

Intro No. 40 A
Date 6/20/19
Reviewed by
Co. Attorney [Signature]
Date 6/4/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Permanent No. 2019-298
Date Adopted _____
Effective Date _____

Sponsored by: County Administration Committee

Seconded by: Hon. Bob Weslar

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 4 OF 2019, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 50 OF THE BROOME COUNTY CHARTER AND CODE REGARDING SUSTAINABLE ENERGY LOAN PROGRAM (OPEN C-PACE)"

WHEREAS, this County Legislature, by Resolution 50 of 2018, enacted Local Law Perm. 5 of 2018 which amended the Energize NY Benefit Financing Program, and

WHEREAS, changes have been made to the Program which removes all municipal obligations from the provision of the public benefit of PACE, and

WHEREAS, this County Legislature desires to adopt the new Open C-PACE Program, now, therefore, be it

RESOLVED, that Local Law Intro. No. 4 of 2019, entitled: "A Local Law Amending Chapter 50 of the Broome County Charter and Code Regarding Sustainable Energy Loan Program (Open C-PACE)," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

A LOCAL LAW AMENDING CHAPTER 50 OF THE BROOME COUNTY CHARTER AND CODE - SUSTAINABLE ENERGY LOAN PROGRAM

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

SECTION 1. Chapter 50 of the Broome County Charter and Code is hereby repealed.

SECTION 2. There shall be a new Chapter 50 of the Broome County Charter and Code to read as follows:

§50-1 This local law shall be known as the “Energize NY Open C-PACE Financing Program” and shall read as follows:

§50-2 Legislative findings, intent and purpose, authority.

- A. It is the policy of both the Municipality and the State of New York (the “State”) to achieve energy efficiency and renewable energy improvements, reduce greenhouse gas emissions, mitigate the effect of global climate change, and advance a clean energy economy. The Municipality finds that it can fulfill this policy by providing property assessed clean energy financing to Qualified Property Owners (as defined below) for the installation of renewable energy systems and energy efficiency measures. This local law establishes a program that will allow the Energy Improvement Corporation (as defined below, “EIC”), a local development corporation, acting on behalf of the Municipality pursuant to the municipal agreement (the “Municipal Agreement”) to be entered into between the Municipality and EIC, to make funds available to Qualified Property Owners that will be repaid through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this local law and accomplishing an important public purpose. This local law provides a method of implementing the public policies expressed by, and exercising the authority provided by, Article 5-L of the General Municipal Law (as defined below, the “Enabling Act”).
- B. The Municipality is authorized to execute, deliver and perform the Municipal Agreement and otherwise to implement this Energize NY Open C-PACE Financing Program pursuant to the Constitution and laws of New York, including particularly Article IX of the Constitution, Section 10 of the Municipal Home Rule Law, the Enabling Act and this local law.
- C. This local law, which is adopted pursuant to Section 10 of the Municipal Home Rule Law and the Enabling Act shall be known and may be cited as the “Energize NY Open C-PACE Local Law”.

§50-3 Definitions

Capitalized terms used but not defined herein have the meanings assigned in the Enabling Act.

For purposes of this local law, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

Annual Installment Amount – shall have the meaning assigned in Section 9, paragraph B.

Annual Installment Lien – shall have the meaning assigned in Section 9 paragraph B.

Authority – the New York State Energy Research and Development Authority.

Benefit Assessment Lien – shall have the meaning assigned in Section 4, paragraph A.

Benefited Property – Qualified Property for which the Qualified Property Owner has entered into a Finance Agreement for a Qualified Project.

Benefited Property Owner – the owner of record of a Benefited Property.

EIC – the Energy Improvement Corporation, a local development corporation, duly organized under section 1411 of the Not-For-Profit Corporation Law of the State, authorized hereby on behalf of the Municipality to implement the Program by providing funds to Qualified Property Owners and providing for repayment of such funds from money collected by or on behalf of the Municipality as a charge to be levied on the real property.

Eligible Costs – costs incurred by the Benefited Property Owner in connection with a Qualified Project and the related Finance Agreement, including application fees, EIC's Program administration fee, closing costs and fees, title and appraisal fees, professionals' fees, permits, fees for design and drawings and any other related fees, expenses and costs, in each case as approved by EIC and the Financing Party under the Finance Agreement

Enabling Act – Article 5-L of the General Municipal Law of the State, or a successor law, as in effect from time to time.

Finance Agreement – the finance agreement described in **Section 7** of this local law.

Financing Charges – all charges, fees and expenses related to the loan under the Finance Agreement including accrued interest, capitalized interest, prepayment premiums, and penalties as a result of a default or late payment and costs and reasonable attorneys' fees incurred by the Financing Party as a result of a foreclosure or other legal proceeding brought against the Benefited Property to enforce any delinquent Annual Installment Liens.

Financing Parties – Third party capital providers approved by EIC to provide financing to Qualified Property Owners or other financial support to the Program which have entered into separate agreements with EIC to administer the Program in the Municipality.

Municipality – the County of Broome a municipality of the State constituting a tax district as defined in Section 1102 of the RPTL of the State.

Municipal Lien – a lien on Qualified Property which secures the obligation to pay real property taxes, municipal charges, or governmentally imposed assessments in respect of services or benefits to a Qualified Property.

Non-Municipal Lien – a lien on Qualified Property which secures any obligation other than the obligation to pay real property taxes, municipal charges, or governmentally-imposed assessments in respect of services or benefits to a Qualified Property Owner or Qualified Property.

Program – the Energize NY Open C-PACE Financing Program authorized hereby.

Qualified Project – the acquisition, construction, reconstruction or equipping of Energy Efficiency Improvements or Renewable Energy Systems or other projects authorized under the Enabling Act on a Qualified Property, together with a related Energy Audit, Renewable Energy System Feasibility Study and/or other requirements under or pursuant to the Enabling Act, with funds provided in whole or in part by Financing Parties under the Program to achieve the purposes of the Enabling Act.

Qualified Property – Any real property other than a residential building containing less than three dwelling units, which is within the boundaries of the Municipality that has been

determined to be eligible to participate in the Program under the procedures for eligibility set forth under this local law and the Enabling Act and has become the site of a Qualified Project.

Qualified Property Owner – the owner of record of Qualified Property which has been determined by EIC to meet the requirements for participation in the Program as an owner, and any transferee owner of such Qualified Property.

RPTL – the Real Property Tax Law of the State, as amended from time to time.

Secured Amount – as of any date, the aggregate amount of principal loaned to the Qualified Property Owner for a Qualified Project, together with Eligible Costs and Financing Charges, as provided herein or in the Finance Agreement, as reduced pursuant to **Section 9**, paragraph C.

State – the State of New York.

§50-4 Establishment of an Energize NY Open C-PACE Financing Program

- A. An Energize NY Open C-PACE Financing Program is hereby established by the Municipality, whereby EIC acting on its behalf pursuant to the Municipal Agreement, may arrange for the provision of funds by Financing Parties to Qualified Property Owners in accordance with the Enabling Act and the procedures set forth under this local law, to finance the acquisition, construction, reconstruction, and installation of Qualified Projects and Eligible Costs and Financing Charges approved by EIC and by the Financing Party under the Finance Agreement. EIC, on behalf of the Municipality, and with the consent of the Benefited Property Owner, will record a Benefit Assessment Lien on the Benefited Property in the Secured Amount (the "Benefit Assessment Lien") on the land records for the Municipality. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality.
- B. Before a Qualified Property Owner and a Financing Party enter into a Finance Agreement which results in a loan to finance a Qualified Project, repayment of which is secured by a Benefit Assessment Lien, a written consent from each existing mortgage holder of the Qualified Property shall be obtained, permitting the Benefit Assessment Lien and each Annual Installment Lien to take priority over all existing mortgages.

§50-5 Procedures for eligibility

- A. Any property owner in the Municipality may submit an application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and at the Municipality's offices.
- B. Every application submitted by a property owner shall be reviewed by EIC, acting on behalf of the Municipality, which shall make a positive or negative determination on such application based upon the criteria enumerated in the Enabling Act and **Section 6** of this local law. EIC may also request further information from the property owner where necessary to aid in its determination.
- C. If a positive determination on an application is made by EIC, acting on behalf of the Municipality, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Program in accordance with **Section 7** of this local law.

§50-6 Application criteria

Upon the submission of an application, EIC, acting on behalf of the Municipality, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:

- A. The property owner may not be in bankruptcy and the property may not constitute property subject to any pending bankruptcy proceeding;
- B. The amount financed under the Program shall be repaid over a term not to exceed the weighted average of the useful life of Renewable Energy Systems and Energy Efficiency Improvements to be installed on the property as determined by EIC;
- C. Sufficient funds are available from Financing Parties to provide financing to the property owner;
- D. The property owner is current in payments on any existing mortgage on the Qualified Property;
- E. The property owner is current in payments on any real property taxes on the Qualified Property; and
- F. Such additional criteria, not inconsistent with the criteria set forth above, as the State, the Municipality, or EIC acting on its behalf, or other Financing Parties may set from time to time.

§50-7 Energize NY Finance Agreement

- A. Qualified Property Owner may participate in the Program through the execution of a finance agreement made by and between the Qualified Property Owner and a Financing Party, to which EIC, on behalf of the Municipality, shall be a third-party beneficiary (the "Finance Agreement"). Upon execution and delivery of the Finance Agreement, the property that is the subject of the Finance Agreement shall be deemed a "Benefited Property").
- B. Upon execution and delivery of the Finance Agreement, the Benefited Property Owner shall be eligible to receive funds from the Financing Party for the acquisition, construction, and installation of a Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, provided the requirements of the Enabling Act, the Municipal Agreement and this local law have been met.
- C. The Finance Agreement shall include the terms and conditions of repayment of the Secured Amount and the Annual Installment Amounts.
- D. EIC may charge fees to offset the costs of administering the Program and such fees, if not paid by the Financing Party, shall be added to the Secured Amount.

§50-8 Terms and conditions of repayment

The Finance Agreement shall set forth the terms and conditions of repayment in accordance with the following:

- A. The principal amount of the funds loaned to the Benefited Property Owner for the Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, shall be specially assessed against the Benefited Property and will be evidenced by a Benefit Assessment Lien recorded against the Benefited Property on the land records on which liens are recorded for properties within the

Municipality. The special benefit assessment shall constitute a "charge" within the meaning of the Enabling Act and shall be collected in annual installments in the amounts certified by the Financing Party in a schedule provided at closing and made part of the Benefit Assessment Lien. Said amount shall be annually levied, billed and collected by EIC, on behalf of the Municipality, and shall be paid to the Financing Party as provided in the Finance Agreement.

- B. The term of such repayment shall be determined at the time the Finance Agreement is executed by the Benefited Property Owner and the Financing Party, not to exceed the weighted average of the useful life of the systems and improvements as determined by EIC, acting on behalf of the Municipality.
- C. The rate of interest for the Secured Amount shall be fixed by the Financing Party in conjunction with EIC, acting on behalf of the Municipality, as provided in the Finance Agreement.

§50-9 Levy of Annual Installment Amount and Creation of Annual Installment Lien

- A. Upon the making of the loan pursuant to the Finance Agreement, the Secured Amount shall become a special Benefit Assessment Lien on the Benefited Property in favor of the Municipality. The amount of the Benefit Assessment Lien shall be the Secured Amount. Evidence of the Benefit Assessment Lien shall be recorded by EIC, on behalf of the Municipality, in the land records for properties in the Municipality. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality. The Benefit Assessment Lien shall not be foreclosed upon by or otherwise enforced by the Municipality.
- B. The Finance Agreement shall provide for the repayment of the Secured Amount in installments made at least annually, as provided in a schedule attached to the Benefit Assessment Lien (the "Annual Installment Amount"). The Annual Installment Amount shall be levied by EIC, on behalf of the Municipality, on the Benefited Property in the same manner as levies for municipal charges, shall become a lien on the Benefited Property as of the first day of January of the fiscal year for which levied (the "Annual Installment Lien") and shall remain a lien until paid. The creation or any recording of the Annual Installment Lien shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality. Payment to the Financing Party shall be considered payment for this purpose. Such payment shall partly or wholly discharge the Annual Installment Lien. Delinquent Annual Installment Amounts may accrue Financing Charges as may be provided in the Finance Agreement. Any additional Financing Charges imposed by the Financing Party pursuant to the Finance Agreement shall increase the Annual Installment Amount and the Annual Installment Lien for the year in which such overdue payments were first due.
- C. The Benefit Assessment Lien shall be reduced annually by the amount of each Annual Installment Lien when each Annual Installment Lien becomes a lien. Each Annual Installment Lien shall be subordinate to all Municipal Liens, whether created by Section 902 of the RPTL or by any other State or local law. No portion of a Secured Amount shall be recovered by the Municipality, EIC, or an assignee upon foreclosure, sale or other disposition of the Benefited Property unless and until all Municipal Liens are fully discharged. Each Annual Installment Lien, however, shall have priority over all Non-Municipal Liens, irrespective of when created, except as otherwise required by law.
- D. Neither the Benefit Assessment Lien nor any Annual Installment Lien shall be extinguished or accelerated in the event of a default or bankruptcy of the Benefited Property Owner. Each Annual Installment Amount shall be considered a charge

upon the Benefited Property and shall be collected by EIC, on behalf of the Municipality, at the same time and in the same manner as real property taxes or municipal charges. Each Annual Installment Lien shall remain a lien until paid. Amounts collected in respect of an Annual Installment Lien shall be remitted to EIC, on behalf of the Municipality, or the Financing Party, as may be provided in the Finance Agreement.

- E. EIC shall act as the Municipality's agent in collection of the Annual Installment Amounts. If any Benefited Property Owner fails to pay an Annual Installment Amount, the Financing Party may redeem the Benefited Property by paying the amount of all unpaid Municipal Liens thereon, and thereafter shall have the right to collect any amounts in respect of an Annual Installment Lien by foreclosure or any other remedy available at law. Any foreclosure shall not affect any subsequent Annual Installment Liens.
- F. EIC, on behalf of the Municipality, may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens to Financing Parties that provide financing to Qualified Properties pursuant to Finance Agreements. The Financing Parties may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens received from EIC, on behalf of the Municipality, subject to certain conditions provided in the administration agreement between EIC and the Financing Party. The assignee or assignees of such Benefit Assessment Liens and Annual Installment Liens shall have and possess the same powers and rights at law or in equity as the Municipality would have had if the Benefit Assessment Lien and the Annual Installment Liens had not been assigned with regard to the precedence and priority of such lien, the accrual of interest and the fees and expenses of collection.

§50-10 Verification and report

EIC, on behalf of the Municipality, shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Program in such form and manner as the Authority may establish.

§50-11 Separability. If any clause, sentence, paragraph, section, or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part thereof involved in the controversy in which such judgment shall have been rendered.

SECTION 3 This local law shall take effect upon filing with the Secretary of State.

Intro No. _____

7/18/19

Date _____

Reviewed by
Co. Attorney _____

LG3

Date _____

6/26/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: County Administration Committee

RESOLUTION AUTHORIZING THE LAW DEPARTMENT TO ACCEPT A DONATION FROM POPE, SCHRADER & POPE, LLP

WHEREAS, the County Attorney requests authorization to accept six (6) large framed and matted professional photographs of New York's Sixth Judicial District Courthouses from Pope, Schrader & Pope, LLP, and

WHEREAS, said photographs will be hung on Broome County Courthouse walls, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Law Department to accept six (6) large framed and matted professional photographs of New York's Sixth Judicial District Courthouses from Pope, Schrader & Pope, LLP to be hung on Broome County Courthouse walls, and be it

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

Intro No. _____
Date 7/18/19
Reviewed by CAS
Co. Attorney _____
Date 6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: County Administration and Finance Committees

RESOLUTION AUTHORIZING AN AGREEMENT WITH AFFINITY REHABILITATION, LLP, FOR A MAINTENANCE AND SUPPORT MEMORANDUM OF UNDERSTANDING FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2019-2020

WHEREAS, the Director of Information Technology requests authorization for an agreement with Affinity Rehabilitation, LLP for a Maintenance and Support Memorandum of Understanding for the Division of Information Technology for the period January 1, 2019 through December 31, 2020, with the option for renewal under the same terms and conditions, and

WHEREAS, said agreement is necessary to define the service expectations for maintenance, support and access to the County's Advanced Maintenance Management System and county equipment supplied by Willow Point Rehabilitation and Nursing Center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Affinity Rehabilitation, LLP, 3700 Vestal Road, Vestal, New York 13850 for a Maintenance and Support Memorandum of Understanding for the Division of Information Technology for the period January 1, 2019 through December 31, 2020, with the option for renewal under the same terms and conditions, and be it

FURTHER RESOLVED, any support provided beyond the specifications of the Memorandum of Understanding would require Supervisory approval and be billed at the rate of \$70 per hour, and be it

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

Intro No. 3
Date 7/18/19
Reviewed by KB
Co. Attorney
Date 6/26/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: County Administration and Finance Committees

RESOLUTION AUTHORIZING AN AGREEMENT WITH LITERACY VOLUNTEERS OF BROOME-TIOGA COUNTIES, INC., FOR A MAINTENANCE AND SUPPORT MEMORANDUM OF UNDERSTANDING FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2019-2021

WHEREAS, the Director of Information Technology requests authorization for an agreement with Literacy Volunteers of Broome-Tioga Counties, Inc., for a Maintenance and Support Memorandum of Understanding for the Division of Information Technology for the period June 1, 2019 through May 31, 2021, with the option for a two-year renewal under the same terms and conditions, and

WHEREAS, said agreement is necessary to define the service expectations for access to and support of systems and equipment being used at the Broome County Public Library, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Literacy Volunteers of Broome-Tioga Counties, Inc., for a Maintenance and Support Memorandum of Understanding for the Division of Information Technology for the period June 1, 2019 through May 31, 2021, with the option for a two-year renewal under the same terms and conditions, and be it

FURTHER RESOLVED, any support provided beyond the specifications of the Memorandum of Understanding would require Supervisory approval and be billed at the rate of \$70 per hour, and be it

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

Intro No. 4
Date 7/18/19
Reviewed by CD5
Co. Attorney
Date 6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Economic Development, Education and Culture Committee

RESOLUTION AUTHORIZING VISIT BINGHAMTON (GREATER BINGHAMTON CONVENTION AND VISITORS BUREAU) TO ACT AS THE AGENCY IN BROOME COUNTY FOR TOURISM AND CONVENTION PROMOTION FOR 2020

WHEREAS, the Director of Planning requests authorization for an agreement with Visit Binghamton (Greater Binghamton Convention and Visitors Bureau) to act as the agency in Broome County for tourism and convention promotion for January 1, 2020 through December 31, 2020, and

WHEREAS, said agreement is necessary for tourism and convention promotion in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Visit Binghamton (Greater Binghamton Convention and Visitors Bureau), 5 South College Drive, Suite 102, Binghamton, New York 13905, to be the tourism and convention promoter for Broome County and be it

FURTHER RESOLVED, that Visit Binghamton (Greater Binghamton Convention and Visitors Bureau) is hereby authorized to make applications for any grants from the State of New York for tourism and convention promotion in Broome County, and be it

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

Intro No. 5
Date 7/18/19
Reviewed by CDS
Co. Attorney
Date 6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Public Safety & Emergency Services Committee

**RESOLUTION ISSUING "NEGATIVE DECLARATION" WITH RESPECT TO THE
SUSQUEHANNA RIVERFRONT IMPROVEMENTS PROJECT**

WHEREAS, Broome County, by Resolution 309 of 2019, declared Lead Agency status in the Environmental Review of the proposed adoption of the Susquehanna Riverfront Improvements Project, and

WHEREAS, said project requires review, and

WHEREAS, this County Legislature has reviewed the Short Environmental Assessment Form Project Information, Impact Assessment and Determination of Significance, attached as Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby finds that the adoption of the Susquehanna Riverfront Improvements Project, will not have a significant impact on the environment and hereby issues a SEQRA Negative Declaration of Environmental Significance.

Short Environmental Assessment Form

Part 1 - Project Information

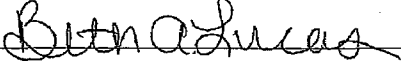
Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information				
Name of Action or Project: Susquehanna Riverfront Improvement Projects				
Project Location (describe, and attach a location map): Grippen Park, Round Top Park, Riverview Park, William Hill Park, Harold Moore Park, Route 17C Sports Complex - see details in attachment				
Brief Description of Proposed Action: Construction of waterfront improvements at various locations along the Suqueehanna River including boat access, scenic outlooks, multi-use trail segments, and associated amenities. See more details attached.				
Name of Applicant or Sponsor: Broome County		Telephone: 607-778-2375 E-Mail: blucas@co.broome.ny.us		
Address: Broome County Office Building, 60 Hawley Street, PO Box 1766				
City/PO: Binghamton		State: New York	Zip Code: 13902	
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: NYSDEC and USACE - Protection of Waters permits, NYSHPO Determination			NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		135.87 acres		
b. Total acreage to be physically disturbed?		2.71 acres		
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		135.87 acres		
4. Check all land uses that occur on, are adjoining or near the proposed action:				
5. <input checked="" type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input checked="" type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input checked="" type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): <input checked="" type="checkbox"/> Parkland				

	NO	YES	N/A
5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ Some sites are currently connected to public water, but this project involve any water connections. _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ Some sites are currently connected to public sewer but this project does not involve any sewer connections. _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ There will be construction of boat launches encroaching on the Susquehanna River at Grippen Park and Riverview Park. A Joint Application for Permit will be submitted to the NYSDEC and the USACE for construction at those sites. _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

<p>14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:</p> <p><input checked="" type="checkbox"/> Shoreline <input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input checked="" type="checkbox"/> Early mid-successional</p> <p><input checked="" type="checkbox"/> Wetland <input checked="" type="checkbox"/> Urban <input checked="" type="checkbox"/> Suburban</p>		
<p>15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?</p> <p>Brook Floater, Bald Eagle, Hellbender. See attachment for more details.</p>	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p>16. Is the project site located in the 100-year flood plan?</p>	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p>17. Will the proposed action create storm water discharge, either from point or non-point sources?</p> <p>If Yes,</p> <p style="margin-left: 40px;">a. Will storm water discharges flow to adjacent properties?</p> <p style="margin-left: 40px;">b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?</p> <p>If Yes, briefly describe:</p> <hr/> <p>Disturbance for each separate site will be less than 1 acre and therefore will not require development of a SWPPP. Acreages for individual projects are as follows: Grippen/Roundtop - 0.97. Riverview - 0.07, William Hill - 0.64. Harold Moore. 0.02, 17C - 0.57</p>	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<p>18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?</p> <p>If Yes, explain the purpose and size of the impoundment:</p> <hr/>	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<p>19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?</p> <p>If Yes, describe:</p> <hr/> <p>Site 704008: Located to the West of Grippen Park and to the Southwest of 17C Sports Complex (nearby but not adjacent to the sites) is the former Endicott Village Landfill. The area is fenced, capped, and the majority of the area has been paved.</p>	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p>20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?</p> <p>If Yes, describe:</p> <hr/> <p>Site 704020: Northeast of William Hill Park is the US Airforce Plant Number 59. Site concerns include vapor intrusion, but sampling indicates soil vapor intrusion is not a concern for off-site buildings.</p>	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p>I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</p> <p>Applicant/sponsor/name: <u>Broome County</u> Date: <u>June 10, 2019</u></p> <p>Signature: <u></u> Title: <u>Senior Planner</u></p>		

Project: Susquehanna Riverfront Improvements

Date: June 11, 2019

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Short Environmental Assessment Form Part 3 Determination of Significance

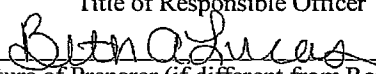
For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The New York State Historic Preservation Office has confirmed that there will be no impact to cultural resources at these sites with the exception of Grippen Park where more information is needed to further assess the overlook area. There has been previous disturbance in that area for installation of utilities. Additional survey information will be submitted to SHPO when ready.

There will be construction in the vicinity of the Susquehanna River at Grippen Park and Riverview Park. A Joint Application for Permit will be submitted to the NYSDEC and the USACE for construction at those sites.

Project sites may be in the vicinity of the following rare/endangered species: Bald Eagles, Brook Floater, Hellbender. To reduce any potential adverse impacts to eaglet reproduction, tree cutting will be scheduled from July through February as recommended by the NYSDEC. Any recommendations for avoiding disturbance to Brook Floaters and Hellbenders will be established through the NYSDEC permitting process, and implemented as required.

All sites except the Round Top Park outlook are located within the floodplain, as is necessary due to the waterfront uses. Broome County has consulted with local floodplain administrators and the NYSDEC to ensure that the project will not have a negative impact on flood risk or nearby flood control structures.

<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input checked="" type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
Broome County Legislature	
Name of Lead Agency	Date
Daniel J. Reynolds	Chair
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	 Signature of Preparer (if different from Responsible Officer)

Additional Information

Project Location – See attached Location Map

- Grippen Park, 1 S. Grippen Ave, Endicott, Parcel # 156.20-1-71, 156.20-1-68, 156.20-1-30, 156.20-1-29
- Round Top Park, E Round Top Rd, Endicott, Parcel # 156.20-1-17, 156.20-1-28
- Riverview Park, 1610 Riverview Dr, Endicott, Parcel #157.11-5-33
- William Hill Park, Elbon St, Union, Parcel #142.16-1-2
- Harold Moore Park, 2413 Vestal Road, Vestal, Parcel #158.09-1-6
- Route 17C Park, LaTourette Lane, Union, Parcel # 156.15-1-4, 156.11-1-15

Brief Description of Proposed Action – See attached site maps

Construction of waterfront improvements at various locations along the Suquehanna River including boat access, scenic outlooks, multi-use trail segments, and associated amenities.

- Grippen Park - Reconstruction of an existing boat launch and construction of new scenic outlook and associated amenities. Construction of a segment of the Chugnut Trail linking Grippen and Round Top Park properties. Disturbed area – 0. acres
- Round Top Park - Construction of a scenic outlook and amenities. Establish natural surface hiking trail from main park to the base of Roundtop Hill where it meets the Chugnut Trail connecting to Grippen Park (there will be no site disturbance associated with the natural trail). Disturbed area – 0.07 acres
- Riverview Park - Hand launch boat access with associated amenities.
- William Hill Park - Recreational trail with path to pebble beach for river access and associated amenities.
- Harold Moore Park - Install amenities in existing boat launch area
- Route 17C Park – Construct segment of Chugnut Trail within park.

3. Project Acreage

Broome County owns Grippen and Round Top Parks properties and has established intermunicipal agreements with the Towns of Union and Vestal and Village of Endicott for construction at the municipally owned sites.

12. Archeologically Sensitive Areas

The New York State Historic Preservation Office has confirmed that there will be no impact to cultural resources at these sites with the exception of Grippen Park where more information is needed to further assess the overlook area. We anticipate that areas have been previously disturbed, and are collecting additional survey information for submission to SHPO.

13. Wetlands and Waterbodies

There will be construction in the vicinity of the Susquehanna River at Grippen Park and Riverview Park. A Joint Application for Permit will be submitted to the NYSDEC and the USACE for construction at those sites.

15. Threatened and Endangered Species

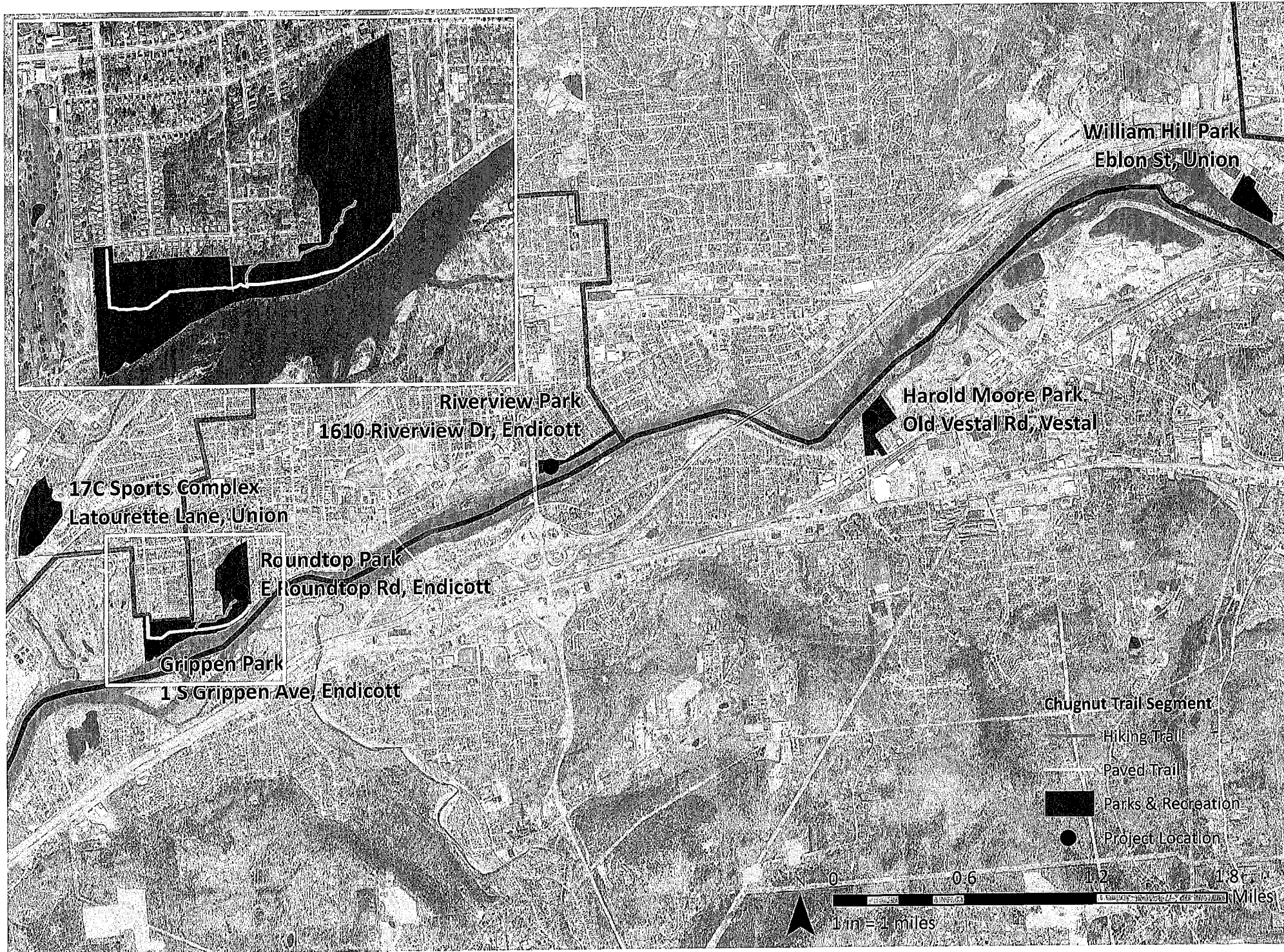
According to the NYS Heritage Mapper, threatened/endangered Species were identified within the vicinity of Riverview, Grippen and Roundtop Parks. These include the following species: Bald Eagle, Brook Floater, and Hellbender. We have consulted with NYSDEC Region 7.

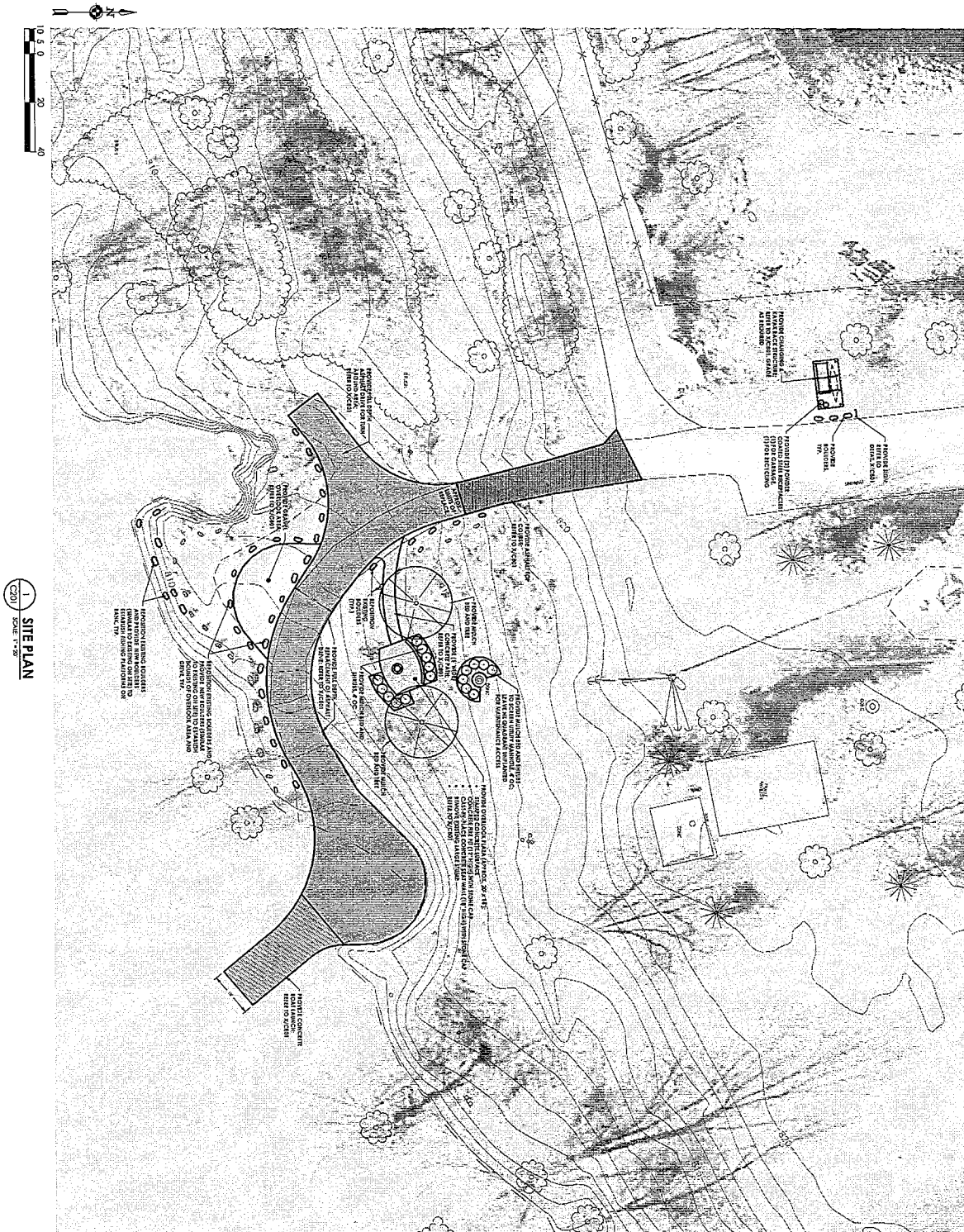
- For Bald Eagles they indicated that the nearest nesting site is approximately 1100 feet from the project site. To reduce any potential adverse impacts to eaglet reproduction, all tree cutting should be scheduled from July through February. The only anticipated tree cutting will be associated with the Round Top scenic outlook and will be conducted during this timeframe as advised.
- The Brook Floater Mussels, if they are present, can be relocated and Hellbenders use large flat rocks out in the river for habitat, so a small surface launch should have no impact. A Joint Application for Permit will be submitted to the NYSDEC and the USACE for construction at those sites. Potential impacts to protected species will be addressed after submittal of the permit applications.

16. Floodplain

All sites are located in the special flood hazard area except the scenic outlook at Round Top Park. The waterfront uses associated with the projects requires that they be located in these locations within the floodplain. We have consulted with the floodplain administrators in each municipality. There are flood control levees adjacent to the projects in William Hill Park and the Route 17C Sports Complex. Broome County and the Town of Union have consulted with the NYS Department of Environmental Conservation to obtain maps showing the NYS Flood Control Structure boundaries and have avoided those areas.

SAM 13076 Broome County Susquehanna River Improvements





PRELIMINARY - NOT FOR CONSTRUCTION

PROJECT NUMBER
15051.01

BC
C201

BROOME COUNTY

DATE	DRAWN	CHECKED
09/09/19	DMN	DE
SCALE	AS SHOWN	
SHEET TITLE	GRIPPEN PARK SITE PLAN	

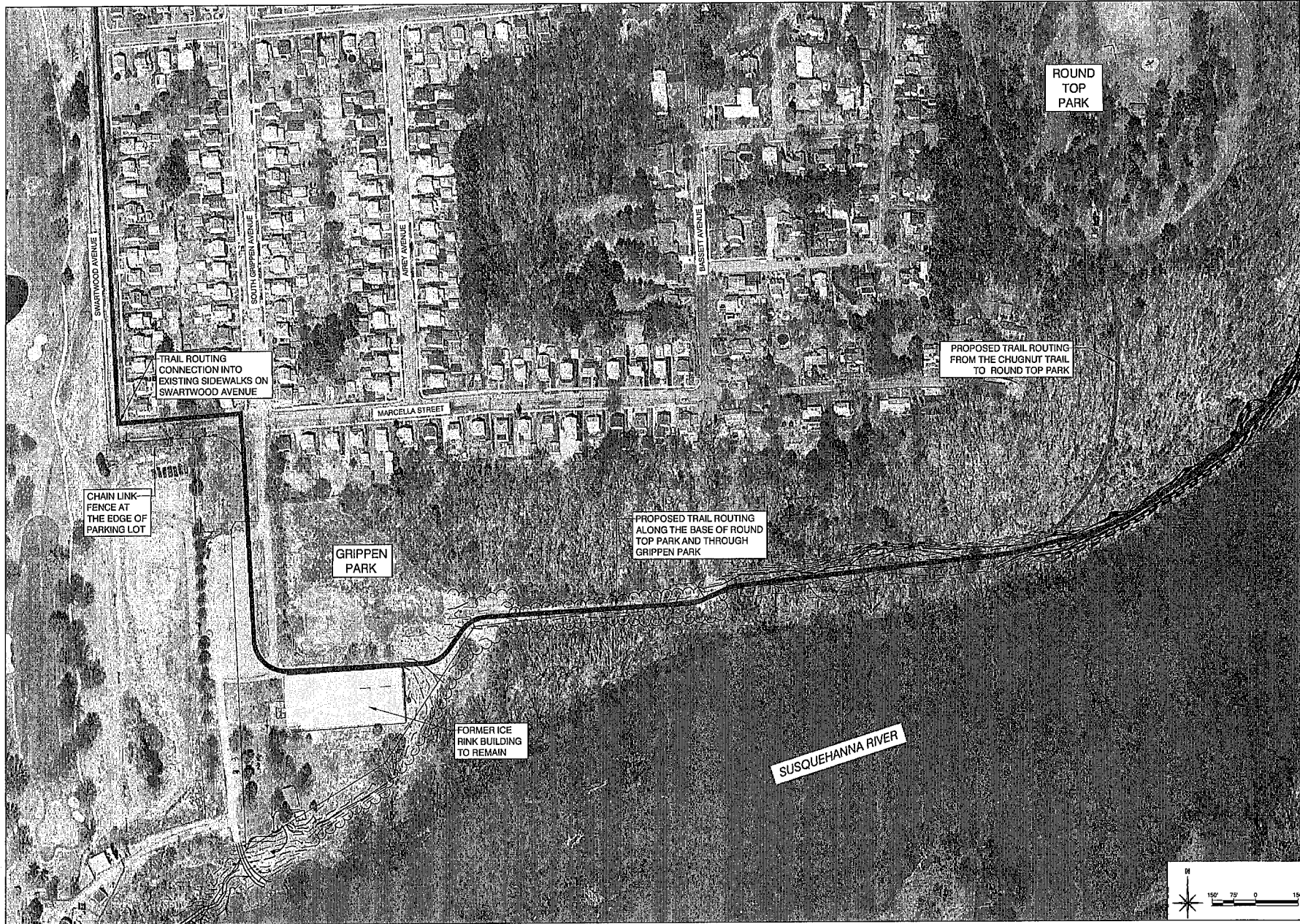
BROOME COUNTY RIVERFRONT IMPROVEMENTS

BROOME COUNTY, NEW YORK
40 HAWLEY STREET
BINGHAMTON, NY 13902

REVISIONS				
NO.	DATE	BY	CHECKED	DESCRIPTION

CPL DESIGN.COM
ARCHITECTURE ENGINEERING PLANNING

59 COURT STREET
BINGHAMTON, NY 13901
PH: (607) 734-8000
FAX: (607) 734-8008



Lead Consultant:
ELAN
 PLANNING / DESIGN /
 LANDSCAPE
 ARCHITECTURE, PLLC
 16 DIVISION STREET
 STUDIO 300
 SAUGENIA SPRINGS
 NEW YORK 12866

Project Sponsors:

 Department
 of State

IT IS A VIOLATION OF THE LAW FOR ANY
 PERSON, UNLESS HE IS ACTING UNDER THE
 DIRECTION OF A LICENSED PROFESSIONAL
 ARCHITECT/ENGINEER, TO ALTER THIS DRAWING
 IN ANYWAY. ALL ALTERATIONS MUST HAVE THE SEAL,
 AFFIXED ALONG WITH A DESCRIPTION OF THE
 ALTERATION, THE SIGNATURE AND DATE.

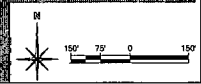
Project Title:
**CHUGNUT TRAIL
 EXTENSION**
 Town of Unlon and
 Village of Endicott
 Broome County, New York

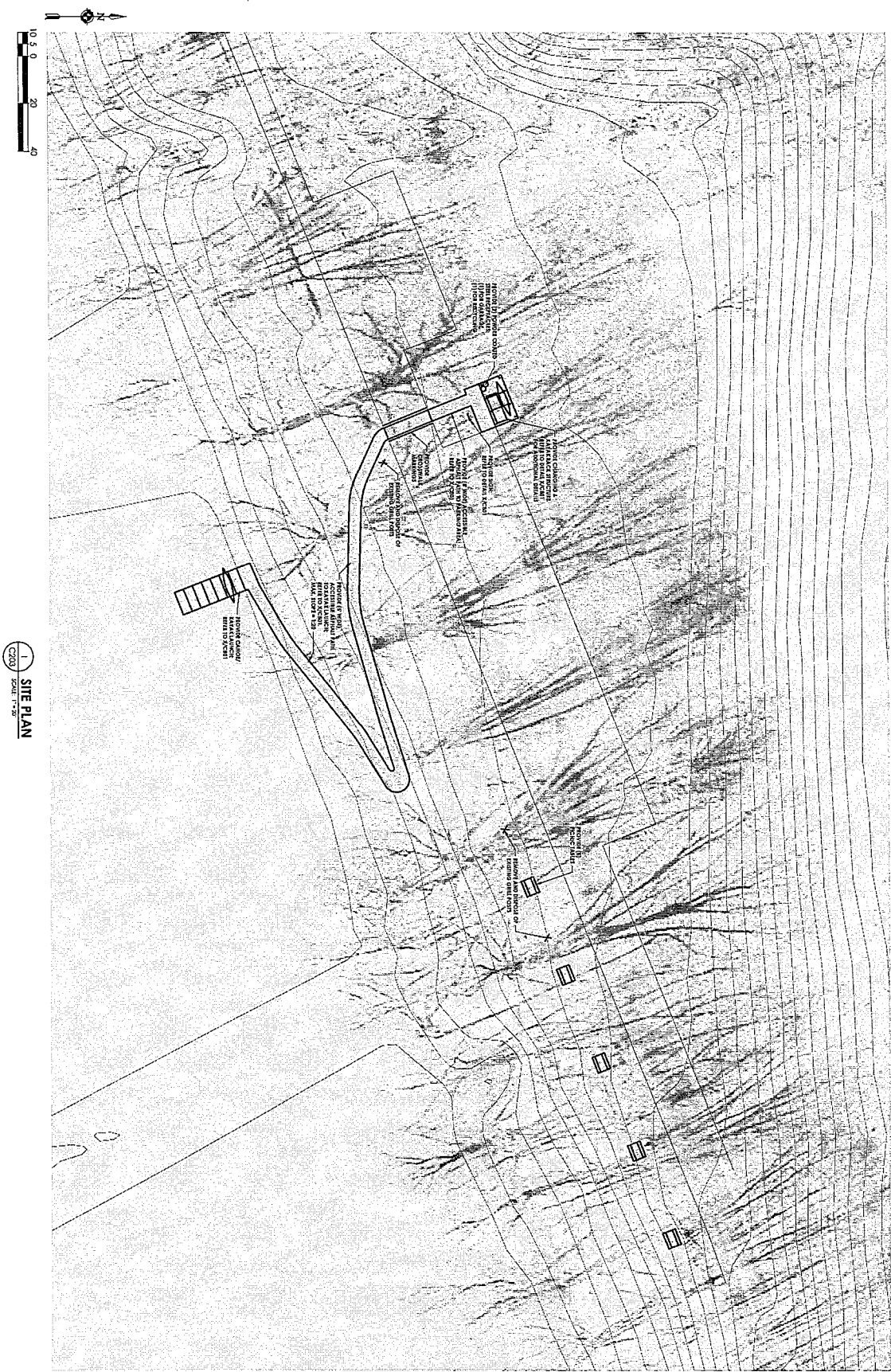
Sheet Title:
**TRAIL ROUTING
 THROUGH GRIPPEN
 PARK**

Drawing Log:

Rev. 05	DATE
Rev. 04	DATE
Rev. 03	DATE
Rev. 02	DATE
Rev. 01	DATE
DATE	08.22.2018
DRAWN BY:	- ZB/RES
CHECKED BY:	- BT
FILE:	
JOB NO.:	- 17-005

DRAWING NO.:
C001





1 SITE PLAN
C203 SCALE: 1"=20'

PRELIMINARY - NOT FOR CONSTRUCTION

PROJECT NUMBER
15051.01
BC
C203
DRAWING NUMBER

DATE	DRAWN	CHECKED
05/03/19	DMN	DE
SCALE AS NOTED		
PROJECT TITLE		
RIVERVIEW PARK		
SITE PLAN		

BROOME COUNTY RIVERFRONT IMPROVEMENTS
BROOME COUNTY, NEW YORK
60 HAWKEY STREET
BINGHAMTON, NY 13902

REVISIONS				
NO.	DATE	BY	CHECKED	DESCRIPTION

CPI
CPI ASSOCIATES, INC.
ARCHITECTURAL, ENGINEERING, PLANNING
39 COURT STREET
BINGHAMTON, NY 13901
TEL: (607) 724-2500
FAX: (607) 724-2505



Lead Consultant:
ELAN
 PLANNING / DESIGN /
 LANDSCAPE, PLLC
 14 UNIVERSITY STREET
 SUITE 1000
 NEW YORK, NY 10003

Project Sponsors:

 Department
 of State

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 PERSON, UNLESS HE IS ACTION UNDER THE
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 ARCHITECT/ENGINEER, TO ALTER THIS DRAWING
 IN ANYWAY. ALTERATIONS MUST HAVE THE SEAL
 AFFIXED ALONG WITH A DESCRIPTION OF THE
 ALTERATION, THE SIGNATURE AND DATE.

Project Title:
**CHUGNOT TRAIL
 EXTENSION**
 Town of Ulton and
 Village of Endicott
 Broome County, New York

Sheet Title:
**TRAIL ROUTING
 THROUGH ROUTE 17C
 SPORTS COMPLEX**

Drawing Log:	
Rev. 05	DATE
Rev. 04	DATE
Rev. 03	DATE
Rev. 02	DATE
Rev. 01	DATE
DATE	08.22.2018
DRAWN BY:	ZS/REB
CHECKED BY:	JT
FILE:	
JOB NO.:	17-005

DRAWING NO.:
C002

Intro No.

6

Date

7/18/19

Reviewed by
Co. Attorney

CDS

Date

6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Economic Development, Education & Culture and Finance Committees

RESOLUTION AUTHORIZING AN AGREEMENT WITH LUMA ARTS INITIATIVE, INC., FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2019

WHEREAS, the Director of Planning requests authorization for an agreement with LUMA Arts Initiative, Inc., for funding in the amount not to exceed \$39,500 from the Marketing and Economic Development allocation of the occupancy tax for the period June 1, 2019 through December 31, 2019, and

WHEREAS, said funding will be used to assist with expenses associated with the 2019 LUMA Festival, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with LUMA Arts Initiative, Inc., 217 Washington Street #204, Binghamton, New York 13901 for funding from the Marketing and Economic Development allocation of the occupancy tax for the period June 1, 2019 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$39,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 90000099.6005026 (Marketing & Economic Development), and be it

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

Intro No. 7
Date 7/18/19
Reviewed by lgs
Co. Attorney
Date 6/26/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Economic Development, Education and Culture Committee

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COMMUNITY COLLEGE BOARD OF TRUSTEES

WHEREAS, Jason T. Garnar, County Executive, pursuant to the authority vested in him by Article XXIII-A of the Broome County Charter and Code has duly designated and appointed the following named individual to membership on the Broome Community College Board of Trustees, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Jason A. Andrews 1873 State Route 7 Harpurville, New York 13787	6/18/2022 New Appointment (filing unexpired term of George Akel)

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 Article XXIII-A of the Broome County Charter and Code, hereby confirms the appointment of the above-named individual to membership on the Broome Community College Board of Trustees for the term indicated, in accordance with his appointment by the County Executive.

Intro No. 8
Date 7/18/19
Reviewed by Jm
Co. Attorney
Date 6/25/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Health & Human Services and Finance Committees

RESOLUTION AUTHORIZING ACCEPTANCE OF THE UNMET NEED PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2019-2020

WHEREAS, the Director of the Office for Aging requests authorization to accept an Unmet Need Program Grant for the Office for Aging and adopting a program budget in the amount of \$94,875 for the period April 1, 2019 through March 31, 2020, and

WHEREAS, said program grant provides for a variety of services including personal care, housekeeping/chore services, PERS, case management and other unmet needs to clients from current waiting lists for these aforementioned services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$94,875 from the New York State Office for Aging, Empire State Plaza Agency, Building 2, Albany, New York 12223-1251 for the Office for Aging's Unmet Need Program Grant for the period April 1, 2019 through March 31, 2020, 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 \$94,875, and be it

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

FURTHER RESOLVED, that the County Executive or his 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 his duly authorized representative (including the Director of Management and Budget and/or Comptroller) 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.

EXHIBIT "A"

BROOME COUNTY OFFICE FOR AGING

NYS Unmet Need Program

4/1/19 TO 3/31/20

DEPT - PROJECT: 34010006 - 3410676

NEW GRANT July 2019 Legislative Session

CURRENT
2018 - 2019
BUDGET

PROPOSED
2019 - 2020
BUDGET

APPROPRIATIONS

CONTRACTUAL EXPENSES

6004138 OTHER OPERATIONAL EXP.	\$0	\$0
6004146 SUBCONTRACTED PROGRAM EXPENSE	\$0	\$66,420
6004160 MILEAGE & PARKING - LOCAL	\$0	\$600
6004606 TELEPHONE BILLING ACCOUNT	\$0	\$300
6004610 PERSONAL SERVICES CHGBKS	\$0	\$27,155
6004617 DUPLICATING/PRINTING CHARGEBACKS	\$0	\$100
6004618 POSTAGE CHARGEBACKS	\$0	\$300
TOTAL CONTRACTUAL EXPENSES	<u>\$0</u>	<u>\$94,875</u>
TOTAL GRANT PROGRAM EXPENSE	<u>\$0</u>	<u>\$94,875</u>

REVENUES

5000808 OTHER STATE AID	\$0 (a)	\$94,875
TOTAL GRANT PROGRAM REVENUE	<u>\$0</u>	<u>\$94,875</u>

(a) UNMET NEED ALLOCATION FROM NEW YORK STATE

Intro No.

Date

Reviewed by
Co. Attorney

Date

9
7/18/19
1h
6/25/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Health & Human Services and Finance Committees

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH INTERIM HEALTHCARE SYSTEMS AND STAFKINGS HEALTH CARE SYSTEMS FOR PERSONAL CARE/HOMEMAKER SERVICES FOR THE OFFICE FOR AGING'S EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 64 of 2019, 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 approved Medicaid rates for the period April 1, 2019 through March 31, 2020, and

WHEREAS, said agreements are necessary to provide personal care/homemaker services and nursing visits to EISEP clients, and

WHEREAS, it is necessary to authorize the amendment of the agreements with Interim Healthcare Systems and Stafkings Healthcare Systems to include Personal Care and Nurse Supervisor rates for the Office for Aging's Unmet Need Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Interim Healthcare Systems, 38 Front Street, Suite D, Binghamton, New York 13905 to include the Personal Care hourly rate of \$24.17 and the Nurse Supervisor hourly rate of \$91.43 for the Office for Aging's Unmet Need Program for the period April 1, 2019 through March 31, 2020, and be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Stafkings Healthcare Systems, P.O. Box 1015, Binghamton, New York 13902 to include the hourly rate of \$24.88 for Personal Care services and the hourly rate of \$127.11 for Nurse Supervisor services for the Office for Aging's Unmet Need Program for the period April 1, 2019 through March 31, 2020, and be it

FURTHER RESOLVED, that Resolution 64 of 2019, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Intro No. 10
Date 7/18/19
Reviewed by
Co. Attorney CDS
Date 6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Health & Human Services and Finance Committees

RESOLUTION AUTHORIZING AN AGREEMENT WITH VEN TEK FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2019

WHEREAS, the Commissioner of Social Services requests authorization for an agreement with Ven Tek for professional services for the Department of Social Services at a cost not to exceed \$46,000, for the period August 1, 2019 through December 31, 2019, and

WHEREAS, said services are necessary to customize and implement the Supervisory Case Review and Electronic Authorization Management Systems (SCREAMS), now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Ven Tek, 143 Stratford N., Roslyn Heights, New York 11577 for professional services for the Department of Social Services for the period August 1, 2019 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$46,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35010006.6004055.3510385 (Computer Software & Supplies), and be it

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

Intro No.

Date

Reviewed by
Co. Attorney

Date

11

7/18/19

COS

6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Health & Human Services and Finance Committees

RESOLUTION AUTHORIZING RENEWAL OF THE DSS/BCC CREDIT AND NON-CREDIT TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 257 of 2018, authorized and approved the DSS/BCC Credit and Non-Credit Training Program for the Department of Social Services and adopted a program budget in the amount of \$52,500 for the period July 31, 2018 through July 31, 2019, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$45,500 for the period August 1, 2019 through July 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$45,500 from the New York State Office of Children and Family Services, Capital View Office Park, 52 Washington Street, Rensselaer, New York, 122144 for the DSS/BCC Credit and Non-Credit Training Program for the period August 1, 2019 through July 31, 2020 and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$45,500 and authorizes the Commissioner of Social Services to transfer funds between Binghamton University and Broome Community College employee contracts without further legislative approval as long as the total amount does not exceed \$90,500 and be it

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

FURTHER RESOLVED, that the County Executive or his 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 his 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.

EXHIBIT A

Broome County Department of Social Services
DSS/BCC Credit and Non-Credit Training Program
August 1, 2019 – July 31, 2020

Department ID: 35010006
PROJECT NUMBER: 3510393

Appropriations

<u>Contractual Expenses</u>	<u>Current</u>	<u>Proposed</u>
6004573- Other Fees for Services	\$52,500	\$45,500
Total Contractual Expenses	\$52,500	\$45,500
Total Grant Program Appropriations	\$52,500	\$45,500

Revenue

5000855- Social Services Admin. (S)	\$17,325	\$15,015
5000925- Social Services Admin. (F)	\$37,175	\$30,485
Total Grant Program Revenue	\$52,500	\$45,500

Intro No. _____
Date 7/18/19
Reviewed by CDS
Co. Attorney _____
Date 6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Health & Human Services and Finance Committees

RESOLUTION AUTHORIZING RENEWAL OF THE DSS/BU CREDIT AND NON-CREDIT TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 258 of 2018, authorized and approved the DSS/BU Credit and Non-Credit Training Program for the Department of Social Services and adopted a program budget in the amount of \$35,000 for the period August 1, 2018 through July 31, 2019 and

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

WHEREAS, it is desired to renew said program grant in the amount of \$45,000 for the period August 1, 2019 through July 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$45,000 from the New York State Office of Children and Family Services, Capital View Office Park, 52 Washington Street, Rensselaer, New York, 122144 for the DSS/BU Credit and Non-Credit Training Program for the period August 1, 2019 through July 31, 2020 and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$45,000 and authorizes the Commissioner of Social Services to transfer funds between Binghamton University and Broome Community College employee contracts without further legislative approval as long as the total amount does not exceed \$90,500 and be it

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

FURTHER RESOLVED, that the County Executive or his 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 his 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.

EXHIBIT A

Broome County Department of Social Services
DSS/BU Credit and Non-Credit Training Program
August 1, 2019 – July 31, 2020

Department ID: 35010006
PROJECT NUMBER: 3510392

Appropriations

<u>Contractual Expenses</u>	<u>Current</u>	<u>Proposed</u>
6004573 Other Fees for Services	\$35,000	\$45,000
Total Contractual Expenses	\$35,000	\$45,000
Total Grant Program Appropriations	\$35,000	\$45,000

Revenue

5000855	Social Services Admin. (S)	\$10,395	\$13,365
5000925	Social Services Admin. (F)	\$21,105	\$27,135
5000333	Other Departmental Chargebacks	\$3,500	\$4,500
Total Grant Program Revenue		\$35,000	\$45,000

Intro No. 13
Date 7/18/19
Reviewed by Co. Attorney CDS
Date 6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Health & Human Services, Personnel and Finance Committees

RESOLUTION AUTHORIZING RENEWAL OF THE OUTSTATIONED CASEWORKER PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH THE BINGHAMTON CITY SCHOOL DISTRICT FOR DSS CASEWORKERS TO PROVIDE ON-SITE CASE MANAGEMENT SERVICES FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 256 of 2018, authorized and approved the Outstationed Caseworker Program Grant for the Department of Social Services, adopted a program budget in the amount of \$552,511 and authorized an agreement with the Binghamton City School District, for DSS Caseworkers to provide on-site case management services, for the period September 1, 2018 through August 31, 2019, and

WHEREAS, said program grant will station caseworkers in the Binghamton City School District to perform intake and case management for preventive/protective cases, and

WHEREAS, it is desired to renew said grant program in the amount of \$539,746, adopt a program budget and renew the agreement with the Binghamton City School, for DSS Caseworkers to provide on-site case management services, for the period September 1, 2019 through August 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$377,822 from the Binghamton City School District for the Department of Social Services School District Outstationed Caseworker Program Grant for the period September 1, 2019 through August 31, 2020, 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 \$539,746, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Binghamton City School District for the Department of Social Services to provide on-site case management services for the period September 1, 2019 through August 31, 2020, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and allocate additional Outstationed Caseworker Program funds, for the period September 1, 2019 through August 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

FURTHER RESOLVED, that the County Executive or his 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

Intro No. 13
Date 7/18/19
Reviewed by
Co. Attorney CDS
Date 6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

FURTHER RESOLVED, that the County Executive or his 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.

EXHIBIT A

BROOME COUNTY SOCIAL SERVICES
19/20 School District Outstation Caseworker
9/1/19-8/31/20
Department ID: 35010006
Project: 3510391

<u>Appropriations</u>	<u>18/19 Current Budget</u>	<u>19/20 Proposed Budget</u>
<u>Personal Services</u>		
6001000 Salaries(full time)	\$363,657	\$360,206
Total Personal Services	<u>\$363,657</u>	<u>\$360,206</u>
<u>Contractual Expenses</u>		
6004012 Office Supplies	\$0	\$100
6004056 Computer Software/Hardware	\$1,000	\$1,000
6004147 Other Program Expenses	\$0	\$500
6004160 Mileage and Parking	\$2,000	\$2,000
6004606 Telephone Billing Account	\$4,200	\$3,360
Total Contractual Expenses	<u>\$7,200</u>	<u>\$6,960</u>
<u>Fringe Benefits</u>		
6008001 State Retirement	\$61,465	\$46,670
6008002 Social Security	\$27,820	\$27,556
6008004 Workers Compensation	\$7,273	\$7,204
6008006 Life Insurance	\$105	\$120
6008007 Health Insurance	\$84,414	\$90,346
6008010 Disability	\$577	\$684
Total Fringe Benefits	<u>\$181,654</u>	<u>\$172,580</u>
Total Grant Appropriations	\$552,511	\$539,746
Revenue	\$552,511	\$539,746
5000183 Miscellaneous Contributions	\$165,753	\$161,924
5000333 Other Departmental Chargebacks	\$386,758	\$377,822
Total Grant Revenue	\$552,511	\$539,746

Broome County Dept. of Social Services
 School District Outstation Caseworker
 Personnel Summary
 Project Code: 3510391
 9/1/2019-8/31/2020

<u>Title of Position</u>	<u>Grade/Unit</u>	<u>Current Authorized</u>	<u>Requested 9/1/19- 12/31/19</u>	<u>Recommended 9/1/19-12/31/19</u>	<u>Requested 1/1/20-8/31/20</u>	<u>Recommended 1/1/20-8/31/20</u>
<u>Full-Time Positions</u>						
Caseworker/Trainee	16/14 CSEA	5	6	6	0	0
Caseworker/Trainee - Services	18/16 CSEA	0	0	0	6	6
Senior Caseworker	18 CSEA	1	1	1	0	0
Senior Caseworker - Services	20 CSEA	0	0	0	1	1
Case Supervisor Grade B	20 CSEA	1	1	1	0	0
Case Supervisor Grade B	22 CSEA	0	0	0	1	1
TOTAL		7	8	8	8	8

Intro No. 14
Date 7/18/19
Reviewed by
Co. Attorney CDS
Date 6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Health & Human Services, Personnel and Finance Committees

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH MAINE-ENDWELL CENTRAL SCHOOL DISTRICT AND WHITNEY POINT CENTRAL SCHOOL DISTRICT FOR DEPARTMENT OF SOCIAL SERVICES OUTSTATIONED CASEWORKER SERVICES FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 382 of 2018, authorized an agreement with Maine-Endwell Central School District and Whitney Point Central School District for outstationed Caseworker services with revenue to the County in the amount of \$64,855, for the period September 1, 2018 through August 31, 2019, and

WHEREAS, said agreements are necessary for DSS Caseworkers to perform intake and case management for preventive/protective cases in Maine-Endwell Central School District and Whitney Point Central School District, and

WHEREAS, said agreements expire by their terms on August 31, 2019, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$43,669, for the period September 1, 2019 through August 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Maine-Endwell Central School District, 712 Farm to Market Road, Endwell, New York 13760 for Department of Social Services outstationed Caseworker services for the period September 1, 2019 through August 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the Maine Endwell Central School District shall pay the County \$26,154 for the term of the agreement, and be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Whitney Point Central School District, 10 Keibel Road, Whitney Point, New York 13862 for Department of Social Services outstationed Caseworker services for the period September 1, 2019 through August 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the Whitney Point Central School District shall pay the County \$17,515 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 35020006.5000183, and be it

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

Intro No. _____
Date 7/18/19
Reviewed by CDS
Co. Attorney _____
Date 7/2/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Health & Human Services and Finance Committees

RESOLUTION AUTHORIZING ACCEPTANCE OF THE TELE-CONSULT HEALTH PROGRAM GRANT FOR THE WILLOW POINT REHABILITATION AND NURSING CENTER AND ADOPTING A PROGRAM BUDGET FOR 2019-2020

WHEREAS, the Administrator of the Willow Point Rehabilitation and Nursing Center requests authorization to accept a Tele-Consult Health Program Grant for the Willow Point Rehabilitation and Nursing Center and adopt a program budget in the amount of \$214,998 for the period July 1, 2019 through December 31, 2020, and

WHEREAS, said program grant provides advanced payments for expenses needed to provide telehealth services, including network upgrades implementation and provider services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$214,998 from Care Compass Network, 33 Lewis Road, Binghamton, New York 13905, for the Willow Point Rehabilitation and Nursing Center's Tele-Consult Health Program Grant for the period July 1, 2019 through December 31, 2020, 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 \$214,998, and be it

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

FURTHER RESOLVED, that the County Executive or his 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 his duly authorized representative (including the Director of Management and Budget and/or Comptroller) 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.

EXHIBIT A

Telehealth Grant

7/1/2019-12/31/2020

BUDGET

RECOMMENDED

ESTIMATED REVENUES

5000431 Network Infastructure	\$	40,000
5000431 Tele-Consult Provider Services	\$	110,500
5000431 1st quarter Tele-Consult Provider Services	\$	14,500
5000431 Implementation Fee	\$	49,998

TOTAL	REVENUE	\$ 214,998
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6004255 Network Hosting & Support (3 years)	\$	49,998
6004255 Curavi Contract 26 and up monthly Physician Services	\$	43,800
6004255 Arcadian -Phychiatrist/NP 4hours a week (\$1,060)	\$	76,200
6004255 Curavi Implamentation Fee	\$	5,000
6002503 Network Infasructure-WIFI	\$	40,000

TOTAL	CONTRACTUAL	\$ 214,998
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NET REVENUES/APROPRIATIONS	\$	-
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Intro No. 16
Date 7/18/19
Reviewed by [Signature]
Co. Attorney
Date 7-1-2019

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Health & Human Services and Finance Committees

RESOLUTION AUTHORIZING AN AGREEMENT WITH KEYSTONE MATERIAL TESTING, LLC FOR HOME INSPECTION SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2019-2022

WHEREAS, RFP 2019-34 Broome County HUD Lead Hazard Reduction Program was advertised, and

WHEREAS, the Public Health Director requests authorization for an agreement with Keystone Material Testing, LLC for home inspection services for the Department of Health at a cost not to exceed \$600,000, for the period July 22, 2019 through September 30, 2022, and

WHEREAS, said agreement is necessary to provide Healthy Home inspections, educational visits, and corrective activities for identified health and safety hazards for 160 homes identified through the Broome County HUD Lead Hazard Reduction Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Keystone Environmental Services, LLC, 58 Exchange Street, Binghamton, New York 13901 for home inspection services, for the Department of Health for the period July 22, 2019 through September 30, 2022, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$600,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2510598 (Subcontracted Program Expense), and be it

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

Intro No.

Date

Reviewed by
Co. Attorney

Date

17
7/18/19
Revs
6/26/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Public Safety & Emergency Services and Finance Committees

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE CRIME VICTIM'S ASSISTANCE CENTER FOR FUNDING FROM THE OFFICE OF THE DISTRICT ATTORNEY'S TRAFFIC DIVERSION PROGRAM FOR 2019-2020

WHEREAS, the District Attorney requests authorization for an agreement with the Crime Victim's Assistance Center to provide funding from the Office of the District Attorney's Traffic Diversion Program in the amount not to exceed \$5,000, for the period July 19, 2019 through December 31, 2019, and

WHEREAS, said funding will be used for "It Takes A Village" which is a multi-disciplinary conference training on child sex abuse and exploitation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Crime Victim's Assistance Center 377 Robinson Street, Binghamton, New York 13904 for funding from the Office of the District Attorney's Traffic Diversion Program for the period July 19, 2019 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$5,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 94000099.4660049.6170 (Traffic Diversion Program), and be it

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

Intro No. _____
Date 7/18/19
Reviewed by RWD
Co. Attorney _____
Date 6/26/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Public Safety & Emergency Services and Finance Committees

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE FAMILY ENRICHMENT NETWORK FOR FUNDING FROM THE OFFICE OF THE DISTRICT ATTORNEY'S TRAFFIC DIVERSION PROGRAM FOR 2019-2020

WHEREAS, the District Attorney requests authorization for an agreement with the Family Enrichment Network to provide funding from the Office of the District Attorney's Traffic Diversion Program in the amount not to exceed \$25,000, for the period July 19, 2019 through July 18, 2020, and

WHEREAS, said funding will be used for the Walk With Me Program which will assist people returning to the community from the Broome County Jail, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Family Enrichment Network, Inc., 24 Cherry Street, Johnson City, New York 13790 for funding from the Office of the District Attorney's Traffic Diversion Program for the period July 19, 2019 through July 18, 2020, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 94000099.4660049.6170 (Traffic Diversion Program), and be it

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

Intro No. 19
Date 7/18/19
Reviewed by RGS
Co. Attorney
Date 6/26/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Public Safety & Emergency Services, Personnel and Finance Committees

RESOLUTION AUTHORIZING RENEWAL OF THE GIVE INITIATIVE PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 169 of 2018, authorized and approved renewal of the GIVE Initiative Program Grant for the Office of the District Attorney and adopted a program budget in the amount of \$98,015 for the period July 1, 2018 through June 30, 2019, and

WHEREAS, said program supports coordinated reduction and prevention initiatives with the express goal of reducing violent firearm related offenses, and

WHEREAS, it is desired to renew said program grant in the amount of \$107,146 for the period July 1, 2019 through June 30, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$107,146 from the New York Division of Criminal Justice Services, 80 South Swan Street, Albany, New York 12210 for the Office of the District Attorney's GIVE Initiative Program Grant for the period July 1, 2019 through June 30, 2020, 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 \$107,146, and be it

FURTHER RESOLVED, that the Office of the District Attorney is authorized to accept and allocate additional GIVE Initiative Program funds for the period July 1, 2019 through June 20, 2020 provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

FURTHER RESOLVED, that the County Executive or his 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 his duly authorized representative (including the Director of Management and Budget and/or Comptroller) 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.

EXHIBIT A

Project Budget-0610065
Gun Involved Violence Elimination (GIVE) Grant-District Attorney
7/1/19-6/30/20

	2018-2019 Current Budget <u>7/1/18-6/30/19</u>	2019-2020 Proposed Budget <u>7/1/19-6/30/20</u>
Personnel Services		
6001000 Salaries, Full time	67,497	74,501
Total Personnel Services	67,497	74,501
Contractual Expenses		
6004161 Travel, Hotel, Meals	1,000	1,000
Total Travel, Hotel, Meals	1,000	1,000
Fringe Benefits		
6008001 State Retirement	10,030	7,979
6008002 Social Security	5,164	5,699
6008004 Workers Compensation	0	0
6008006 Life Insurance	15	15
6008007 Health Insurance	14,309	17,952
Total Fringe Benefits	29,518	31,645
Total Grant Appropriations	98,015	107,146
REVENUE		
5000562 Transfer from General Fund	5,260	25,033
5000808 Other State Aid	92,755	82,113
Total Grant Revenue	98,015	107,146

Summary of Personal Service Positions-0610065
Gun Involved Violence Elimination (GIVE) Grant-District Attorney
7/1/19-6/30/20

Full Time Position

Kevin Cheung

<u>Title of Position</u>		<u>Grade/Unit</u>	<u>Currenty Authorized</u> <u>7/1/18-6/30/19</u>	<u>Requested</u> <u>7/1/19-6/30/20</u>
Assistant District Attorney	37.5 hours	AT2	1	1
Total Full Time Positions			1	1

Intro No.

Date

Reviewed by
Co. Attorney

Date

20
7/18/19
JLS
6/26/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Public Safety & Emergency Services, Personnel and Finance Committees

RESOLUTION AUTHORIZING RENEWAL OF THE GUN INVOLVED VIOLENCE ELIMINATION (GIVE) PROGRAM GRANT FOR THE OFFICE OF SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 195 of 2018, authorized and approved renewal of the Gun Involved Violence Elimination (GIVE) Program Grant for the Office of Sheriff and adopted a program budget in the amount of \$110,649 for the period July 1, 2018 through June 30, 2019, and

WHEREAS, said program grant provides funding to support coordinated reduction/prevention activities with the goal of reducing violent firearm-related offenses, and

WHEREAS, it is desired to renew said program grant in the amount of \$114,261 for the period July 1, 2019 through June 30, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$84,242 from the New York State Division of Criminal Justice Services, 80 S. Swan Street, Albany, New York 12210 for the Office of Sheriff's Gun Involved Violence Elimination (GIVE) Program Grant for the period July 1, 2019 through June 30, 2020, 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 \$114,261, and be it

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

FURTHER RESOLVED, that the County Executive or his 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 his duly authorized representative (including the Director of Management and Budget and/or Comptroller) 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.

EXHIBIT A

GRANT NAME: GIVE Initiative 19/20
 DEPARTMENT: Sheriff's Office
 TERM: 07/01/2019-6/30/2020
 DEPT. ID: 23020403
 PROJECT CODE: 2310157

	2019-20 Proposed Budget	2018-19 Approved Budget
<u>PERSONAL SERVICES</u>		
6001000 Salaries - F/T	\$ 70,813	\$ 68,246
6001012 Holiday Pay	\$ 3,641	\$ 3,552
Total Personal Services	\$ 74,454	\$ 71,798
 <u>FRINGE BENEFITS</u>		
6008001 State Retirement	\$ 15,140	\$ 14,539
6008002 Social Security	\$ 5,696	\$ 5,493
6008006 Life Insurance	\$ 15	\$ 15
6008007 Health Insurance	\$ 17,826	\$ 17,668
6008010 Disability	\$ 130	\$ 136
Total Fringe Benefits	\$ 38,807	\$ 37,851
Sub-total Personnel Cost	\$ 113,261	\$ 109,649
 <u>TRAVEL/TRAINING</u>		
6004161 Travel, Hotel, and Meals	\$ 1,000	\$ 1,000
TOTAL EXPENSE BUDGET	\$ 114,261	\$ 110,649
 <u>REVENUE (See note below)</u>		
5000808 Other State Aid	\$ 84,242	\$ 73,344
5000562 Transfer from General Fund	\$ 30,019	\$ 37,305
TOTAL REVENUE	\$ 114,261	\$ 110,649

Note:	2019-20	2018-19
Grant award funds the following expenses:		
Salaries	\$ 73,370	\$ 71,798
Fringe Benefits	\$ 9,872	\$ 546
Travel	\$ 1,000	\$ 1,000
Total Grant Award	\$ 84,242	\$ 73,344

Funding shortfall to be offset by savings within the Corrections cost center in the General Operating Fund due to Corrections Officer position vacancies.

Broome County Sheriff's Office
GIVE Initiative 2019-20
7/1/2019-6/30/2020
Project 2310157

Position Title	Grade/Unit	Previous Year (7/1/17-6/30/18)	Current Year (7/1/18-6/30/19)	Next Year (7/1/19-6/30/20)
Corrections Officer	Senior/2012 AFSCME	1.0	1.0	1.0
Total Full Time Positions		1.0	1.0	1.0

Intro No. 21
Date 7/18/19
Reviewed by
Co. Attorney CDS
Date 6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Public Safety & Emergency Services and Finance Committees

RESOLUTION AUTHORIZING A PROPERTY LEASE AGREEMENT WITH GEORGE M. KUTALEK FOR THE OFFICE OF EMERGENCY SERVICES FOR 2019-2094

WHEREAS, the Director of Emergency Services requests authorization for a property lease agreement with George M. Kutalek for the Office of Emergency Services at a cost not to exceed \$25,000, for the period July 18, 2019 through July 19, 2094, and

WHEREAS, said agreement is necessary to lease .51 acres at 201 Kutalek Road, Kirkwood, New York for communication equipment installation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a property lease agreement with George M. Kutalek, 201 Kutalek Road, Kirkwood New York 13795, for the Office of Emergency Services for the period July 18, 2019 through July 19, 2094, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 20010003.600.2001.2020022, and be it

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

Intro No. 22
Date 7/18/19
Reviewed by
Co. Attorney COS
Date 6-25-19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Public Safety & Emergency Services and Finance Committees

RESOLUTION AUTHORIZING A PROPERTY LEASE AGREEMENT WITH GLEZEN FARMS REALTY, LLC FOR THE OFFICE OF EMERGENCY SERVICES FOR 2019-2100

WHEREAS, the Director of Emergency Services requests authorization for a property lease agreement with Glezen Farms Realty, LLC for the Office of Emergency Services at a cost not to exceed \$25,000, for the period July 18, 2019 through July 19, 2100, and

WHEREAS, said agreement is necessary to lease .70 acres at 69 Costello Road, Lisle, New York for communication equipment installation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a property lease agreement with Glezen Farms, Realty, LLC, 69 Costello Road, Lisle, New York 13797, for the Office of Emergency Services for the period July 18, 2019 through July 19, 2100, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 20010003.600.2001.2020022, and be it

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

Intro No. 23
Date 7/18/19
Reviewed by CD5
Co. Attorney
Date 7/2/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Public Safety & Emergency Services Committee

RESOLUTION ADOPTING THE BROOME COUNTY FIRE MUTUAL AID PLAN

WHEREAS, the Director of Emergency Services requests authorization to adopt the Broome County Fire Mutual Aid Plan, and

WHEREAS, said Plan shall be reviewed by the Fire Coordinator for potential corrections and/or necessary changes and shall be updated every five years pursuant to 9 NYCRR 205, and

WHEREAS, said Plan has been adopted by the Broome County Fire Chief's Association, Inc., the Broome County Firefighter's Association, and the Broome County Fire Advisory Board, now, therefore, be it

RESOLVED, that this County Legislature hereby adopts the Broome County Fire Mutual Aid Plan, on file in the Clerk's Office, and be it

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

Intro No. 24
Date 7/18/19
Reviewed by lbs
Co. Attorney
Date 7/1/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Public Safety and Emergency Services Committee

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY TRAFFIC SAFETY BOARD

WHEREAS, Daniel J. Reynolds, Chairman of the Broome County Legislature, pursuant to the authority vested in him by §2404 of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individuals to membership on the Broome County Traffic Safety Board, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPRING</u>
Michael Holly Binghamton City School District 164 Hawley Street Binghamton, New York 13901	7/1/2022 New Appointment
Tanya Husick Binghamton University P.O. Box 6000 Binghamton, New York 13902	7/1/2022 New Appointment
David Ligeikis SUNY Broome P.O. Box 101 Binghamton, New York 13902	7/1/2022 New Appointment
Paige Patterson 109 Tamarack Lane Vestal, New York 13850	7/1/2022 New Appointment
Lt. Benjamin Harting Broome County Sheriff's Office 155 Lt. VanWinkle Drive Binghamton, New York 13905	9/30/2019 Filling Unexpired term of Sgt. Carnevale
Chief Douglas Pipher Port Dickinson Police Department 786 Chenango Street Binghamton, New York 13901	9/30/2019 Filling Unexpired term of Officer Faughnan
Lt. Brian VanDervort NYS University Police P.O. Box 6000 Binghamton, New York 13902	2/18/2021 Filling Unexpired term of Chief Pelletier

and

Intro No. _____
Date _____
Reviewed by _____
Co. Attorney _____
Date _____

24
7/18/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

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 §2404 of the Broome County Charter and Administrative Code, confirms the appointments of the above-named individuals to membership on the Broome County Traffic Safety Board for the terms indicated, in accordance with their appointment by the Chairman of the Broome County Legislature.

Intro No. 25
Date 7/18/19
Reviewed by [Signature]
Co. Attorney
Date 7/1/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Economic Development, Education & Culture and Finance Committees

RESOLUTION AUTHORIZING AGREEMENTS WITH ENTERPRISE COMMUNITY PARTNERS, INC. AND THE BINGHAMTON REGIONAL SUSTAINABILITY COALITION TO FUND A COMMUNITY LAND TRUST IN BROOME COUNTY AND ADOPTING A PROGRAM BUDGET FOR 2019-2021

WHEREAS, the Binghamton Regional Sustainability Coalition sought funding through the Attorney General's Community Land Trust RFA to launch a Community Land Trust in Broome County, and

WHEREAS, Broome County had to submit the grant on behalf of the Binghamton Regional Sustainability Coalition, and

WHEREAS, the County was awarded a grant in the amount of \$100,000 to fund the Community Land Trust, and

WHEREAS, the County requests authorization to enter into a grant agreement with Enterprise Community Partners, Inc., and

WHEREAS, the County requests authorization to enter into an agreement with Binghamton Regional Sustainability Coalition to fulfill the grant requirements as the County's subcontractor, now, therefore be it

RESOLVED, that this County Legislature authorizes an agreement with Enterprise Community Partners Inc., One Whitehall Street, 11th Floor, New York, NY 10004 for a grant through the Attorney General's Community Land Trust RFA for the period July 1, 2019 to June 30, 2021 to create a Community Land Trust in Broome County, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$100,000, and be it

FURTHER RESOLVED, that this County Legislature authorizes an agreement with the Binghamton Regional Sustainability Coalition, 30 Main St., P.O. Box 907, Binghamton, NY 13902, for the period July 1, 2019 to June 30, 2021, to perform the services required under the grant on behalf of the County, and be it

FURTHER RESOLVED, that in consideration of such services the County will assign the grant funding from Enterprise Community Partners, Inc. to Binghamton Regional Sustainability Coalition, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any 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 his 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.

EXHIBIT A

Broome County Planning Department
Community Land Trust Grant
July 1, 2019 - June 30, 2021

Department: 37000007
Project: 3710100

	2019-2021 Budget
Expenditures	
6004146 Subcontracted Program Expense	<u>\$ 100,000.00</u>
Revenue	
5000808 Other State Aid	<u>\$ 100,000.00</u>

Intro No. 26
Date 7/18/19
Reviewed by JLS
Co. Attorney
Date 7/2/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Public Works & Transportation and Finance Committees

RESOLUTION AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE

WHEREAS, a Project for the Dorchester Park Gateway, P.I.N. 9754.54 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 79.778% Federal funds and 20.222% non-Federal funds, and

WHEREAS, the County of Broome desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Engineering/Design and Construction and Construction Supervision and Inspection work, now therefore, be it.

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

FURTHER RESOLVED, that the Broome County Legislature hereby authorizes the County of Broome to pay in the first instance 100% of the Federal and non-Federal share of the cost of the Preliminary Engineering/Design and Construction and Construction Supervision and Inspection work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$572,949 is hereby appropriated pursuant to the 2018 CIP and made available to cover the cost of participation in the above phase of the Project, and be it

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

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

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

FURTHER RESOLVED, this Resolution shall take effect immediately.

Intro No. 27
 Date 7/18/19
 Reviewed by RS
 Co. Attorney
 Date 7/1/19

RESOLUTION
BROOME COUNTY LEGISLATURE
 BINGHAMTON, NEW YORK

Sponsored by: Finance and Public Works & Transportation Committees

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM COLESVILLE ROAD BRIDGE (BIN 3360040) CONSTRUCTION PROJECT

RESOLVED, that the 2019 Capital Improvement Program is hereby amended as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>		
2920096	Colesville Rd Bridge (BIN 3360040) Construction & CI	\$737,000	\$147,400	\$589,600		\$0
			<u>Local Finance Law Section 11</u>			
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>How Financed:</u>
			2019	20	10	<u>Bond</u> <u>Current Revenue</u>
						\$737,000 \$0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>		
2920096	Colesville Rd Bridge (BIN 3360040) Construction & CI	\$1,059,000	\$147,400	\$847,200		\$64,400
			<u>Local Finance Law Section 11</u>			
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>How Financed:</u>
			2019	20	10	<u>Bond</u> <u>Current Revenue</u>
						\$1,059,000 \$0

and be it

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

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

Intro No. 28
Date 7/18/19
Reviewed by ELS
Co. Attorney
Date 7/1/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance and Personnel Committees

RESOLUTION AUTHORIZING THE ANNUAL SALARY OF BRODRIC WARNER, WEIGHTS AND MEASURES INSPECTOR TO BE PAID ABOVE THE MINIMUM SALARY

WHEREAS, the Comptroller has recommended increasing the salary of Brodric Warner, CSEA Grade 15, to the annual salary of \$44,813, which is above the annual minimum salary of \$38,656, and

WHEREAS, Brodric Warner is qualified for said position and has experience and/or education which justify said salary, now, therefore, be it

RESOLVED, that the County Legislature hereby authorizes the increase of salary for Brodric Warner, Weights and Measures Inspector, CSEA Grade 15 to the annual salary of \$44,813 effective July 29, 2019.

Intro No. 29
Date 7/19/18
Reviewed by RGs
Co. Attorney
Date 7/2/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN BROOME COUNTY AND THE HARPURSVILLE CENTRAL SCHOOL DISTRICT FOR TAX COLLECTION SERVICES

WHEREAS, the Harpursville Central School District currently collects taxes through its school tax collector, and

WHEREAS, a study performed by Broome County and the Harpursville Central School District indicates that there are savings and economies to be gained by having the tax collection service performed by Broome County Real Property Tax Services, and

WHEREAS, the Harpursville Central School District has adopted a resolution requesting that Broome County Real Property Tax Service provide tax collection for the Harpursville Central School District, and

WHEREAS, the Director of Real Property Tax Service requests authorization for an agreement between Broome County and the Harpursville Central School District for tax collection services, now, therefore, be it

RESOLVED, this County Legislature hereby authorizes an agreement between Broome County and the Harpursville Central School District for Broome County Real Property Tax Service to perform the functions necessary to collect taxes for the Harpursville Central School District for the period January 1, 2019 through December 31, 2019, and shall continue on a year to year basis thereafter unless and until either party gives 30 days written notice to the other of the intention to terminate, and be it,

FURTHER RESOLVED, that the estimated revenue in the amount of \$7,759 shall be credited to budget line 17000001.5000441, and be it

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

Intro No. 30
Date 7/18/19
Reviewed by lws
Co. Attorney
Date 7/1/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN BROOME COUNTY AND THE UNION-ENDICOTT CENTRAL SCHOOL DISTRICT FOR TAX COLLECTION SERVICES

WHEREAS, the Union-Endicott Central School District currently collects taxes through its school tax collector, and

WHEREAS, a study performed by Broome County and the Union-Endicott Central School District indicates that there are savings and economies to be gained by having the tax collection service performed by Broome County Real Property Tax Services, and

WHEREAS, the Union-Endicott Central School District has adopted a resolution requesting that Broome County Real Property Tax Service provide tax collection for the Union-Endicott Central School District, and

WHEREAS, the Director of Real Property Tax Service requests authorization for an agreement between Broome County and the Union-Endicott Central School District for tax collection services, now, therefore, be it

RESOLVED, this County Legislature hereby authorizes an agreement between Broome County and the Union-Endicott Central School District for Broome County Real Property Tax Service to perform the functions necessary to collect taxes for the Union-Endicott Central School District for the period January 1, 2019 through December 31, 2019, and shall continue on a year to year basis thereafter unless and until either party gives 30 days written notice to the other of the intention to terminate, and be it,

FURTHER RESOLVED, that the estimated revenue in the amount of \$31,984 shall be credited to budget line 17000001.5000441, and be it

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

Intro No. 31
Date 7/18/19
Reviewed by das
Co. Attorney
Date 7/1/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Personnel, Health & Human Services and Finance Committees

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE WILLOW POINT REHABILITATION AND NURSING CENTER

RESOLVED, that in accordance with a request contained in PCR #19-145 from the Willow Point Rehabilitation and Nursing Center, this County Legislature hereby creates the position of Supervising Nurse II, Grade 22, Union Code 07 BAPA, minimum salary \$58,208, 40 hours weekly, Full-time, budget line 27060204.6001000.2050, effective July 1, 2019, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR #19-146 from the Willow Point Rehabilitation and Nursing Center, this County Legislature hereby abolishes the position of Reg. Prof. Nurse -Nursing Home, Grade 21, Union Code 04 CSEA, minimum salary of \$52,395, 40 hours weekly, Full-Time, budget line 27010104.6001000.2050, effective July 1, 2019, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR #19-147 from the Willow Point Rehabilitation and Nursing Center, this County Legislature hereby abolishes the position of Charge Nurse, Grade 22, Union Code 04 CSEA, minimum salary \$55,161, 40 hours weekly, Full-Time, budget line 27060304.6001000.2050, effective July 1, 2019, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR #19-148 from the Willow Point Rehabilitation and Nursing Center, this County Legislature hereby authorizes the position change of Certified Nursing Assistant, Grade 07 Union Code 04 CSEA, minimum salary \$26,024, 40 hours weekly, Full-time, budget line 27060304.6001000.2050 to Certified Nursing Assistant, Grade 07, Union Code 04 CSEA, minimum salary \$26,024, 40 hours weekly, Full-time, budget line 27010104.6001000.2050, effective July 1, 2019, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR #19-188 from the Willow Point Rehabilitation and Nursing Center, this County Legislature hereby creates the position of Supervising Nurse I, Grade 21, Union Code 07 BAPA, minimum salary \$27,715, 20 hours weekly, Part time, budget line 27060204.6001001.2050, effective July 1, 2019, and be it

FURTHER RESOLVED, that Resolution 314 of 2019 is rescinded in it entirety.

Intro No. 32
Date 7/18/19
Reviewed by (LW)
Co. Attorney
Date 7/1/19

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Personnel, Public Works & Transportation and Finance Committees

RESOLUTION AUTHORIZING A LABOR AGREEMENT WITH THE AMALGAMATED TRANSIT UNION FOR 2018-2021

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized the Amalgamated Transit Union Local 1145 as an employee organization for those certain Broome County employees represented by said Union, and

WHEREAS, this County Legislature, by Resolution 67 of 2014, authorized a written agreement with the Amalgamated Transit Union Local 1145 setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2014 through December 31, 2017, and

WHEREAS, a tentative agreement has been reached with the Amalgamated Transit Union for the period January 1, 2018 through December 31, 2021, and

WHEREAS, it is desired at this time to renew said labor agreement on the terms and conditions set forth in the Memo of Agreement on file with the Clerk of this Legislature, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Amalgamated Transit Union Local 1145, setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2018 through December 31, 2021, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 2014-2017 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that the County Executive or his 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.

EXHIBIT "A"
TENTATIVE AGREEMENT BETWEEN ATU
AND COUNTY OF BROOME
AGREED TO CHANGES FOR CONTRACT TERM
1/1/2018- 12/31/2021

July 2019 Legislative Session

AGREEMENT (pg. 1) Change Term to 2018 to 2021

Article 4: **Disciplinary Action**
4.01 Add in language related to disciplines for jumps and preventable accidents. Also add language for issuing employee communications within 20 days from knowledge of an incident.

Article 8 **Vacations**
8.01 **Change:** Employees with 10 years-less than 15 years receive 1 extra day vacation (18).

Add: Add language to Art. 25.01 also to reflect Passenger Van Operators with 5 years or more service will get 1 extra day vacation (5).

Article 9 **Holiday Pay**
9.09 Add language if the County decides not to provide bus service on Easter Sunday, all employees scheduled to work that day will receive an administrative paid day off for Easter.

Article 10 **Group Life Insurance**
Change amount from \$5,000 to \$6,000

Article 14 **Wage Payments**

Add-MOU language- regarding payment of wages- guaranteed 2 hours if the session doesn't last the 2 hours- time and one half if the employee works more than 40 hours- for Coach Operators or Van Operators who are required to attend a group training session outside of their scheduled work hours. No Coach Operator or Van Operator will be mandated to attend training if it's their day off or if they are on approved paid benefit leave.

Article 17 **Seniority**

Increase probationary period from 90 days to 150 days. Van Operators moving to full-time will serve 30 working day probation. Additional language regarding seniority for new hires.

Article 20 **Safety Award**

Revise to specify the safety award program to include all members of the bargaining unit.

Article 22 **Health Benefits**

Change:

Currently: 21% Employee Contribution

January 1, 2021: 22% Employee Contribution

Revised language-New and current employees enrolled in the Advantage Plan- will be able to opt for another health plan offering after 3 years of service- presently 1 year.

Prescription Drug- Co-pays- Increases- Eff. 1/1/20

Generic- \$5 to \$10

Formulary Brand- \$20 to \$25

Non Formulary- \$35 to \$40

Mail Order- remains- 2 co-pays for a 90 day supply.

Deductibles- Increase- Eff. 1/1/20- \$125 individual to \$175; \$250 family to \$350

Add language if federal or state limits change to provide limits in excess of present the higher limits will apply.

Article 23 **Sick Leave**

Delete: First sentence in Par. 10- "Part-time coach operators shall be granted three (3) sick days sick time on January 1 following the date of hire."

Article 25 **Wages and Hours**
25.01 **General Wage Increases**

January 1, 2018: 2%
January 1, 2019: 2.25%
January 1, 2020: 2.25%
January 1, 2021: 2.5%

Eliminate first month training rate (\$13/hr.)
Employees in progression continue to receive progression increases

25.01 **Tool Allowance Increase**

1/1/19- Sr. Transit Mechanic- \$550 to \$570
 Transit Mechanic- \$500 to \$515
 Transit Mechanic Helper \$250 to \$260
1/1/20- Sr. Transit Mechanic- \$570 to \$590
 Transit Mechanic- \$515 to \$530
 Transit Mechanic Helper- \$260 to \$270

New- Van Operators shall be entitled to elect Health Insurance at the part-time rate of 50% of the individual premium rate or 50% of the premium for dependent/ family coverage.

25.02 **Shift Differential-** Effective 1/1/20- increase to \$.55/hr. from \$.50; Effective 1/1/21- increase to \$.60/hr.

25.06 **Add Language** – “The County will not dispute the Workers’ Compensation claim of a coach operator who in the scope of their employment starts their run or ends their run at a different location and is injured as an unpaid passenger in a county vehicle driven by a paid Broome County Transit employee on the grounds that they were unpaid and therefore off duty.”

25.07- **New- MOU-** “All overtime list(s) will reset to the Senior Coach Operator on the 1st day of each new bid as outlined in Article 27 Section 27.01. Under no other circumstance shall the overtime list (s) reset. Once a Coach Operator accepts a piece of work, the overtime list will rotate to the next Senior Coach Operator available and the overtime list will continue to rotate until all overtime work is assigned. Any additional work (overtime) assignments that become available after the markup period(s) will follow the same overtime procedure.” This MOU will expire on 12/31/2021, unless the union and management mutually agree to extend or alter this MOU.

25.14 Change language to reflect Van Operators MOU regarding show up position and work crew out procedure

Article 26 **Reporting and Jumps**

New: add in language stating Coach operators and Van operators must have 8 hours between the end of a night shift and a morning shift – the County will not change the start or end of run.

All Coach Operators and Van Operators will be required to conform to NYS DOT regulations. The county shall not change or alter any run to accommodate the NYS DOT Regulation Law 211.

Article 27 Bidding of Runs

27.02 Add new language – County will notify the Union two (2) weeks in advance of the posting of proposed bid sheets. The County will supply the Union with a copy of the proposed bid and changes. The union will approach management with suggestions and/or feedback no later than one (1) week before the posting of the bid sheet. The new bid shall be posted five (5) days before the bidding starts.

27.03 The County bid shall consist of the following:

1. Master sheets
2. Bid sheets
3. Completed electronic copy forward to the Union

27.08 Modified language at end of paragraph "...or bid at the beginning of the next pay week. The employee on leave may return to work during a pay week and will work on the top of the daily list. Should more than one employee return to work during a pay week, they shall be placed at the top of the daily list in order of their seniority."

27.09 **Hold Downs-** change language "Monday through Saturday" to "Monday through Sunday"

Add:

- a) "If a Coach Operator who bids the Hold Down and is forced off the list to cover any open run due to being vacant, he/she will have the opportunity to either go back on the Hold Down List or keep the run once the position is filled."
- b) "There is to be only one Extra Board list that will be composed on F-T Coach Operators who select the Extra Board List at each bid. The minimum positions available to work the Extra Board List will be equal to existing vacation positions at each bid. There will no longer be an option for "Will Work" or "Will Not Work" making this one list known as the Extra Board List. Management will post the hold down list for the following week by 12:00PM Thursday and also Supervisors will notify extra list operators of additional hold downs that become known after 12:00PN Thursday and before 2:00PM Friday. Any F-T Coach Operator working the Extra Board that does not bid a weekly hold down then he/she will work the Extra List above P-T Operators by their respective seniority."
- c) Extra List Operators working the Extra List are eligible to be scheduled to work beyond the 13 hour spread time limit. Spread time penalty will still apply, if over 13 hours, and be paid in addition to overtime."
- d) If a Coach Operator does bid off the Extra Board List to accept a permanent bid run, the County will post the Extra Board List position using the same standards as bid run, except only operators with less seniority than the last Operator who has bid the Extra Board List can bid on the open Extra Board List position.
- e) Delete language "Regular employees whose runs have been given out as hold downs must notify the Starter the day before they wish to return to work in order to be entitled to

work their runs the following day. This notification must be given by 3:00PM on weekdays.”

Section 27.10- change language from “the following workday” to “Sunday and Monday”.

Article 30- Instructing Students

30.01- Change to read: “Employees will receive \$1.00 per hour in addition to their regular rate of pay when instructing a student on a regular run. Employees instructing a student other than on a regular run shall receive \$1.00 per hour in addition to the regular rate of pay.”

Article 31- Uniforms- Par. 7- Eliminate brand name “Carhartt”

Par. 9- **Delete wording-** “except in the case of a vested retiree who may keep his/ her uniform.”

Article 34- Passenger Checks- Delete article

Article 35 Garage Seniority and Hours of Labor

35.01 **Add:** “ for the duration of the CBA there shall be at least fourteen (14) maintenance positions.”

35.12 **Add New:** The Parts Room will be assigned to a Senior Transit Mechanic or to a Transit Mechanic on the day shift for each bid. There will not be an attendant in the parts room during the PM shift and a Mechanic Helper will be assigned to the AM shift for each bid. If the day shift assigned Mechanic to the parts room is unavailable due to an absence of two weeks or more, another Mechanic would be temporarily assigned to the parts room to cover until his or her return.

Article 39 Duration

Terms of this Agreement changed to read:
January 1, **2018** to December 31, **2021**

Article 43 Part-Time Drivers

43.01 **Change:** Change 44 Full-time Coach Operators to **46** Full-time Coach Operators. If the number of F-T Coach Operators is 45, the maximum number of P-T Coach Operators is 17. If the number of F-T Coach Operators is 44, the maximum number of P-T Coach Operators is 14.

43.04 **Change:**Part-time coach operators desiring full-time coach operator positions will be given preference by management according to seniority. The County will promote the two most senior P-T Coach Operators to F-T after both parties ratify the contract.

Article 48 Miscellaneous

Add: "The county and the Union agree that the state law shall govern any employee who is on leave because they are disabled due to an injury that is compensable under the New York State Workers' Compensation Law should they be disabled due to an assault on the job."

Add: "The County will not subcontract any or part of Fixed Route Service to Uber -Lyft- or Share Ride Service or a private transportation company for the duration of the contract which will expire on 12/31/21.

Memorandum of Understanding from March 12, 2014 to be added to the contract:

All Coach Operators may use a ½ scheduled sick, ½ floating holiday (4 hours), or ½ vacation day (4 hours), and return to their regular run. The scheduled sick will be no longer than 5 hours. Runs will be split at management discretion.

1. All Coach Operators may use up to 5 hours of scheduled sick once (1) per quarter and not lose incentive pay for the quarter.
2. All Coach Operators with split runs will take the entire first half off and return to their regular second piece of the split run or take the second half off.
3. All Coach Operators with straight runs will be able to take either the first or second half off.
4. All Coach Operators will be eligible for overtime when using this benefit on the first half off only.

The above represents a summary of items agreed to by the County and the Union during negotiations and not necessarily the exact language as will appear in the collective bargaining agreement. The final revisions to the 2014-17 collective bargaining agreement will default to those changes/ language as agreed to during negotiations.