREAS, said program grant will enhance Workforce Investment Act programs that are offered to eligible youth people in our community, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$103,588 from the New York State Office of Children and Family Services, Capital View Office Park, 52 Washington Street, Rensselaer, NY 12144 for the Youth Bureau's A Partnership for Youth Program Grant for the period December 1, 2007 through November 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$103,588, 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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 101**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH BROOME COUNTY URBAN LEAGUE FOR SERVICES FOR THE YOUTH BUREAU FOR 2007-2008**

WHEREAS, the Executive Director of the Broome County Youth Bureau requests authorization for an agreement with the Broome County Urban League for services for the Youth Bureau at a cost not to exceed \$57,114, for the period December 1, 2007 through November 30, 2008, and

WHEREAS, said services are necessary to fund a program that will enhance the current Workforce Investment Program provided to youth in our community who are WIA eligible and are at-risk as defined by the Office of Children and Family Services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome County Urban League, 43-45 Carroll Street, Binghamton, NY 13901, for services for the Youth Bureau for the period December 1, 2007 through November 30, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$57,114 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640177.various.105xxx (Youth Services 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.

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 102**

**Introduced by:** Education, Culture and Recreation and Finance Committees

**Seconded by:** Mr. Materese

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SIRSIDYNIX FOR MAINTENANCE OF THE SIRSIDYNIX LIBRARY SYSTEM FOR THE BROOME COUNTY PUBLIC LIBRARY FOR 2008**

WHEREAS, this County Legislature, by Resolution 708 of 2006, authorized the renewal of an agreement with SirsiDynix for maintenance of the SirsiDynix Library System for the Broome County Public Library at an amount not to exceed \$29,088.68, for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$27,135.20, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with SirsiDynix, 400 West Dynix Dr., Provo, UT 84604 for maintenance of the SirsiDynix Library System

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for the Broome County Public Library for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$27,135.20 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be \$25,922.53 from budget line 841007.4514.304111 (Computer Software and Supplies), and \$1,212.67 from budget line 841007.4359.304111 (Hardware Maintenance), and be it

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

### **RESOLUTION NO. 103**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING RENEWAL OF THE RUNAWAY AND HOMELESS YOUTH PROGRAM GRANT FOR THE YOUTH BUREAU, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENTS WITH CATHOLIC CHARITIES AND THE BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH TO ADMINISTER SAID PROGRAM FOR 2008**

WHEREAS, this County Legislature, by Resolution 12 of 2007, authorized and approved the renewal of the Runaway and Homeless Youth Program Grant for the Youth Bureau, adopted a program budget in the amount of \$60,496 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, 2007 through December 31, 2007, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$64,496, 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 \$30,017 to administer the Interim Family Host Homes portion of said grant for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$64,496 from the Office of Children and Family Services, Suite 105, The Atrium, 2 Clinton Square, Syracuse, NY 13202, for the Youth Bureau's Runaway and Homeless Youth Program Grant for the period January 1, 2008 through December 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 \$64,496, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Catholic Charities of Broome County, 88 Walnut Street, Binghamton, NY 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, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Berkshire Farm Center and Services for Youth, The Galleria, 2-8 Hawley Street, Binghamton, NY 13901, at an amount not to exceed \$30,017 to administer the Youth Bureau's Interim Family Host Homes portion of said grant for the period January 1, 2008 through December 31, 2008, 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

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

#### **RESOLUTION NO. 104**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH UNITED STATES GENERAL SERVICES ADMINISTRATION FOR LEASE OF SPACE AT THE BROOME COUNTY HEALTH DEPARTMENT FOR 2008**

WHEREAS, the Director of Public Health requests authorization for an agreement with United States General Services Administration for lease of space at the Broome County Health Department with revenue to the County in the amount of \$300 per month for the period January 14, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary for FEMA to lease space for two individuals at the Broome County Health Department on a month to month basis, with the option to terminate the lease upon thirty days notice, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with United States General Services Administration, GSA Public Building Service, Account Management Division, 100 South Clinton Street, Box 7005, Syracuse, New York 13361 for the lease of space at the Broome County Health Department for the period January 14, 2008 through December 31, 2008, on a month to month basis, with the option to terminate the lease upon thirty days notice, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$300 per month for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 480046.0189.101000 (Rental of Real Property), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

#### **RESOLUTION NO. 105**

**Introduced by:** Health and Human Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH VARIOUS DAY CARE PROVIDERS FOR MEDICATION ADMINISTRATION TRAINING PROVIDED BY THE BROOME COUNTY HEALTH DEPARTMENT OF 2008-2009**

WHEREAS, the Director of Public Health requests authorization for an agreement with various day care providers for medication administration training provided by the Broome County Health Department with revenue to Broome County in the amount of \$100 per person for the period March 1, 2008 through March 1, 2009, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with various day care providers for medication administration training provided by the Broome County Health Department for the period March 1, 2008 through March 1, 2009, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to 480293.0057.101080 (Student Tuition, PT Day), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 106**

**Introduced by:** Public Safety and Emergency Services and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE UNITED STATES DEPARTMENT OF JUSTICE/FEDERAL BUREAU OF INVESTIGATIONS FOR LEASE OF TOWER SPACE WITH THE OFFICE OF EMERGENCY SERVICES FOR 2007-2008**

WHEREAS, this County Legislature, by Resolution 189 of 2007, authorized renewal of an agreement with the United States Department of Justice/Federal Bureau of Investigations for lease of tower space with the Office of Emergency Services with revenue to the County in the amount of \$125 per month, total revenue of \$1500, for the period October 1, 2006 through September 30, 2007, and

WHEREAS, said agreement is necessary to lease tower space at Hawkins Hill for the operation of communications equipment and related purposes, and

WHEREAS, said agreement expired by its terms on September 30, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$250 per month, total revenue of \$3,000 per year, for the initial period October 1, 2007 through September 30, 2008, with the option to renew for nine additional one-year terms through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the United States Department of Justice, Federal Bureau of Investigations, ERF Building 27958A, Quantico, VA 22135-0001, for lease of tower space with the Office of Emergency Services for the initial period October 1, 2007 through September 30, 2008, with the option to renew for nine additional one-year terms through September 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$250 per month, total revenue of \$3,000 per year, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 460006.0464.101000 (Revenue from other Local Government), and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

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**RESOLUTION NO. 107**

**Introduced by:** Public Safety and Emergency Services, Personnel and Finance Committees

**Seconded by:** Mr. Garnar

**RESOLUTION AUTHORIZING RENEWAL OF THE INTENSIVE SUPERVISION PROGRAM GRANT FOR DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET FOR 2008**

WHEREAS, this County Legislature, by Resolution 543 of 2006, authorized and approved the Intensive Supervision Program Grant for the Department of Probation and adopted a program budget in the amount of \$218,001 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said grant program is an alternative to incarceration and keeps defendants out of prison by supervision of a smaller caseload and seeing them more often, resulting in incarceration savings for both the County and State, and

WHEREAS, it is desired to renew said grant program in the amount of \$206,970 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$92,200 from the New York State Division of Probation and Correctional Alternatives for the Department of Probation's Intensive Supervision Program for the period January 1, 2008 through December 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 \$206,970, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

**RESOLUTION NO. 108**

**Introduced by:** Public Safety and Emergency Services, Personnel and Finance Committees

**Seconded by:** Mr. Garnar

**RESOLUTION AUTHORIZING RENEWAL OF THE PROBATION ELIGIBLE DIVERSION PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH BI, INC. FOR ELECTRONIC MONITORING SERVICES FOR 2008**

WHEREAS, this County Legislature, by Resolution 542 of 2006, authorized and approved the continuation of the Probation Eligible Diversion Program Grant for the Department of Probation and adopted a program budget in the amount of \$129,899 for the period January 1, 2007 through December 31, 2007, and

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

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WHEREAS, it is desired to renew said grant program in the amount of \$130,190 and adopt a program budget program for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$99,417 from the New York State Division of Probation and Correctional Alternatives for the Department of Probation's Probation Eligible Diversion Program Grant for the period January 1, 2008 through December 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 \$130,190, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with BI, Inc., 6400 Lookout Road, Boulder, CO 80301, for electronic monitoring services, for the Department of Probation for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 280107.4457.105xxx (Subcontracted Program Expense), and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

#### **RESOLUTION NO. 109**

**Introduced by:** Public Safety and Emergency Services, Personnel and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING RENEWAL OF THE PRETRIAL RELEASE PROGRAM GRANT FOR DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET FOR 2008**

WHEREAS, this County Legislature, by Resolution 541 of 2006, authorized and approved renewal of the Pretrial Release Program Grant for the Department of Probation and adopted a program budget in the amount of \$115,485 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said program grant services are designed to reduce the unsentenced inmates at the Broome County Public Safety Facility by providing the necessary information to enable the court to decide the least restrictive method necessary to secure an inmate's appearance in court without detention and/or for those inmates unable to post bail, and

WHEREAS, it is desired to renew said grant program in the amount of \$114,370 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$48,500 from the New York State Division of Probation and Correctional Alternatives for the Department of Probation's Intensive Supervision Program for the period January 1, 2008 through December 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 \$114,370, and be it

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

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

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 110**

**Introduced by:** Hon. Jason Garnar and County Administration Committee

**Seconded by:** Mr. Garnar

#### **A RESOLUTION URGING NEW YORK STATE TO AMEND ITS TAX INCREMENT FINANCING LAW**

WHEREAS, the Municipal Redevelopment Law (Article 18-C General Municipal Law Sections 970-a, *et seq.*), currently authorizes a "municipality" "to issue by resolution of its legislative body tax increment bonds or tax increment bond anticipation notes ["TIF bonds"] ... which are payable from and secured by real property taxes, in whole or in part..." for the purpose of "carrying out or administering a redevelopment plan adopted by the [local] legislative body", and

WHEREAS, TIF bonds are paid back, not from general tax revenues (i.e., they are not "general obligation bonds"), but from the increase in property tax revenue earned from properties within a designated TIF district (i.e., they are "revenue bonds"), and do not deplete a locality's constitutional debt limit or taxing limit, and are an effective means of raising funds for redevelopment without raising local taxes or depending on hand-outs from Albany, and

WHEREAS, 48 states and the District of Columbia make effective use of TIF bonds to stimulate and support the redevelopment of blighted properties and/or to maintain or expand critical infrastructure in support of desirable development projects, but defects in New York's enabling legislation have greatly limited the use of TIF financing in this State, and

WHEREAS, the primary factor limiting TIF in New York State is the failure to include incremental school district property tax revenues resulting from redevelopment in the pool of funds available for repayment of TIF bonds, thereby making such bonds unattractive to investors, and

WHEREAS, legislation pending in the New York State Legislature (A.2358 / S.371) would correct this deficiency in state law, thereby greatly enhancing the availability of TIF financing to spur revitalization of blighted properties, including Brownfields, and

WHEREAS, the Board of Directors of the Greater Binghamton Chamber of Commerce, on November 2007, voted unanimously to support enactment of remedial legislation of this kind, now, therefore be it

RESOLVED, that we, the Broome County Legislature, fully support the timely adoption of legislation, such as A.2358 / S.371, to correct deficiencies in the Municipal Redevelopment Law, and to allow the more widespread use of Tax Increment Financing to promote the redevelopment of blighted properties, including Brownfield sites, and for infrastructure improvements in aid of economic revitalization in Broome County, and be it

FURTHER RESOLVED, that a copy of this resolution be sent to New York State Governor Elliot Spitzer, New York State Senate Majority Leader Joseph Bruno, New York State Assembly Majority Leader Sheldon Silver, New York State Senator Tom Libous, New York State

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Assemblywoman Donna Lupardo, New York State Assemblyman Clifford Crouch, and New York State Assemblyman Gary Finch.

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 111**

**Introduced by:** Public Safety and Emergency Services, Personnel and Finance Committees

**Seconded by:** Mr. Garnar

#### **RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE OFFICE OF THE DISTRICT ATTORNEY**

RESOLVED, that in accordance with a request contained in PCR# 08-041 from the District Attorney, this County Legislature hereby authorizes the creation of the position of Assistant District Attorney II, Grade AT-2, Union Code 29 at Budget line 330001.1000.101000, at a salary of \$60,243, effective January 1, 2008.

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### **RESOLUTION NO. 112**

**Introduced by:** Public Works Committee

**Seconded by:** Mr. LaBare

#### **RESOLUTION ADOPTING A FINDINGS STATEMENT AND DECISION PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT WITH RESPECT TO THE BROOME COUNTY LANDFILL SECTION IV ENTRANCE EVALUATION PROJECT**

WHEREAS, this County Legislature, by Resolution 716 of 2007, and pursuant to the State Environmental Quality Review Act (SEQRA), has heretofore accepted as complete the Final Environmental Impact Statement (FEIS) with respect to the Broome County Landfill Section IV Entrance Evaluation Project and

WHEREAS, pursuant to 6 NYCRR §617.11, at least 10 days have elapsed since the filing of said FEIS and notice of completion, and

WHEREAS, this Legislature has given consideration to said FEIS, and believes the requirements of SEQRA and its implementing regulations have been met, and

WHEREAS, pursuant to SEQRA and 6 NYCRR §617.11, it is theretofore appropriate at this time to adopt and file a statement of SEQRA findings and decision with respect to the Broome County Landfill Section IV Entrance Evaluation Project, now, therefore, be it

RESOLVED, that in connection with the Landfill Section IV Entrance Evaluation Project, this County Legislature hereby adopts the SEQRA statement of findings and decision as annexed hereto as Exhibit "A", and be it

FURTHER RESOLVED, that the Division of Solid Waste Management is hereby directed to retain copies of all required notices, environmental impact statements and the statement of findings and decision annexed hereto in files which are readily accessible for public inspection, and be it

FURTHER RESOLVED, that the Division of Solid Waste Management is directed to file a copy of this resolution, together with the statement of findings and decision annexed hereto, with all involved agencies pursuant to 6 NYCRR §617.12.(b).

FURTHER RESOLVED, that the Division of Solid Waste Management is hereby authorized (and directed) to file a Part 360 Permit Modification Application with New York State Department of Environmental Conservation to revise the entrance location for the landfill.

**Carried.** Ayes-10, Nays-7 (Keibel, Hull, Shafer, Black, Howard, Kuzel, Marinich), Absent-2 (Mather, Sanfilippo)

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### RESOLUTION NO. 113

**Introduced by:** Personnel and Transportation and Rural Development Committee

**Seconded by:** Mr. Garnar

#### **RESOLUTION CONFIRMING APPOINTMENT OF GEORGE BAGNETTO AS COMMISSIONER OF PUBLIC TRANSPORTATION**

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the powers vested in her by Article X, Section 1001 of the Broome County Charter and Code, has duly designated and appointed, pending confirmation by this Legislature, George Bagnetto, 525 Twist Run Road, Endwell, New York 13760 as Commissioner of Transportation at the base salary of \$71,015, effective February 1, 2008, and

WHEREAS, the County Executive certifies that Mr. Bagnetto is fully qualified to fill the position of Commissioner of Public Transportation, and

WHEREAS, it is desired in accordance with the provisions of Article X, Section 1001 of the Broome County Charter and Code, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature hereby confirms the appointment of George Bagnetto as Commissioner of Public Transportation at the base salary of \$71,015 in accordance with his appointment by the County Executive, effective February 1, 2008

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### RESOLUTION NO. 114

**Introduced by:** Economic Development and Planning and Finance Committees

**Seconded by:** Mr. Cleary

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH SOUTHERN TIER INDEPENDENCE CENTER, INC. FOR THE PURCHASE OF PROPERTY FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2008**

WHEREAS, the Commissioner of Planning and Economic Development requests authorization for an agreement with the Southern Tier Independence Center, Inc. for the purchase of property, tax map #904096 and tax map #904009 for the Department of Planning and Economic Development at a cost not to exceed \$645,000, for the period February 15, 2008 through July 15, 2008, and

WHEREAS, said agreement is necessary for the purchase of 24 Prospect Avenue and 87-89 Chenango Street, Binghamton, New York 13905, for the Intermodal Transit Terminal Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Southern Tier Independence Center, Inc., 24 Prospect Avenue, Binghamton, New York 13901 for the purchase of property, tax map #904096 and tax map #904009 for the Department of Planning and Economic Development for the period February 15, 2008 through July 15, 2008, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$645,000 for the term of the agreement, and the contractor shall have possession of the premises rent free until October 1, 2008, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 225011.2001.501468 (Original Acquisition), 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.

**Held over by Mr. Kuzel.**

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### RESOLUTION NO. 115

**Introduced by:** Personnel, Health and Human Services and Finance Committees

**Seconded by:** Mr. Cleary

**RESOLUTION AUTHORIZING AMENDMENT TO RESOLUTION 718 OF 2007 EXHIBIT "A" AUTHORIZING THE RATE OF COMPENSATION FOR ELECTED AND MISCELLANEOUS COUNTY EMPLOYEES FOR 2008**

WHEREAS, this County Legislature, by Resolution 718 of 2007, established the rate of compensation for Non-Union Administrative Personnel and authorized the rate of compensation for Elected and Miscellaneous County Employees for 2008, and

WHEREAS, the Personnel Officer requests authorization to amend Exhibit "A" of Resolution 718 of 2007, authorizing the rate of compensation for Elected and Miscellaneous County Employees for 2008, to include the title of Supervising Dentist, and

WHEREAS, said amendment is necessary to accommodate a vacancy in the Department of Health's Dental Sealant Preventive Dentistry Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to Exhibit "A" of Resolution 718 of 2007, authorizing the rate of compensation for Elected and Miscellaneous County Employees for 2008, to include the title of Supervising Dentist, and be it

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

**Carried.** Ayes- 17, Nays-0, Absent-2 (Mather, Sanfilippo)

### RESOLUTION NO. 116

**Introduced by:** Economic Development and Planning and Finance Committees

**Seconded by:** Mr. Shafer

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THEODORA ALEXANDER AND ELIZABETH STRATES FOR THE PURCHASE OF PROPERTY FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2008**

WHEREAS, the Commissioner of Planning and Economic Development requests authorization for an agreement with Theodora Alexander and Elizabeth Strates for the purchase of property, tax map #904011 and tax map #904012 for the Department of Planning and Economic Development at a cost not to exceed \$231,000, for the period March 1, 2008 through June 15, 2008, and

WHEREAS, said agreement is necessary for the purchase of 65-79 Chenango Street and 89 Henry Street, Binghamton, New York 13905, for the Intermodal Transit Terminal Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Theodora Alexander and Elizabeth Strates, c/o James Alexander, Esq., 115 E Jefferson Street, Suite 403, Syracuse, New York 13202-2517 for the purchase of property, tax map #904011 and tax map #904012 for the Department of Planning and Economic Development for the period March 1, 2008 through June 15, 2008, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$231,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 225011.2001.501468 (Original Acquisition), 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.

**Held over by Mr. Kuzel.**

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Chairman Whalen thanked Deputy Clerk Nancy Herko for her service, as she is leaving her position. He also congratulated Second Deputy Carol Hall on her promotion to First Deputy and welcomed Joanna Kamin, who has been hired as Second Deputy Clerk.

Mr. Materese made a motion to adjourn, seconded by Mr. Cleary.

**Motion to adjourn Carried.** Ayes-17, Nays-0, Absent-2 (Mather, Sanfilippo).

The meeting was adjourned at 6:43 p.m.



