
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
December 20, 2007**

The Legislature convened at 6:02 p.m. with a call to order by the Chair, Mark R. Whalen. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-18, Absent-1 (Marinich).

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

ANNOUNCEMENTS FROM THE CHAIR

Mr. Whalen invited Legislators to the podium to present proclamations.

Mr. Reynolds and Mr. Mather presented a proclamation to the Vestal Boys Varsity Soccer Team, the 2007 Class AA Soccer Champions.

Mr. Materese presented a proclamation to James Murphy, Coach of the Vestal Boys Varsity Soccer Team and the recipient of the 2007 New York State Large School Coach of the Year Award from the National Soccer Coaches Association of America.

Mr. Sanfilippo and Mr. Herz presented a proclamation to Steve Hill, Director of Rehabilitation at the Willow Point Nursing Home and the recipient of the 2007 Employee of the Year Award from the New York Association of Homes and Services for the Aging.

Mr. Materese recognized Sheriff Harder and Michele Parson, head nurse of the medical staff of the Broome County Correctional Facility, for becoming accredited by the National Health Commission on Correctional Health Care.

Mr. Mather made a motion, seconded by Mr. Garnar, that the minutes of November 20, 2007 be approved as prepared and presented by the Clerk. **Carried.** Ayes-18, Nays-0, Absent-1 (Marinich).

Mr. Whalen noted that the committee minutes for the period November 20, 2007 through December 19, 2007 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. The Clerk indicated that a quorum of all committees were present. Mr. Whalen asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Hutchings, seconded by Mr. Garnar. **Carried.** Ayes-18, Nay-0, Absent-1 (Marinich).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala:
1. Response to Changes Made by the Legislature to the Proposed 2008 Budget

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. PETITIONS: NONE

B. COMMUNICATIONS:

1. Board of Acquisition and Contract Meeting Minutes 11/28/07
2. Environmental Management Council Meeting Minutes 11/1/07
3. Cornell Cooperative Extension Board of Directors Meeting Minutes 10/25/07
4. Broome County Association of Municipal Clerks Meeting Minutes 11/16/07
5. Broome County Soil & Water Conservation District Meeting Minutes 11/20/07
6. Board of Acquisition and Contract Meeting Minutes 12/12/07

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7. Town of Kirkwood 2008 Water & Sewer District Budget
 8. Town of Barker 2008 Budget
 9. Town of Binghamton 2008 Budget
 10. Town of Chenango 2008 Budget
 11. Town of Fenton 2008 Budget
 12. Town of Conklin 2008 Budget
 13. Town of Lisle 2008 Budget
 14. Town of Nanticoke 2008 Budget
 15. Town of Triangle 2008 Budget
 16. Town of Vestal 2008 Budget
 17. EMC Recycling & Waste Management Meeting Minutes 10/22/07

C. NOTICES:

1. County Administration Committee Meeting Rescheduled to 12/17/07 at 4:15
2. Finance Committee Meeting Rescheduled to 12/17/07 at 5:00 pm

D. REPORTS:

1. Audit and Control-Sheriff's Office Commissary Administration Audit 11/07
2. Audit and Control-Quarterly Accounts Receivable Analysis 12/07
3. Broome Community College-Quarterly Income Statements 11/30/07
4. Law Department 2006 Annual Report
5. Rink Management Services Corporation-Feasibility Study for Broome County Ice Rink 11/07
6. Shumaker Consulting Engineering & Land Surveying, PC-Final Supplemental Environmental Impact Statement Broome County Landfill Section IV Entrance Evaluation Revised 12/07
7. STOP-DWI 2006 Program Plan Annual Report
8. Broome Community College-Above Minimum Hire Report 10/07 and 11/07

Mr. Kuzel made a motion, seconded by Mr. Cleary, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2007 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair.
Carried. Ayes-18, Nays-0, Absent-1 (Marinich).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Mark R. Whalen
1. Designation for Mr. Marinich 12/10/07
 2. Designation for Mr. Keibel 12/11/07
 3. Designation for Mr. Reynolds 12/17/07

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

RESOLUTION RECALLED FROM A PREVIOUS SESSION

Mr. Mather made a motion, seconded by Mr. Kuzel to recall Resolution No. 707.
Motion to recall defeated. Ayes-8, Nays-8 (Sanfilippo, Hutchings, Cleary, Garnar, Reynolds, Herz, Buchta, Whalen); Absent-1 (Marinich); Abstain-2 (LaBare, Howard)

RESOLUTION NO. 707
RESOLUTION TO ESTABLISH A PROJECT LABOR AGREEMENT FOR RENOVATION OF
THE GEORGE HARVEY JUSTICE BUILDING

RESOLUTIONS INTRODUCED AT THIS SESSION

For clarity, resolutions are listed in numerical order.

RESOLUTION NO. 716

Introduced by: Public Works Committee

Seconded by: Chairman Whalen

RESOLUTION ACCEPTING THE FINAL SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT FOR THE BROOME COUNTY LANDFILL SECTION IV ENTRANCE EVALUATION PROJECT

WHEREAS, this County Legislature by Resolution 255 of 2007, and pursuant to the requirements of the State Environmental Quality Review Act (SEQRA), accepted as complete the Draft Supplemental Environmental Impact Statement (DSEIS) for the Broome County Landfill Section IV Entrance Evaluation Projects, scheduled public hearings in connection with the DSEIS and determined that the public comment period in connection therewith should conclude on July 18, 2007, and

WHEREAS, public hearings were held on June 20, 2007 regarding the completion of DSEIS and the public comment period has ended, and

WHEREAS, Shumaker Consulting Engineering & Land Surveying, P.C. has submitted a proposed Final Supplemental Environmental Impact Statement (FSEIS), and

WHEREAS, Broome County Division of Solid Waste Management has reviewed the proposed FSEIS which incorporates by reference the DSEIS and specifically addresses the comments received either at the public hearings held or during the public comment period and recommends that this County Legislature accept said proposed FSEIS as complete and file a notice of completion, now, therefore, be it

RESOLVED, that this County Legislature, based on the factors set forth in 6 NYCRR §617.9(b)(8), and upon recommendation of the Division of Broome County Solid Waste Management, hereby accepts as complete the FSEIS for the landfill expansion entrance project, and be it

FURTHER RESOLVED, that the Chairman of this County Legislature is hereby directed, in cooperation with the Broome County Division of Solid Waste Management and Broome County Department of Law, to prepare, file and publish a notice of completion of the FSEIS and file copies of the FSEIS in compliance with 6 NYCRR §617.12 and make said copies available to the public pursuant to 6 NYCRR §617.12, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Carried. Ayes-17, Nays-1 (Black), Absent-1 (Marinich)

RESOLUTION NO. 717

Introduced by: County Administration and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH GENERAL CODE PUBLISHERS CORPORATION FOR UPDATES OF THE BROOME COUNTY CHARTER AND CODE BOOK FOR 2008

WHEREAS, this County Legislature, by Resolution 715 of 2006, authorized renewal of the agreement with General Code Publishers for codification, publication and updates of the Broome County Charter and Code and Local Laws, on an as needed basis, at a cost not to exceed \$3,500 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$3,550, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with General Code Publishers Corporation, 72 Hinchey Road, Rochester, New York 14624 for codification, publication and updates of the Broome County Charter and Code, and Local Laws on an as needed basis for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 240028.4747.101000 (Other Fees for Services), and be it

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

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

RESOLUTION NO. 718

Introduced by: Finance Committee

Seconded by: Chairman Whalen

RESOLUTION ESTABLISHING RATE OF COMPENSATION FOR NON-UNION ADMINISTRATIVE PERSONNEL FOR FISCAL YEAR 2008

RESOLVED, that all non-union Administrative I and Administrative II personnel, except for those positions set forth below, will receive a three (3.0) percent salary increase, after adjustment for longevity, said salary increase to be determined by the 2007 base salary to become effective January 1, 2008, and be it

FURTHER RESOLVED, that all non-union Attorney personnel AT-1 through AT-6, except for those positions set forth below, will receive a three (3.0) percent salary increase, after adjustment for longevity, said salary increase to be determined by the 2007 base salary to become effective January 1, 2008, and be it

FURTHER RESOLVED, that the Coroners shall receive a salary of \$28,000, effective January 1, 2008, and be it

FURTHER RESOLVED, that all County Executive-appointed positions shall remain at the 2004 salary level for his/her position and such appointive positions shall include:

Administrative Assistant to County Executive	Director of Information Services
CASA Director	Director of Office for Aging
Commissioner of Aviation	Director of Public Health
Commissioner of Community Mental Health Svcs	Director of Purchasing
Commissioner of Finance	Director of RPTS III
Commissioner of Parks and Recreation	Executive Assistant to County Executive
Commissioner of Planning and Economic Dev.	Executive Assistant to County Executive
Commissioner of Public Works	Exec Director of Youth Bureau
Commissioner of Social Services	Nursing Home Administrator
Commissioner of Public Transportation	Personnel Officer
County Attorney	Probation Director III
Deputy County Executive	Public Defender
Director of Budget and Research	STOP DWI Coordinator
Director of Emergency Services/Fire Coordinator	Veteran's Director
Director of Employment and Training	

and be it

FURTHER RESOLVED, that all non-union Administrative I, Administrative II and Attorney position minimums, except for those positions set forth above, are established pursuant to the schedule attached hereto as Exhibit "A".

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

RESOLUTION NO. 719

Introduced by: County Administration Committee

Seconded by: Mr. Kuzel

RESOLUTION ADOPTING THE SCHEDULE OF LEGISLATIVE SESSIONS FOR 2008

RESOLVED, that, in accordance with Rule III of the Rules of Order, this County Legislature hereby adopts the following schedule of Legislative sessions for calendar year 2008:

SESSION SCHEDULE FOR 2008

<u>Day</u>	<u>Date</u>	<u>Meeting Type</u>	<u>Meeting Time</u>
Thursday	January 24, 2008	Regular	6:00 pm
Thursday	February 21, 2008	Regular	6:00 pm
Thursday	February 28, 2008	Special	5:00 pm
	(County Executive's State of the County Address)		
Thursday	March 20, 2008	Regular	6:00 pm
Thursday	April 17, 2008	Regular	6:00 pm
Thursday	May 15, 2008	Regular	6:00 pm
Thursday	June 19, 2008	Regular	5:00 pm
Thursday	July 17, 2008	Regular	5:00 pm
Thursday	August 21, 2008	Regular	5:00 pm
Thursday	September 18, 2008	Regular	6:00 pm
Thursday	September 25, 2008	Special	5:00 pm
	(County Executive Presents 2009 Budget)		
Thursday	October 16, 2008	Regular	6:00 pm
Thursday	November 20, 2008	Regular	6:00 pm
Thursday	December 18, 2008	Regular	6:00 pm
Tuesday	December 30, 2008	Regular	6:00 pm

Motion by Mr. Schofield, seconded by Mr. Hutchings, to amend the time of the meetings to 5:00 pm.

Amendment carried. Ayes-10, Nays-8 (Materese, Sanfilippo, Cleary, Garnar, Kuzel, Herz, Buchta, Whalen); Absent-1 (Marinich)

Motion by Mr. Kuzel, seconded by Mr. Materese, to change the February 21, 2007 meeting to February 28, 2007 following the County Executive's State of the County Address.

Amendment carried. Ayes-16, Nays-2 (Sanfilippo, Howard), Absent-1 (Marinich)

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

Mr. Shafer asked the Chairman if the Legislature could take a brief recess.

The Legislature recessed at 6:50 pm and reconvened at 7:02 pm.

RESOLUTION NO. 720

Introduced by: Public Safety and Emergency Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH NEW YORK STATE EMERGENCY MANAGEMENT OFFICE FOR A NY-ALERT ALL HAZARDS ALERT AND NOTIFICATION SYSTEM FOR THE OFFICE OF EMERGENCY SERVICES

WHEREAS, the Director of Emergency Services requests authorization for an agreement with the New York State Emergency Management Office for a NY-Alert All Hazards Alert and Notification System for the Office of Emergency Services at no cost to the County, for the period October 2007 until termination by either party, and

WHEREAS, said agreement is necessary to integrate the New York State Emergency Management Office's NY-Alert All Hazards Alert and Notification System into the County's emergency alerting program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the New York State Emergency Management Office, Suite 101, Building 22, 1220 Washington Avenue, Albany, New York 12226 for a NY-Alert All Hazards Alert and Notification System for the Office

of Emergency Services, at no cost to the County, for the period October 2007 until termination by either party, and be it

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

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

RESOLUTION NO. 721

Introduced by: County Administration Committee

Seconded by: Chairman Whalen

RESOLUTION OF CONDOLENCE ON THE DEATH OF ROBERT C. OTT

WHEREAS, former Broome County Legislator Robert C. Ott passed away on October 28, 2007, and

WHEREAS, Robert C. Ott served the citizens of Broome County as a member of the Board of Supervisors and then as a Legislator representing District 17, beginning with the Legislature's inaugural year of 1968, and continuing for 21 consecutive years until his retirement in 1988, and

WHEREAS, during the course of his public service, Robert C. Ott served with distinction and dedication as Chairman of the Public Works Committee for many years, and as a member of other committees such as County Officers and Rules, Community Affairs and Capital Projects, and

WHEREAS, Robert C. Ott will long be remembered for his legacy of service to Broome County during the historic changes that involved the transition from a Board of Supervisors to a Charter form of Government with a County Legislature and a County Executive, serving on a Special Committee to study, evaluate, and make recommendations for change, and

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

RESOLVED, that the members of this County Legislature, hereby recognize the loss of Robert C. Ott, and extend its sincere sympathy to his family, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is hereby authorized and directed to place this Resolution in the minutes of the Regular Session of the County Legislature held on December 20, 2007 and to forward a copy of this Resolution to the family of the late Robert C. Ott.

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

RESOLUTION NO. 722

Introduced by: County Administration and Finance Committees

Seconded by: Mr. Hutchings

RESOLUTION AUTHORIZING AN AGREEMENT WITH MATT PULLANO FOR RENTAL OF STORAGE SPACE FOR VOTING MACHINES FOR THE TOWN OF UNION FOR THE BOARD OF ELECTIONS FOR 2008-2012

WHEREAS, the Deputy Commissioner of Elections requests authorization for an agreement with Matt Pullano for rental of storage space for voting machines for the Town of Union at a cost not to exceed \$5,700 per year, for the period January 1, 2008 through December 31, 2012, and

WHEREAS, said agreement is necessary to provide storage space for voting machines for the Town of Union, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Matt Pullano, 3125 E. Main St., Endwell, NY 13760, for the rental of space for the storage of voting machines for the Town of Union for the period January 1, 2008 through December 31, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,700 per year, one half of which is due on June 1 and one half of which is due on December 1 of each year, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 410001.4449.101000 (Other Operational Expenses), and be it

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

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

RESOLUTION NO. 723

Introduced by: Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH LINK ENVIRONMENTAL SERVICES, INC. FOR PROFESSIONAL SERVICES FOR REAL PROPERTY TAX SERVICE FOR 2007-2008

WHEREAS, the Director of Real Property Tax Service requests authorization for an agreement with Link Environmental Services for professional services at a cost not to exceed \$4,110, for the period July 1, 2007 through March 31, 2008, and

WHEREAS, said agreement is necessary for air monitoring services and sample analysis for property at 90 Barlow Road in the Town of Kirkwood, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Link Environmental Services, Inc., 8 Broome Street, Binghamton, New York 13903 for professional services for Real Property Tax Service for the period July 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,110 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 630004.4756.101000 (Tax Acquired Property Expenses), and be it

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

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

RESOLUTION NO. 724

Introduced by: Finance Committee

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING REINSTATEMENT OF 2007 SCHOOL TAX BILLS FOR VARIOUS PROPERTIES

WHEREAS, the Director of Real Property Tax Service is requesting authorization for the Commissioner of Finance to reinstate 2007 school taxes, plus accrued interest and penalties, for various properties as listed in Exhibit "A" due to sell backs, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the reinstatement of 2007 school taxes, plus accrued interest and penalties, for various properties as listed in Exhibit "A".

FURTHER RESOLVED, that the Director of Real Property and the Commissioner of Finance are hereby authorized to execute any and all adjustments to tax bills, tax records and property records as may be necessary to implement the intent of this Resolution.

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

RESOLUTION NO. 725

Introduced by: Public Works and Finance Committee
Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH UPSTATE LABORATORIES, INC. FOR ENVIRONMENTAL MONITORING AND REPORTING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SOLID WASTE MANAGEMENT FOR 2008

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Upstate Laboratories, Inc, for environmental monitoring and reporting services for the Department of Public Works-Division of Solid Waste Management at a cost not to exceed \$97,741, for the period January 1, 2008 through December 31, 2008, with three one-year renewals at the County's option, and

WHEREAS, said agreement is necessary for groundwater, leachate and soil monitoring at the Nanticoke Landfill, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Upstate Laboratories, Inc., 11 South Washington Street, Binghamton, New York 13903, for environmental monitoring and reporting services for the Department of Public Works-Division of Solid Waste Management for the period January 1, 2008 through December 31, 2008, with three one-year renewals at the County's option, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$97,741 for the term of the agreement, and be it

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

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

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

RESOLUTION NO. 726

Introduced by: Public Works and Finance Committees
Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR SOLID WASTE EDUCATION FOR THE DIVISION OF SOLID WASTE FOR 2008

WHEREAS, this County Legislature, by Resolution 613 of 2006, authorized renewal of an agreement with Cornell Cooperative Extension for recycling operations education for the Division of Solid Waste Management at an amount not to exceed \$55,864, for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said services are necessary for education, planning and research for recycling operations, and

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$55,864, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Cornell Cooperative Extension, 840 Front St., Binghamton, NY 13905 for recycling operations education for the Division of Solid Waste Management for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$55,864 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230078.4457.206000 (Other Operational Expenses), and be it

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

RESOLUTION NO. 727

Introduced by: Education, Culture and Recreation and Finance Committees
Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE CITY OF BINGHAMTON FIRE DEPARTMENT FOR AMBULANCE SERVICE FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2008-2009

WHEREAS, the Commissioner of Parks and Recreation requests authorization for an intermunicipal agreement with City of Binghamton Fire Department for ambulance services for the Department of Parks and Recreation at a no cost to the County, for the period January 1, 2008 through December 31, 2009, and

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

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the City of Binghamton Fire Department, 38 Hawley Street, Binghamton, New York 13901 for ambulance services for the Department of Parks and Recreation, at no cost to the County, for the period January 1, 2008 through December 31, 2009, and be it

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

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

RESOLUTION NO. 728

Introduced by: County Administration and Finance Committees
Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH INFOR GLOBAL SOLUTIONS, INC FOR SOFTWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2008

WHEREAS, the Director of Information Technology requests authorization for an agreement with InFor Global Solutions, Inc. for software maintenance for the Division of Information Technology at a cost not to exceed \$64,925, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said services are necessary to provide all software updates and improvements for the County's MSA Payroll/Personnel System, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with InFor Global Solutions, Inc., P.O. Box 1450, NW5421, Minneapolis, Minnesota 55485-5421, for software maintenance for the County's MSA Payroll/Personnel System, for the Division of Information Technology for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$64,925 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4513.101000 (Software Maintenance), and be it

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

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

RESOLUTION NO. 729

Introduced by: Finance and County Administration Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS TO CONDUCT AED/CPR TRAINING THROUGHOUT BROOME COUNTY

WHEREAS, by Resolution 415 of 2007, the County of Broome enacted Local Law Intro. No. 6 of 2007, entitled "A Local Law amending part IV of the Broome County Charter and Code (Regulatory Laws) Chapter 168 by adding Article IX, Automatic External Defibrillators," and

WHEREAS, Broome County recognizes that there will be a need for local businesses, facilities, organizations, and venues subject to the provisions of this Local Law to train their employees in a timely fashion in order to achieve compliance, and

WHEREAS, the Broome County Office of Emergency Services, with necessary funding, is capable of conducting AED/CPR certification courses in various locations around Broome County to facilitate the certification process for affected parties, and

WHEREAS, the Office of Emergency Services certification is valid for a two (2) year period while other certifications are valid for a period of only one (1) year, and

WHEREAS, the Broome County Office of Emergency Services has provided a cost breakdown for a typical certification course for up to 15 students at a time (Appendix A), and

WHEREAS, Broome County wishes to offset some of the expense in complying with Local Law No. 6 of 2007 by funding the Office of Emergency Services AED/CPR certification program so that it can be provided at no cost to the students or their employers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves an allocation not to exceed \$5,000 from FY 2007 funds to support the parties affected by Local Law No. 6 of 2007 in their effort to become compliant with the mandatory requirements, and it is

FURTHER RESOLVED, that a transfer in the amount of \$5,000 from 2007 funds, is hereby authorized and approved, as follows:

	<u>Index Code</u>	<u>Subject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	900084	4752	101000	Contingency Fund	5,000
TO:	480483	4744		Instructor Services	5,000

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

RESOLUTION NO. 730

Introduced by: County Administration and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF AN INTER-MUNICIPAL AGREEMENT WITH THE COUNTY CLERKS OFFICE AND THE TOWN OF TRIANGLE FOR THE USE OF TOWN FACILITIES FOR 2008

WHEREAS, this County Legislature, by Resolution 66 of 2007, authorized an inter-municipal agreement with the Town of Triangle for the use of Town facilities, with a minimal cost to the County for telephone, computer and cable services and equipment for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said agreement is necessary for the County to operate a satellite DMV Unit in Triangle, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an inter-municipal agreement with the Town of Triangle, 2612 Liberty Street, PO Box 289, Whitney Point, New York 13862, for the use of Town facilities for the County Clerks' Office-DMV for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay for telephone, computer and cable services and equipment, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300020.4329.101000 (Building & Ground Supplies), and be it

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

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

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

RESOLUTION NO. 731

Introduced by: County Administration and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RETENTION OF \$291,896.25 BY THE COUNTY CLERK FOR THE COUNTY OF BROOME FROM MORTGAGE TAXES

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

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

WHEREAS, the New York State Tax Commission has previously approved an allowance for the period April 1, 2007 through March 31, 2008 in the amount of \$278,250.24, and

WHEREAS, the Broome County Clerk has determined that \$296,445 fairly represents the annual amount of expenses incurred by this office in the collection of mortgage taxes due and owing pursuant to New York State Tax Laws, and

WHEREAS, this change represents an \$18,194.76 per annum increase from the previous allowance of \$278,250.24 calculated in 2006 for Fiscal Year 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby determines that the sum of \$296,445 per annum be and hereby is a necessary, reasonable and proper allowance to be received by the County Clerk of the County of Broome for the purpose of administering mortgage taxes in said office, and be it

FURTHER RESOLVED, that the monthly retention of \$23,187.52 shall continue through March 31, 2008 and that a new monthly retention of \$24,703.75 shall be for the period of April through December in the County's Fiscal Year 2008 for a 2008 County Fiscal Year total of \$291,896.25 and said monthly amount of \$24,703.75 shall continue through March 31, 2009, and be it

FURTHER RESOLVED, that New York State approval is requested for the period of April 1, 2008 through March 31, 2009 in the amount of \$296,445, and be it

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

FURTHER RESOLVED, that the sum of \$296,445 per annum (April 1, 2008 through March 31, 2009) is hereby certified to the State Tax Commission as the reasonable and proper allowance for such expenses.

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

RESOLUTION NO. 732

Introduced by: County Administration and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF AN INTER-MUNICIPAL AGREEMENT WITH THE COUNTY CLERKS OFFICE AND THE TOWN OF CONKLIN FOR THE USE OF TOWN FACILITIES FOR 2008

WHEREAS, this County Legislature, by Resolution 191 of 2007, authorized an inter-municipal agreement with the Town of Conklin for the use of Town facilities, with a minimal cost to the County for telephone, computer and cable services and equipment for the period February 13, 2007 through December 31, 2007, and

WHEREAS, said agreement is necessary for the County to operate a satellite DMV Unit in Conklin, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an inter-municipal agreement with the Town of Conklin, 1271 Conklin Road, Conklin, New York 13748, for the use of Town facilities for the County Clerks' Office-DMV for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay for telephone, computer and cable services and equipment, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300020.4329.101000 (Building & Ground Supplies), and be it

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

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

RESOLUTION NO. 733

Introduced by: Personnel and Finance Committees

Seconded by: Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH EMPLOYEE NETWORK, INC. FOR THE COUNTY'S EMPLOYEE ASSISTANCE PROGRAM FOR THE DEPARTMENT OF PERSONNEL FOR 2008-2010

WHEREAS, this County Legislature, by Resolution 491 of 2004, authorized renewal of the agreement with Employee Network, Inc. for the Employee Assistance Program for the Personnel Department at the rate of \$2.01 per employee per month for the period January 1, 2005 through December 31, 2007, and

WHEREAS, said services are necessary to provide counseling services to County employees and their families, and

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$2.01 per employee per month for the period January 1, 2008 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Employee Network, Inc., 1040 Vestal Parkway East, Vestal, New York 13850-1713 for counseling services for the County's Employee Assistance Program for the Personnel Department for the period January 1, 2008 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$2.01 per employee per month for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050005.4747.252000 (Other Fees for Services), 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.

Motion by Mr. Herz, seconded by Mr. Cleary, to amend the length of the agreement from three years to one year, ending December 31, 2008.

Held over by Mr. Kuzel.

RESOLUTION NO. 734

Introduced by: Personnel and Finance Committees

Seconded by: Mr. Shafer

RESOLUTION AUTHORIZING AMENDMENT TO RESOLUTION 718 OF 2007 ESTABLISHING RATE OF COMPENSATION FOR NON-UNION ADMINISTRATIVE PERSONNEL FOR 2008

WHEREAS, this County Legislature, by companion resolution, authorized the rate of compensation for non-union administrative personnel for fiscal year 2008, and

WHEREAS, said Resolution provides that all County Executive appointed positions shall remain at the 2004 salary level for his/her positions, and

WHEREAS, the position of CASA Director was included as a County Executive appointed position, and

WHEREAS, the incumbent was appointed prior to Resolution 492 of 2004 which established that County Executive appointed positions would remain at the 2004 salary level, and had permanent rights to the competitive civil service position, and

WHEREAS, it is necessary to authorize an amendment to said resolution to provide a 3% salary increase for the employee currently occupying the position of CASA Director, and

WHEREAS, the Personnel Officer has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to Resolution of 2007, granting a 3% salary increase to the employee currently occupying the position of CASA Director effective January 1, 2007, and be it

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

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

Carried. Ayes-16, Nays-1 (Schofield), Absent-2 (Marinich, Herz)

RESOLUTION NO. 735

Introduced by: Public Safety and Emergency Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION ADOPTING THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM PLAN FOR 2008

WHEREAS, this County Legislature, by Resolution 522 of 1981 established the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program pursuant to New York State Vehicle and Traffic Law, and

WHEREAS, this County Legislature, by Resolution 614 of 2006, approved and adopted the 2007 Comprehensive Plan for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program, and

WHEREAS, the Broome County STOP-DWI Program has prepared a comprehensive plan for submission to the New York State Commissioner of Motor Vehicles for the Broome County STOP-DWI Program for 2008, a copy of said Plan having been filed with the Clerk of the Legislature, and

WHEREAS, the Broome County STOP-DWI Advisory Board has reviewed this Plan, agrees and endorses the recommendations and strategies contained therein and requests this County Legislature to approve and adopt said Plan accordingly, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and adopts the 2008 Comprehensive Plan for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program, a copy of which has been filed with the Clerk of the Legislature, and be it

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

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

RESOLUTION NO. 736

Introduced by: Public Safety and Emergency Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF FUNDING AGREEMENTS WITH VARIOUS BROOME COUNTY DEPARTMENTS, OUTSIDE AGENCIES AND MUNICIPALITIES FOR THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM FOR 2008

WHEREAS, this County Legislature, by Resolution 615 of 2006 authorized the renewal of funding agreements with various Broome County departments, outside agencies and municipalities for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant in the total amount of \$150,750 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said agreements are necessary to provide funding to continue local law STOP-DWI enforcement efforts, and

WHEREAS, it is desired at this time to renew agreements with various Broome County departments, outside agencies and municipalities as shown on Exhibit "A" for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant in the total amount of \$163,750 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of funding agreements with various Broome County departments, outside agencies and municipalities as shown on Exhibit "A" for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that the funding to each of said departments, outside agencies and municipalities shall not exceed the amounts as shown on Exhibit "A", total amount not to exceed \$163,750, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 820001.various.101051, and be it

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

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

RESOLUTION NO. 737

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

Seconded by: Mr. Cleary

RESOLUTION AUTHORIZING ACCEPTANCE OF SEX OFFENDER REGISTRATION ACT (SORA) PROGRAM GRANT FOR DEPARTMENT OF PROBATION FOR 2007-2008

WHEREAS, the Director of Probation requests authorization to accept a Sex Offender Registration Act (SORA) Program Grant and adopt a program budget in the amount of \$60,400 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said program grant provides enhanced supervision services and polygraph examination, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$60,400 from the Division of Probation and Correctional Alternatives, 80 Wolf Road, Albany, New York 12205 for the Department of Probation's Sex Offender Registration Act (SORA) Program Grant for the period April 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$60,400, and be it

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

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

RESOLUTION NO. 738

Introduced by: Economic Development and Planning and Finance Committees

Seconded by: Chairman Whalen

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

WHEREAS, this County Legislature, by Resolution 59 of 2006, authorized a renewal of an agreement with Tetra Tech EM, Inc. for preparation of the Multi-Jurisdictional Multi-Hazard Mitigation Plan for Broome County for the Department of Planning and Economic Development at a cost not to exceed \$75,000 for the period January 1, 2006 through June 30, 2007, and

WHEREAS, said agreement provides for the preparation of the Multi-Jurisdictional Multi-Hazard Mitigation Plan for Broome County for the Department of Planning and Economic Development, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the term of the agreement to March 31, 2008 due to delays experienced during the floods of 2006, and

WHEREAS, the Commissioner of Planning and Economic Development has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Tetra Tech EM, Inc., One Enterprise Drive, Suite 400, Rockaway, NJ 07866, to extend the term of the agreement to March 31, 2008, and be it

FURTHER RESOLVED, there will be no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 59 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 739

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN INCREASE IN THE ADMINISTRATIVE FEE CHARGED TO REPRESENTATIVE PAYEE CLIENTS FOR THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the Commissioner of Social Services requests authorization for an increase in the administrative fee charged to Representative Payee Clients, and

WHEREAS, the Social Security Administration authorizes the agency to collect a fee from these clients' monthly benefits, currently \$10, and

WHEREAS, the new fee amount will be based on a sliding scale, determined by the client's monthly income, an amount not to exceed the maximum amount allowed by the Social Security Administration, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an increase in the administrative fee charged to Representative Payee Clients, based on a sliding scale as reflected in Exhibit "A", determined by the client's monthly income, an amount not to exceed the maximum amount allowed by the Social Security Administration, and be it

FURTHER RESOLVED, that the fees authorized shall be credited to budget lines 670018.0027.103000 (Central Administration-Misc. Revenue), and be it

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

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

RESOLUTION NO. 740

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

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE MEDICAID TECHNOLOGIES ENHANCEMENT PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 577 of 2006, as amended by Resolutions 390 of 2006 and 479 of 2007, authorized and approved the renewal of the Medicaid Technologies Enhancement Program Grant for the Department of Social Services and adopted a program budget in the amount of \$307,416 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said program grant provides funding for two full time Clerk positions, two full time Senior Clerk positions, one full time Examiner position, one full time Human Services Coordinator I position one Human Services Coordinator II position and one Senior Examiner position, whose responsibility will be to perform Medicaid eligibility determinations, ensure quality control and image the Medicaid program records, and

WHEREAS, it is desired to renew said grant program in the amount of \$5,608,756, renewing the existing positions, add one Examiner position, transfer 64 current Medicaid positions from the County Operating Budget to the grant, and transfer the CASA chargeback and various Medicaid health services expenses to the grant, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,608,756 from the New York State Department of Health Medicaid Administration Cap for the Department of Social Services' Medicaid Technologies Improvement Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$5,608,756, and be it

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

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

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

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

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

RESOLUTION NO. 741

Introduced by: Health and Human Services Committee

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE JOHNSON CITY CENTRAL SCHOOL DISTRICT AND THE BROOME COUNTY DEPARTMENT OF HEALTH FOR EMERGENCY PREPAREDNESS

WHEREAS, the Public Health Director recommends that this County Legislature authorize a Memorandum of Understanding between the Johnson City Central School District and the Broome County Department of Health for emergency preparedness, and

WHEREAS, said Memorandum of Understanding defines a working relationship between the Johnson City Central School District and the Department of Health in the event of a declared state of emergency, it may become necessary to use school district facilities, staff and equipment for mass vaccinations, assessment and treatment, dispensing of medications and receipt and storage of medical supplies, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a Memorandum of Understanding between the Johnson City Central School District, 666 Reynolds Road, Johnson City, NY 13790 and the Broome County Department of Health for emergency preparedness, for an indefinite period of time, and be it

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

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

RESOLUTION NO. 742

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH UNITED HEALTH SERVICES FOR DIAGNOSTIC SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2008-2010

WHEREAS, this County Legislature, by Resolution 588 of 2004, authorized a renewal of an agreement with United Health Services for diagnostic services for the Department of Health at an amount based on Medicaid rates, \$2,500 per year, total amount not to exceed \$7,500 for the period January 1, 2005 through December 31, 2007, and

WHEREAS, said agreement provides diagnostic services for chest x-rays, hepatic panels, SGOT tests and other TB related services, and

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount based on Medicaid rates, total amount not to exceed \$2,500 per year, for the period January 1, 2008 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with United Health Services, 10-42 Mitchell Avenue, Binghamton, NY 13902 for diagnostic services at Medicaid rates for the Department of Health for the period January 1, 2008 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2,500 per year for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.4434.101056 (Medical, Hospital and Lab), and be it

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

RESOLUTION NO. 743

Introduced by: Health and Human Services, Personnel and Finance Committees
Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING REVISION OF THE IMMUNIZATION ACTION PLAN GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 105 of 2007, authorized and approved renewal of the Immunization Action Plan Grant for the Department of Health and adopted a program budget in the total amount of \$32,025 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said program grant provides funding to enable staff to conduct audits of provider office, monitor and improve immunization rates for children through 24 months of age and enhance adult immunization activities, and

WHEREAS, it is necessary at this time to revise said program to reflect the acceptance of a COLA award in the amount of \$1,652, increasing the total amount of the grant to \$33,677, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Immunization Action Plan Grant to reflect an increase of \$1,652, for a total amount of \$33,677 for the period April 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$33,677, and be it

FURTHER RESOLVED, that Resolution 105 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 744

Introduced by: Health and Human Services and Finance Committees
Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE JUVENILE JUSTICE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR 2008

WHEREAS, this County Legislature, by Resolution 661 of 2005, as amended by Resolutions 31, 262 and 386 of 2007, authorized and approved the continued participation in the Juvenile Justice Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$247,500 and authorized an agreement with Our Lady of Lourdes Hospital to administer said program for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$140,000, adopt a program budget and renew the agreement with Our Lady of Lourdes Hospital to continue to administer said program for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$140,000 from the New York State Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144-2796, for the Department of Mental Health's Juvenile Justice Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$140,000, and be it

RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905, to administer said program for the Department of Mental Health for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$140,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470153.4457.105xxx (Subcontracted Program Expense), and be it

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

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

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

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

RESOLUTION NO. 745

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR LABORATORY SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2008

WHEREAS, this County Legislature, by Resolution 21 of 2007, authorized a renewal of the agreement with Our Lady of Lourdes Hospital for laboratory services for the Department of Health at an amount not to exceed \$60,000, for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$45,000, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, NY 13905 for laboratory services for the Department of Health for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$45,000 for the term of the agreement, and be it

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

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

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

RESOLUTION NO. 746

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ROYAL CARE PHARMACY SERVICES FOR UNIT DOSE PHARMACEUTICALS AND INTRAVENOUS MEDICATION FOR THE WILLOW POINT NURSING HOME FOR 2007

WHEREAS, this County Legislature, by Resolution 598 of 2006, authorized a renewal of an agreement with Royal Care Pharmacy Services for unit dose pharmaceuticals and intravenous medication for the Willow Point Nursing Home for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said agreement provides unit dose pharmaceuticals and intravenous pharmacy services to Willow Point Nursing Home residents, and

WHEREAS, due to a change in pharmacy services in 2008, and to assure a seamless transition and prevent interruption of pharmacy services, it is necessary to authorize an amendment to said agreement to extend the term of the agreements to January 31, 2008, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Royal Care Pharmacy Services, 100 Saratoga Village Blvd., P.O. Box 2469, Malta, NY 12020-8469, to extend the term of the agreement to January 31, 2008, for unit dose pharmaceuticals and intravenous medication for the Willow Point Nursing Home for the period January 1, 2007 through January 31, 2008, and be it

FURTHER RESOLVED, there will be no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 598 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 747

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH FONTANESE, FOLTZ, AUBRECHT, ERNST, Bammel Architects, PC FOR ENGINEERING/ARCHITECTURAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2001-2007

WHEREAS, this County Legislature, by Resolution 167 of 2001, as amended by Resolutions 153 of 2002, 56 and 450 of 2003, 455 of 2004, 597 of 2005 and 594 of 2006,

authorized an agreement with Fontanese, Foltz, Aubrecht, Ernst, Bammel Architects, PC for engineering/architectural services for the Willow Point Nursing Home at a cost not to exceed \$109,510 for the period March 1, 2001 through December 31, 2007, and

WHEREAS, said services are necessary to assist in determining the engineering/architectural feasibility study of retaining the present Willow Point Nursing Home or to build a new nursing home, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the term of the agreement to December 31, 2008 to complete the Feasibility Study for the site location and Certificate of Need filings at no additional cost to the County, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Fontanese, Foltz, Aubrecht, Ernst, Bammel Architects, PC, 666 Main St., East Aurora, NY 14052-2492, to extend the term of the agreement through December 31, 2008, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 167 of 2001, as amended by Resolutions 153 of 2002, 56 and 450 of 2003, 455 of 2004, 597 of 2005, and 594 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 748

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH PROFESSIONAL HOME CARE FOR OXYGEN THERAPY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2008

WHEREAS, this County Legislature, by Resolution 510 of 2006, authorized a renewal of an agreement with Professional Home Care for oxygen therapy services for the Willow Point Nursing Home at an amount not to exceed \$96,200, for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said services are necessary to provide oxygen therapy services to residents at the Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$97,290, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Professional Home Care, 4401 Vestal Parkway East, Vestal, NY 13850 for oxygen therapy services for the Willow Point Nursing Home for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$97,290 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160101.4363.204000 (Medical, lab and clinic supplies), and 160101.4512.204000 (Outside rentals-Machinery) and be it

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

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

RESOLUTION NO. 749

Introduced by: Public Safety and Emergency Services and Finance Committees
Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SUSQUEHANNA REGIONAL EMERGENCY MEDICAL SERVICES COUNCIL FOR OFFICE AND EQUIPMENT RENTAL IN THE OFFICE OF EMERGENCY SERVICES AT THE PUBLIC SAFETY FACILITY FOR 2008

WHEREAS, this County Legislature, by Resolution 188 of 2007, authorized renewal of an agreement with Susquehanna Regional Emergency Medical Services Council for office space (Rooms 109, 117 and 118), copier access, telephone, fax and mail service in the Office of Emergency Services at the Public Safety Facility with revenue to Broome County for Room 109 in the amount of \$2,304, and for Rooms 117 and 118 the amount of \$4,140, the total amount not to exceed \$6,444 per year, plus telephone, fax and mail service for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said agreement is necessary to provide office space rental and copier usage to the Susquehanna Regional EMS, Inc. program within the Office of Emergency Services, and

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Susquehanna Regional Emergency Medical Services Council, 153 Lt. Van Winkle Dr., Binghamton, NY 13905 for rental of office space (Rooms 109, 117, and 118), copier access, plus telephone, fax and mail service in the Office of Emergency Services at the Public Safety Facility for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County for Room 109 the amount of \$2,458, and for Rooms 117 and 118 the amount of \$4,780, the total amount of \$7,238 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 460006.0068.101000 (Other Public Safety Departmental Revenue), and be it

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

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

RESOLUTION NO. 750

Introduced by: Finance Committee
Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH LEGAL AID SOCIETY OF MID NEW YORK, INC. FOR LEGAL SERVICES FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 10 of 2006, authorized a renewal of an agreement with Legal Aid Society of Mid New York, Inc. for legal services for the Department of Audit and Control at a rate of \$40 per hour for paralegals and \$60 per hour for attorneys, total amount not to exceed \$500,000 per year, for the period January 1, 2006 through December 31, 2007, and

WHEREAS, said services are necessary to provide mandated legal defense services in Broome County Family Court for residents of Broome County who are indigent and cannot afford legal counsel, and

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at rates of \$40 per hour for paralegals, \$60 per hour for attorneys, and reimbursement of costs for expert fees, as approved by the court, not to exceed \$10,000 over the term of the contract, for a total amount not to exceed \$600,000, for the period January 1, 2008 through December 31 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Legal Aid Society of Mid New York, Inc., 255 Genesee St., Utica, NY 13501 for legal services for the

Department of Audit and Control for the period January 1, 2008 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates of \$40 per hour for paralegals, \$60 per hour for attorneys, and reimbursement of costs for expert fees, as approved by the court, not to exceed \$10,000 over the term of the contract, for a total 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 360008.4738.101000 (Court Assigned Attorneys – Family Court), and be it

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

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

RESOLUTION NO. 751

Introduced by: County Administration and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH VORTEX CONSULTING FOR CONSULTING AND IMPLEMENTATION SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2007-2008

WHEREAS, the Director of Information Technology requests authorization for an agreement with Vortex Consulting for consultation and implementation services for the Division of Information Technology at a cost not to exceed \$41,480 for the period December 1, 2007 through August 31, 2008, and

WHEREAS, said agreement is necessary to integrate the County website into a content management system, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Vortex Consulting, 61 North Main Street, Suite A, Canandaigua, New York 14424 for consultation and implementation services for the Division of Information Technology for the period December 1, 2007 through August 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$41,480 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370031.4726.501501 (Contracted Data Processing Services), and be it

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

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

RESOLUTION NO. 752

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF COMMUNITY RESIDENTIAL AND OUTPATIENT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH VARIOUS VENDORS TO ADMINISTER SAID PROGRAM FOR 2008

WHEREAS, this County Legislature, by Resolution 160 of 2007, authorized and approved renewal of the Community Residential and Outpatient Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$61,500 and authorized renewal of agreements with Fairview Recovery Services, Samaritan Village, Phoenix House and New Hope Manor to continue to administer said program for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said grant program is an extension of the Road to Recovery Program which provides non-violent felony offenders, with a history of drug and alcohol abuse and treatment, an alternative to incarceration, and

WHEREAS, it is desired to renew said grant program in the amount of \$61,500, adopt a program budget and renew the agreements with Fairview Recovery Services, Phoenix House, and New Hope Manor and to authorize an agreement with Daytop Village to administer said program for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$61,500 from the New York State Office of Alcoholism and Substance Abuse Services, Finger Lakes Field Office, 109 S. Union Street, Room 400, Rochester, NY 14607-1826, for the Department of Mental Health's Community Residential and Outpatient Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$61,500, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Fairview Recovery Services, Phoenix House, New Hope Manor and Daytop Village to administer said program for the Department of Mental Health's Community Residential and Outpatient Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$1,000 per client, the maximum amount to the various vendors as follows:

Fairview Recovery Services - \$13,000

Phoenix House - \$19,000

New Hope Manor - \$10,500

Daytop Village - \$19,000

and be it

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

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

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

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

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

RESOLUTION NO. 753

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE SOUTHERN TIER INDEPENDENCE CENTER TO PROVIDE SIGNING SERVICES FOR VARIOUS PROGRAMS FOR THE DEPARTMENT OF HEALTH, THE COUNTY CLERK, OFFICE FOR AGING, AND THE WILLOW POINT NURSING HOME FOR 2008

WHEREAS, this County Legislature, by Resolution 580 of 2007, authorized a renewal of an agreement with the Southern Tier Independence Center for signing services for various programs for the Department of Health, the County Clerk, Office for Aging, and the Willow Point Nursing Home at rates of \$50 per hour for certified interpreters, \$40 per hour for pre-certified interpreters, \$60 per hour for certified interpreter in court, and \$60 per hour weekends and

evenings between the hours of 11:00 p.m. and 6:00 a.m., for a total amount not to exceed \$12,000, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said services are necessary to comply with applicable New York State regulations, and

WHEREAS, it is necessary to authorize an amendment to said agreement to reflect an increase in the 2008 rates since the approval of Resolution 580 of 2007, the amended rates being \$60 per hour (portal to portal) for certified interpreters, \$50 per hour (portal to portal) for pre-certified interpreters, \$75.00 per hour for court assignments plus \$50 per hour for travel, \$70.00 per hour (portal to portal) weekends, emergencies and between the hours of 11:00 p.m. and 6:00 a.m., all assignments requiring a 1.5 hour minimum, and amending the not to exceed amount to \$52,000, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Southern Tier Independence Center, 24 Prospect Avenue, Binghamton, NY 13901, to reflect an increase in the 2008 rates to \$60 per hour (portal to portal) for certified interpreters, \$50 per hour (portal to portal) for pre-certified interpreters, \$75.00 per hour for court assignments plus \$50 per hour for travel, \$70.00 per hour (portal to portal) weekends, emergencies and between the hours of 11:00 p.m. and 6:00 a.m., all assignments requiring a 1.5 hour minimum, and an amendment of the not to exceed amount to \$52,000, and be it

FURTHER RESOLVED, that Resolution 580 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 754

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

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF ROBERT WOOD JOHNSON FOUNDATION PROGRAM GRANT FOR THE OFFICE FOR AGING'S FUTURES II PROJECT AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 701 of 2006, authorized and approved the renewal of the Robert Wood Johnson Foundation Program Grant for the Office for Aging Futures II Project and adopted a program budget in the amount of \$203,802 for the period February 1, 2007 through January 31, 2008, and

WHEREAS, said program grant provides data for a comprehensive community needs assessment for the elderly, and

WHEREAS, it is desired to renew said grant program in the amount of \$65,000 for the period February 1, 2008 through January 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$65,000 from the Robert Wood Johnson Foundation, PO Box 2316, Princeton, NJ 18543-2316, for the Office for Aging's Futures II Project for the period February 1, 2008 through January 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$65,000, and be it

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

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

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

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

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

RESOLUTION NO. 755

Introduced by: Finance Committee

Seconded by: Mr. Mather

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO ACCEPT A GIFT FROM THE MUNICIPAL ELECTRIC AND GAS ALLIANCE AND THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY

WHEREAS, the County Executive requests authorization to accept a gift from the Municipal Electric and Gas Alliance and the New York State Energy Research and Development Authority, and

WHEREAS, the Municipal Electric and Gas Alliance (MEGA) together with the New York State Energy Research and Development Authority (NYSERDA) are assisting municipalities with the procurement of low energy, high efficiency, holiday decorative lighting, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive to accept a gift from the Municipal Electric and Gas Alliance and the New York State Energy Research and Development Authority, and be it

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

Motion by Mr. Kuzel, seconded by Mr. Reynolds, to amend the resolution by adding "...accept a gift of decorative lighting on behalf of Broome County..."

Amendment carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

Resolution as amended carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

RESOLUTION NO. 756

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

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-E FAMILY CAREGIVER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 698 of 2006, authorized and approved the renewal of the Title III-E Family Caregiver Program Grant for the Office for Aging and adopted a program budget in the amount of \$190,377 for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$185,667 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$149,390 from the New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251, for the Title III-E Family Caregiver Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$185,667, and be it

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

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

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

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

RESOLUTION NO. 757

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF TITLE III-D HEALTH PROMOTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 697 of 2006, authorized and approved continued participation in the Title III-D Health Promotion Program Grant for the Office for Aging and adopted a program budget in the amount of \$32,028 for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$31,408 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$15,508 from the New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251, for the Office for Aging's Title III-D Health Promotion Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$31,408, and be it

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

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

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

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

RESOLUTION NO. 758

Introduced by: Health and Human Services, County Administration and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SYNERGY SOFTWARE TECHNOLOGIES, INC. FOR SOFTWARE LICENSE, MAINTENANCE AND TECH SUPPORT FOR THE OFFICE FOR AGING AND THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY FOR 2008

WHEREAS, this County Legislature, by Resolution 704 of 2006, authorized a renewal of the agreement with Synergy Software Technologies, Inc. for software license, maintenance, data conversion and training for the Office for Aging and the Community Alternative Systems Agency at an amount not to exceed \$28,300, for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$20,745, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Synergy Software Technologies, Inc., 25 New England Drive, Essex Junction, VT 05452, for software license, maintenance and tech support for the Office for Aging and the Community Alternative Systems Agency for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$20,745 for the term of the agreement, and be it

FURTHER RESOLVED, that an amount not to exceed \$12,150 shall be made from budget lines 680033.4359.101000 and 680066.4359.105xxx (Computer Software and Supplies), and an amount not to exceed \$8,595 from budget lines 761122.4359.105279, 761148.4359.105369, and 761155.4359.105367 (Computer Software and Supplies), and be it

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

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

RESOLUTION NO. 759

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

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 696 of 2006, as amended by Resolution 647 of 2007, authorized and approved renewal of the Title III-C-2 Home Delivered Meals Program Grant for the Office for Aging and adopted a program budget in the amount of \$642,593 for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$686,083 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$134,763 from the New York State Office for Aging, 2 Empire State Plaza, Albany, NY 12223-1251, for the Title III-C-2 Home Delivered Meals Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$686,083, and be it

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

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

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

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

RESOLUTION NO. 760

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

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE INTEGRATED SOCIAL DAY CARE FOR THE ELDERLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 624 of 2006, as amended by Resolution 93 of 2007, authorized and approved the renewal of the Integrated Social Day Care for the Elderly Program Grant for the Office for Aging and adopted a program budget in the amount of \$53,079 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said program grant provides a social day care setting for mentally-challenged individuals, and

WHEREAS, it is desired to renew said grant program in the amount of \$55,796 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$13,600 from the Office of Mental Retardation and Developmental Disabilities, c/o Broome Developmental Services, 229-231 State St., 1st Floor, Binghamton, NY 13901, for the Integrated Social Day Care for the Elderly Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$55,796, and be it

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

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

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

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

RESOLUTION NO. 761

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

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 694 of 2006, as amended by Resolution 649 of 2007, authorized and approved the renewal of Title III-B Supportive Services Program Grant for the Office for Aging and adopted a program budget in the amount of \$690,267 for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$810,603 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$257,640 from the New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251, for the Title III-B Supportive Services Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$810,603, and be it

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

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

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

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

RESOLUTION NO. 762

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

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE IIIC-1 CONGREGATE MEALS PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 695 of 2006, as amended by Resolution 648 of 2007, authorized and approved continued participation in the Title IIIC-1 Congregate Meals Program Grant for the Office for Aging and adopted a program budget in the amount of \$1,163,058 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said program grant provides senior center operations, including meals, health and educational programs and access to benefits and operates in accordance with the standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is desired to renew said grant program in the amount of \$1,139,097 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$323,808 from the New York State Office for Aging, Empire State Agency Building 2, Albany,

NY 12223-1251, for the Office for Aging's Title IIIC-1 Congregate Meals Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$1,139,097, and be it

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

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

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

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

RESOLUTION NO. 763

Introduced by: Public Works and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING ACCEPTANCE OF FLOOD HAZARD MITIGATION PROGRAM GRANT FOR THE DEPARTMENT OF PUBLIC WORKS AND ADOPTING A PROGRAM BUDGET FOR 2007-2008

WHEREAS, the Commissioner of Public Works requests authorization to accept a Flood Hazard Mitigation Program Grant and adopt a program budget in the amount of \$147,000 for the period through December 31, 2008, and

WHEREAS, the floods of 2004, 2005, and 2006 resulted in damages to property in the vicinity of Oquaga Creek at McClure, including damages to Old Route 17 at Oquaga Lake Road, closing the road and damaging two businesses and two residential structures, and

WHEREAS, said program grant provides funds to acquire two parcels of property, relocate a structure, and to enhance the floodplain/floodway of Oquaga Creek, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$147,000 from FEMA, c/o State Emergency Management Office (SEMO), Building 22, Suite 101, 1220 Washington Ave., Albany, NY 12226-2251 for the Department of Public Works' Flood Hazard Mitigation Program Grant for the period through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$147,000, and be it

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

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

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

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

RESOLUTION NO. 764

Introduced by: Public Safety and Emergency Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE SOS SHELTER, INC. FOR DOG BOARDING AT THE BROOME COUNTY DOG SHELTER FOR 2008

WHEREAS, this County Legislature, by Resolution 531 of 2006, authorized renewal of an agreement with the SOS Shelter, Inc. to provide pet boarding and spay/neuter services for the pets of those families in need, at no cost to the pet owner, for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said services are necessary to provide boarding and spay/neuter services to pets belonging to families attempting to leave an abusive situation and in need of a safe place for their pets, and

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, except that boarding will provided for dogs only and no spay/neuter services will be provided, for the period January 1, 2008 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with SOS Shelter, Inc., P.O. Box 393, Endicott, NY 13760 for dog boarding at the Broome County Dog Shelter for the period January 1, 2008 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, there shall be no cost to the dog owner, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 031470.4742.101000 (Veterinarian Services), and be it

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

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

RESOLUTION NO. 765

Introduced by: Public Works and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH VARIOUS MUNICIPALITIES IN BROOME COUNTY FOR THE CONTROL OF SNOW AND ICE ON COUNTY ROADS AND HIGHWAYS FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 440 of 2004, authorized renewal of the agreements with various Towns in Broome County whereby said Towns contracted to remove snow and ice from certain County highways for the period January 1, 2005 through December 31, 2007, and

WHEREAS, said agreements expire by their terms on December 31, 2007, and it is desired at this time to renew said agreements on substantially similar terms and conditions at a rate of \$3,600 per mile in 2008, and at a rate of \$3,700 per mile for 2009, the term of the agreement being January 1, 2008 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the Towns of Triangle, Nanticoke, Maine, Lisle, Kirkwood, Conklin, Binghamton, Vestal, Windsor and Barker whereby such Towns will remove snow and ice from certain County highways at a rate of \$3,600 per mile for the period January 1, 2008 through December 31, 2008, and at a rate of \$3,700 per mile for January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 030130.4512.301000 (Outside Rental Machinery), and be it

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

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

RESOLUTION NO.766

Introduced by: Public Works and Finance Committees

Seconded by: Chairman Whalen

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 IN RELATION TO THE SOUTH STREET BRIDGE OVER HALFWAY BROOK IN THE TOWN OF BARKER PROJECT

WHEREAS, a Project for South Street Bridge over Halfway Brook, Town of Barker, Broome County, PIN 9753.09, (the Project) BIN 3349120 is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, the County of Broome desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the preliminary engineering 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 costs of the preliminary engineering work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$214,000 as previously appropriated pursuant to the 2005 Capital Improvement Program, Project 501411 (Engineering and Architectural Services) is made available to cover the cost of participation in the above phase of the Project, and be it

FURTHER RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, 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, certificates 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.

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

RESOLUTION NO. 767

Introduced by: Public Safety and Emergency Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING ACCEPTANCE OF A CHILD PASSENGER SAFETY PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2007-2008

WHEREAS, the Sheriff requests authorization to accept a Child Passenger Safety Program Grant and adopt a program budget in the amount of \$16,561 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant's goal is to increase the proper use and installation of child safety seats, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$16,561 from the State of New York Governor's Traffic Safety Committee Department of Motor Vehicles, 6 Empire State Plaza, Albany, New York 12228 for the Office of the Sheriff's Child Passenger Safety Program Grant for the period October 1, 2007 through September 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of 16,561, and be it

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

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

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

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

RESOLUTION NO. 768

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

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING ACCEPTANCE OF THE BUCKLE UP NEW YORK PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2007-2008

WHEREAS, the Sheriff requests authorization to accept a Buckle Up New York Program Grant and adopt a program budget in the amount of \$10,620 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant provides police checks for the Buckle Up New York "Click It or Ticket" Program Grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,620 from the State of New York Governor's Traffic Safety Committee Department of Motor Vehicles, 6 Empire State Plaza, Albany, New York 12228 for the Office of the Sheriff's Buckle Up New York "Click It or Ticket" Program Grant for the period October 1, 2007 through September 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$10,620, and be it

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

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

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

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

RESOLUTION NO.769

Introduced by: Public Safety and Emergency Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE ONEIDA COUNTY SHERIFF'S OFFICE FOR SECURITY SERVICES FOR INMATES AT THE CENTRAL NEW YORK PSYCHIATRIC CENTER FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 21 of 2005, authorized renewal of agreement with the Oneida County Sheriff's Office for security services for inmates housed at the Central New York Psychiatric Center at an amount not to exceed \$125 per inmate per day, for the period January 1, 2005 through December 31, 2006 with an option to renew for one additional year on the same terms, conditions and costs solely at Broome County's option, and

WHEREAS, said agreement is necessary to house Broome County mentally ill inmates during treatment, and

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$140 per inmate per day, for the period January 1, 2008 through December 31, 2009 with an option to renew for one additional year on the same terms, conditions and costs solely at Broome County's option, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the Oneida County Sheriff's Office, Public Safety Complex, 6075 Judd Road, Oriskany, New York 13424-2271, for security services for inmates housed at the Central New York Psychiatric Center for the period January 1, 2008 through December 31, 2009 with an option to renew for one additional year on the same terms, conditions and costs solely at Broome County's option, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$140 per inmate per day for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4435.101000 (Inmate Expense-Other Facilities), and be it

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

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

RESOLUTION NO. 770

Introduced by: Public Works and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH STEARNS & WHELER, LLC FOR ENGINEERING SERVICES IN CONNECTION WITH THE SECTIONS II AND III PARTIAL CLOSURE PROJECT AT THE BROOME COUNTY LANDFILL FOR 2005-2008

WHEREAS, this County Legislature, by Resolution 224 of 2005, as amended by Resolutions 310 of 2006 and 591 of 2007, authorized an agreement with Stearns & Wheler, LLC for engineering services for the design and construction of the final closure of portions of Sections II and III at the Broome County Landfill in conjunction with the vertical expansion of a portion of said Sections II and III at an amount not to exceed \$314,285 for the period May 1, 2005 through December 31, 2007, and

WHEREAS, said agreement provides the services of an engineer to collect data, analyze the data and design the final closure for the partial closure portion of Sections II and III, prepare bids for the work, supervise construction and prepare the final documentation for submittal to the New York State Department of Environmental Conservation, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the term of the agreement through June 30, 2008 in order for evaluation of the cap in the spring and to advise on maintenance and potential repairs, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Stearns & Wheler, LLC, One Remington Park Drive, Cazenovia, New York 13035, to extend the term to the period May 1, 2005 through June 30, 2008, in order for evaluation of the cap in the spring and advise on maintenance and potential repairs, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolutions 224 of 2005 and 591 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 771

Introduced by: Public Works and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SHUMAKER CONSULTING ENGINEERING AND LAND SURVEYING PC FOR PREPARATION OF A SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT TO EVALUATE ENTRANCE OPTIONS TO SECTION IV OF THE BROOME COUNTY LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2006-2008

WHEREAS, this County Legislature, by Resolution 191 of 2006, as amended by Resolutions 254 and 601 of 2007, authorized an agreement with Shumaker Consulting Engineering and Land Surveying PC for preparation of a supplemental environmental impact statement to evaluate entrance options to Section IV of the Broome County Landfill for the Division of Solid Waste Management at a cost not to exceed \$163,200 for the period May 1, 2006 through December 31, 2007, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the term through March 31, 2008, at no additional cost to the County, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Shumaker Consulting Engineering and Land Surveying, PC, 143 Court Street,

Binghamton, New York 13901, to extend the term to the period May 1, 2006 through March 31, 2008, for preparation of a supplemental environmental impact statement to evaluate entrance options to Section IV of the Broome County Landfill for the Division of Solid Waste Management, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 191 of 2006 and Resolutions 254 and 601 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 772

Introduced by: Health and Human Services and Finance Committees

Seconded by: Mr. Shafer

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TIME WARNER CABLE, INC FOR AN EASEMENT AT THE WILLOW POINT NURSING HOME FOR 2006-2008

WHEREAS, this County Legislature, by Resolution 376 of 2006, authorized a renewal of an agreement with Time Warner Cable, Inc. for an easement at the Willow Point Nursing Home, for the period October 1, 2006 through December 31, 2007, and

WHEREAS, said agreement provides an easement running though land owned by Brome County at the Willow Point Nursing Home and allows Time Warner Cable, Inc. access to its systems, lines and equipment, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the term of the agreement through March 31, 2008, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Time Warner Cable, Inc., 483 Plaza Drive, Vestal, New York to extend the term of the agreement for the period October 1, 2006 through March 31, 2008, and be it

FURTHER RESOLVED, that Resolution 376 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

RESOLUTION NO. 773

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TIME WARNER CABLE, INC FOR CABLE TELEVISION SERVICES FOR RESIDENTS AT THE WILLOW POINT NURSING HOME FOR 2003-2008

WHEREAS, this County Legislature, by Resolution 685 of 2002, authorized an agreement with Time Warner Cable, Inc. for cable television services for residents at the Willow Point Nursing Home at the rate of \$950 per month for the first year, with future increases capped at five percent per year, total amount not to exceed \$63,024 for the period January 1, 2003 through December 31, 2007, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the not to exceed amount by \$4,000 and extend the term of the agreement through March 31, 2008, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Time Warner Cable, Inc., 483 Plaza Drive, Vestal, New York to increase the not to exceed amount by \$4,000 and extend the term of the agreement for the period October 1, 2006 through March 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$4,000, total amount not to exceed \$67,024

FURTHER RESOLVED, that Resolution 685 of 2002, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 774

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TOSHIBA BUSINESS SOLUTIONS, NEW YORK FOR THE LEASE AND MAINTENANCE OF DIGITAL COPY MACHINES FOR THE WILLOW POINT NURSING HOME FOR 2006-2011

WHEREAS, this County Legislature, by Resolution 534 of 2006, authorized an agreement with Toshiba Business Solutions, New York for a lease and maintenance agreement for four digital copy machine and optional equipment at the cost shown in Exhibit "A", total amount not to exceed \$62,340 for the Willow Point Nursing Home for the period November 1, 2006 through October 31, 2011, and

WHEREAS, it is necessary to authorize an amendment to said agreement to add a print/scan enabler to the Toshiba E452 at the cost of \$45 per month, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Toshiba Business Solutions, New York, 7037 Fly Road, East Syracuse, New York 13057 to add a print/scan enabler to the Toshiba E452 at the additional cost of \$45 per month, for the period January 1, 2008 through October 31, 2011, and be it

FURTHER RESOLVED, that in consideration of the additional equipment the County shall pay the Contractor an additional \$2,070, total amount not to exceed \$22,350 for the Toshiba E452, and total amount not to exceed \$64,410 for all copiers, for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 534 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO.775

Introduced by: Health and Human Services, County Administration and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH KRONOS INCORPORATED FOR SOFTWARE SUPPORT FOR THE WILLOW POINT NURSING HOME FOR 2007-2008

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Kronos Incorporated for software support at a cost not to exceed \$4,815.29, for the October 31, 2007 through October 30, 2008, and

WHEREAS, said agreement is necessary to provide technical support for payroll programs at the Willow Point Nursing Home, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Kronos Incorporated, 297 Billerica Road, Chelmsford, Massachusetts 01824, for software support for the Willow Point Nursing Home for the period October 31, 2007 through October 30, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,815.29 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 160010.4419.204000 (General Office Expense), and be it

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

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

RESOLUTION NO. 776

Introduced by: Personnel, Health and Human Services, Education, Culture and Recreation and Finance Committees

Seconded by: Mr. Mather

RESOLUTION AUTHORIZING AMENDMENTS TO THE ELECTED AND MISCELLANEOUS COUNTY EMPLOYEES SALARY SCHEDULE FOR 2008

WHEREAS, this County Legislature authorized, by the adoption of the 2008 Broome County Budget, a salary increase for the Historian, Staff Psychiatrists (PT) and Staff Psychiatrists (FT), and

WHEREAS, the Personnel Officer requests authorization to amend the Elected and Miscellaneous County Employees Salary Schedule for 2008 to reflect those salary increases as shown in Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment to the Elected and Miscellaneous County Employees Salary Schedule for 2008 as attached hereto as Exhibit "A".

Carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

RESOLUTION NO. 777

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

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING REVISION OF CHILDHOOD LEAD POISONING PREVENTION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 106 of 2007, authorized and approved renewal of the Childhood Lead Poisoning Prevention Program Grant for the Department of Health and adopted a program budget in the total amount of \$73,417 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said program grant oversees screening and follow up required of Primary Care Providers, coordinates remediation activities with property owners and is responsible for community awareness and promotion, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$3,778 in grant appropriations for a cost of living adjustment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Childhood Lead Poisoning Prevention Program Grant to reflect an increase of \$3,778 for the period through April 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$77,195, and be it

FURTHER RESOLVED, that Resolution 106 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO.778

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF SOUTHERN TIER HEALTHY BEGINNINGS PERINATAL PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 103 of 2007, authorized and approved the Southern Tier Healthy Beginnings Perinatal Program Grant for the Department of Health and adopted a program budget in the amount of \$34,000 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said program grant provides home visits to conduct a nursing assessment to identify risk factors associated with poor pregnancy outcomes and perinatal depression, and to develop a plan of care, and

WHEREAS, it is desired to renew said grant program in the amount of \$34,000 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$34,000 from the Monroe Plan for Medical Care, Excellus, Blue Cross Blue Shield, 53 Chenango Street, Binghamton, New York 13901 for the Department of Health's Southern Tier Healthy Beginnings Perinatal Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$34,000, and be it

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

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

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

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

RESOLUTION NO.779

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

Seconded by: Mr. Hull

RESOLUTION AUTHORIZING REVISION OF YOUTH TOBACCO ENFORCEMENT AND PREVENTION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 497 of 2007, authorized and approved renewal of the Youth Tobacco Enforcement and Prevention Program Grant for the Department of Health and adopted a program budget in the total amount of \$62,788 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant supports the Department of Health's activities in youth tobacco use enforcement and prevention, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$3,240 for a cost of living adjustment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Tobacco Enforcement and Prevention Program Grant to reflect an increase in the amount of \$3,240 for the period October 1, 2007 through September 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$66,028, and be it

FURTHER RESOLVED, that Resolution 497 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried. Ayes-14, Nays-3 (Black, Kuzel, Reynolds), Absent-2 (Marinich, Herz)

RESOLUTION NO.780

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

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF UNITED WAY SUPPORT OF EARLY CHILDHOOD COALITION COORDINATION PROJECT GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 594 of 2006, as amended by Resolutions 104 and 667 of 2007, authorized and approved renewal of the United Way Support of Early Childhood Coalition Coordination Project Grant for the Department of Health and adopted a program budget in the amount of \$122,370 for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$103,085 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$103,085 from the Broome County Department of Social Services, for the Department of Health's United Way Support of Early Childhood Coordination Project Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$103,085, and be it

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

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

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

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

RESOLUTION NO.781

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH VARIOUS VENDORS FOR SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES PURCHASE OF SERVICES PROGRAMS FOR 2008

WHEREAS, the Commissioner of Social Services requests authorization for agreements with various vendors for various services for the Department of Social Services' Purchase of Services Programs at the amounts listed on Exhibit "A", total amount not to exceed \$2,085,253 from general operating funds for all programs for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreements are necessary for various services as listed on Exhibit "A", and

WHEREAS, the Department of Social Services requests authorization to accept and pass through to the various vendors an anticipated additional 2.5% cost of living adjustment (COLA) grant funding from the New York State (NYS) Office of Children and Family Services and amend the various agreements for said COLA increases once said funding approval is received from NYS and

WHEREAS, said COLA funds will give preventive service providers a cost of living adjustment to be used for the recruitment and retention of staff or to respond to other non-personnel service costs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the various vendors for various services as listed on Exhibit "A" for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the operating budget amounts listed on Exhibit "A", total amount not to exceed \$2,085,253 for all programs, for the term of the agreements, and be it

FURTHER RESOLVED, that the operating budget payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of Services), and be it

FURTHER RESOLVED, that the Department of Social Services is hereby authorized to accept and pass through to the various provider agencies anticipated additional 2.5% COLA grant funds once said funding approval is received from NYS, and be it

FURTHER RESOLVED, that the Department of Social Services is hereby authorized to adjust, if necessary, the amounts designated between programs within specific providers without legislative approval as long as the total amount designated for each provider does not exceed their total budgeted amount, and be it

FURTHER RESOLVED, that the Department of Social Services is hereby authorized to amend such agreement for the COLA funds with various vendors once NYS approval is received, and be it

FURTHER RESOLVED, that the COLA grant fund payments authorized shall be made from budget line 670513.4561.105XXX (Purchase of Services), and be it

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

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

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

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

RESOLUTION NO.782

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH VARIOUS VENDORS FOR SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES BUILDING BRIGHTER FUTURES FOR BROOME FOR 2008

WHEREAS, the Commissioner of Social Services requests authorization for an agreement with various vendors for services for the Department of Social Services' Building Brighter Futures for Broome program at a cost not to exceed \$538,175 from general operating funds, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreements are necessary to provide development opportunities to parents, providers, and families and promote effective parenting by providing Parents and Children Together (PACT) to additional families and to make available a team of health and safety consultants to families, and

WHEREAS, the Commissioner of Social Services requests authorization to accept and pass through to the various provider vendors an anticipated additional 2.5% cost of living adjustment (COLA) grant funding from the New York State (NYS) Office of Children and Family Services, and amend the various agreements for said COLA increases once said funding approval is received from NYS, and

WHEREAS, said COLA funds will give preventive service providers a cost of living adjustment to be used for the recruitment and retention of staff or to respond to other non-personnel service costs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes separate agreements with various vendors as listed on Exhibit "A" for services for the Department of Social Services' Building Brighter Futures for Broome program for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the operating budget amounts listed on Exhibit "A", total amount not to exceed \$538,175 for the term of the agreement, and be it

FURTHER RESOLVED, that the Commissioner of Social Services is hereby authorized to adjust, if necessary the individual operating budget amounts designated among providers without further legislative approval as long as the total amount does not exceed \$538,175, and be it

FURTHER RESOLVED, that the operating budget payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of Services), and be it

FURTHER RESOLVED, that the Commissioner of Social Services is hereby authorized to accept and pass through to the various provider agencies anticipated additional 2.5% COLA grant funds once said funding approval is received from NYS, and be it

FURTHER RESOLVED, that the commissioner of Social Services is hereby authorized to amend such individual agreements with various vendors for the COLA funds once NYS approval is received, and be it

FURTHER RESOLVED, that the COLA grant fund payments authorized shall be made from budget line 670513.4561.105XXX (Purchase of Services), and be it

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

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

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

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

RESOLUTION NO.783

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF FOOD STAMP NUTRITION EDUCATION PROJECT GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH CORNELL COOPERATIVE EXTENSION TO ADMINISTER SAID PROGRAM FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 723 of 2006, authorized and approved renewal of the Food Stamp Nutrition Education Project Grant for the Department of Social Services, adopted a program budget in the amount of \$185,400 and authorized an agreement with Cornell Cooperative Extension to administer said program for the period October 1, 2006 through September 30, 2007, and

WHEREAS, said program grant provides funding for nutrition education, food purchase and preparation instruction and life skills training to pregnant, parenting and at-risk teens and young adult food stamp recipients, and

WHEREAS, it is desired to renew said program grant in the amount of \$81,302, adopt a program budget and renew the agreement with Cornell Cooperative Extension of Broome County to continue to administer said program for the period October 1, 2007 through September 30, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$81,302 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12242-0001, for the Department of Social Services for the period October 1, 2007 through September 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$81,302, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Cornell Cooperative Extension, 840 Front Street, Binghamton, New York 13905 to administer the Department of Social Services' Food Stamp Nutrition Education Project Grant for the period October 1, 2007 through September 30, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$81,302 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670513.4747.105xxx (Other Fees for Services), and be it

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

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

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

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

RESOLUTION NO.784

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AMY WATKINS CASEWORKER EDUCATION PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2006-2008

WHEREAS, this County Legislature, by Resolution 579 of 2006, authorized and approved the Amy Watkins Caseworker Education Program Grant for the Department of Social Services and adopted a program budget in the amount of \$8,100 for the period October 1, 2006 through September 30, 2007, and

WHEREAS, said program grant provides reimbursement for costs incurred by a caseworker enrolled in the Master of Social Work Program at Marywood University, and

WHEREAS, it is desired to renew said program grant in the amount of \$8,100 for the period October 1, 2006 through September 30, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$8,100 from the New York State Office of Children & Family Services, 52 Washington Street, Rensselaer, New York 12144-2796, for the Department of Social Services Amy Watkins Caseworker Education Program Grant for the period October 1, 2006 through September 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$8,100, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby

authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

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

RESOLUTION NO.785

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

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE DAY CARE REGISTRATION PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 716 of 2006, authorized and approved renewal of the Day Care Registration Program Grant for the Department of Social Services and adopted a program budget in the amount of \$253,049 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said program grant provides registration and inspection, including investigations and enforcement referrals, of family day care homes and school-age child care programs on the local level, and

WHEREAS, it is desired to renew said grant program in the amount of \$256,049 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$256,049 from the New York State Office of Children and Family Services, Bureau of Early Childhood Services, 52 Washington Street, 3 North Building, Rensselaer, New York 12144 for the Department of Social Services Day Care Registration Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$256,049, and be it

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

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

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

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

RESOLUTION NO.786

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE RESEARCH FOUNDATION OF THE STATE UNIVERSITY OF NEW YORK ON BEHALF OF THE CLINICAL CAMPUS AT THE COMMUNITY FREE CLINIC FOR THE DEPARTMENT OF HEALTH FOR 2008

WHEREAS, this County Legislature, by Resolution 505 of 2007, authorized renewal of the agreement with the Research Foundation of the State University of New York on behalf of the Clinical Campus at the Binghamton Community Free Clinic for medical and dental services for the Department of Health at an amount not to exceed \$103,000 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said agreement is necessary for enhanced medical and dental services to the uninsured through the Community Free Clinic, to enable a core staff of physicians to be regularly present and to expand the volunteer base, thereby assuring consistency in the provision of medical care, and

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$100,000, for the period January 1, 2008 through December 31, 2008 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Research Foundation of the State University of New York on behalf of the Clinical Campus at the Binghamton Community Free Clinic, 425 Robinson Street, Binghamton, New York 13901 for medical and dental services for the Department of Health for the period January 1, 2008 through December 31, 2008 for, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$100,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.4457.101000 (Subcontracted Program Expense), and be it

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

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

RESOLUTION NO.787

Introduced by: County Administration and Finance Committees

Seconded by: Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH IBM FOR SOFTWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2008

WHEREAS, this County Legislature, by Resolution 72 of 2007, authorized an agreement with IBM for software maintenance for the Division of Information Technology at a cost not to exceed \$6,284.84 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said agreement is necessary for software upgrades, telephone and on-line support of the Tivoli TSM system that runs the County's enterprise storage system, and

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$9,036.80, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with IBM, 80 State Street, Albany, New York 12207 for software maintenance for the Division of Information Technology for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,036.80 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4513.101000 (Software Maintenance), and be it

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

Carried. Ayes-16, Nays-0, Absent-2 (Marinich, Herz), Abstain-1 (Schofield)

RESOLUTION NO.788

(There was no resolution assigned to this number)

RESOLUTION NO.789

Introduced by: County Administration and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH SIRIUS COMPUTER SOLUTIONS FOR HARDWARE MAINTENANCE FOR VARIOUS DEPARTMENTS FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2008-2010

WHEREAS, the Director of Information Technology requests authorization for an agreement with Sirius Computer Solutions for hardware maintenance for various departments for the Division of Information Technology at a cost not to exceed \$63,099, for the period January 1, 2008 through December 31, 2010, and

WHEREAS, said agreement is necessary for hardware maintenance of the iseries, mainframe and AS400 equipment and includes maintenance on any equipment added during the year, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Sirius Computer Solutions, 5788 Widewater Parkway, Syracuse, New York 13214 for hardware maintenance for various departments for the Division of Information Technology for the period January 1, 2008 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$17,395 for coverage from January 1, 2008 through December 31, 2008; \$22,854 for coverage from January 1, 2009 through December 31, 2009; and \$22,850 for coverage from January 1, 2010 through December 31, 2010, total amount not to exceed \$63,099 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 370007.4514.101000 and 300012.4514.101000 (Hardware Maintenance), and be it

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

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

RESOLUTION NO.790

Introduced by: County Administration and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH SIRIUS COMPUTER SOLUTIONS FOR PRINTER HARDWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2008-2010

WHEREAS, the Director of Information Technology requests authorization for an agreement with Sirius Computer Solutions for printer hardware maintenance for the Division of Information Technology at a cost not to exceed \$20,505, for the period January 1, 2008 through December 31, 2010, and

WHEREAS, said agreement is necessary for maintenance, parts and labor for printers and includes maintenance on equipment added during the year, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Sirius Computer Solutions, 5788 Widewater Parkway, Syracuse, New York 13214 for printer hardware maintenance for the Division of Information Technology for the period January 1, 2008 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$20,505 for the term of the agreement, and be it

FURTHER RESOLVED, that the payment of \$4,977 per year shall be made from budget line 370007.4514.101000 and the payment of \$1,858 per year shall be made from budget line 300012.4514.101000 (Hardware Maintenance), and be it

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

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

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

RESOLUTION NO.791

Introduced by: County Administration and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH FIBERTECH NETWORKS, LLC TO PROVIDE AND INSTALL HIGH SPEED DARK FIBER CABLE TO THE RECORDS MANAGEMENT CENTER FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2008-2018

WHEREAS, the Director of Information Technology requests authorization for an agreement with Fibertech Networks, LLC to provide and install high speed dark fiber cable to the Records Management Center for the Division of Information Technology at a cost not to exceed \$140,300, for the period January 1, 2008 through March 31, 2018, and

WHEREAS, said agreement is necessary for a more stable and faster connection between the Broome County Office Building and the Broome County Records Center; will provide critical backup protection of hundreds of thousands of permanent documents scanned at the Records Center and will also allow County departments to have immediate online access to their scanned documents, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Fibertech Networks, LLC., 140 Allens Creek Road, Rochester, New York 14618 to provide and install high speed dark fiber cable to the Records Management Center for the Division of Information Technology for the period January 1, 2008 through March 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$140,300 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments OF hereinabove authorized shall be made from budget lines 300004.4516.101000 and 300079.4516.105390 (Hardware Rental), and be it

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

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

RESOLUTION NO.792

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING REVISION OF PREVENTIVE DENTISTRY/DENTAL SEALANT PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 431 of 2007, authorized and approved renewal of the Preventive Dentistry/Dental Sealant Program Grant for the Department of Health and adopted a program budget in the total amount of \$57,768 for the period July 1, 2007 through June 30, 2008, and

WHEREAS, said program grant promotes good oral hygiene to Broome County school children by providing dental exams, cleanings, sealants and educational services, and

WHEREAS, it is necessary at this time to revise said program to reflect acceptance of a COLA award in the amount of \$2,249, increasing the total amount of the grant to \$60,017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Preventive Dentistry/Dental Sealant Program Grant to reflect an increase in the total amount of the grant to \$60,017 for the period July 1, 2007 through June 30, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$60,017, and be it

FURTHER RESOLVED, that Resolution 431 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO.793

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION ESTABLISHING THE CLINIC FEE SCHEDULE FOR THE DEPARTMENT OF HEALTH

WHEREAS, the Director of Public Health requests authorization to establish a new Clinic Fee Schedule for the Department of Health effective October 1, 2007, and

WHEREAS, said fee schedule is based on the Medicare Physician Fee Schedule and reflects changes made to the Municipal Public Health Services Plan by excluding the administration fee, now, therefore, be it

RESOLVED, that the fee schedule attached hereto as Exhibit "A" is hereby authorized and adopted for the services provided by the Department of Health's Clinic effective October 1, 2007.

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

RESOLUTION NO.794

Introduced by: Finance Committee

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWNS OF MAINE AND UNION

WHEREAS, it is necessary to clear the tax records of these parcels of real property by virtue of the reasons stated below, now, therefore, be it

RESOLVED, that taxes will be cancelled on the following parcels of real property:

Parcel ID: 092.01-2-2.122
Town/Village: Maine
Address: Wyok Road
Owner: Fetcinko
Amount to be Cancelled: \$21.02 year 2006, plus accrued interest and penalties
Reason: Parcel does not exist

Parcel ID: 143.55-2-10
Town/Village: Union
Address: 472 Main St.
Owner: Town of Union
Amount to be Cancelled: \$2,487.14 year 2003, plus accrued interest and penalties
Reason: Tax exempt

Parcel ID: 143.73-4-29
Town/Village: Union
Address: 8 Cherry St.
Owner: Town of Union
Amount to be cancelled: \$920.54 year 2007, plus accrued interest and penalties
Reason: Tax exempt

Parcel ID: 143.81-1-9
Town/Village: Union
Address: 68 Roberts St.
Owner: Town of Union
Amount to be cancelled: \$658.13 year 2007, plus accrued interest and penalties
Reason: Tax exempt

and be it

FURTHER RESOLVED, that the Director of Real Property and the Commissioner of Finance are hereby authorized to execute any and all adjustments to tax bills, tax records and property records as may be necessary to implement the intent of this Resolution.

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

RESOLUTION NO.795

Introduced by: Finance Committee

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWNS OF MAINE AND UNION

WHEREAS, it is necessary to clear the tax records of these parcels of real property by virtue of the reasons stated below, now, therefore, be it

RESOLVED, that taxes will be cancelled on the following parcels of real property:

Parcel ID: 092.01-2-2.122
Town/Village: Maine
Address: Wyok Road
Owner: Fetcinko
Amount to be Cancelled: \$21.02 year 2006, plus accrued interest and penalties
Reason: Parcel does not exist

Parcel ID: 143.55-2-10
Town/Village: Union
Address: 472 Main St.
Owner: Town of Union
Amount to be Cancelled: \$2,487.14 year 2003, plus accrued interest and penalties
Reason: Tax exempt

Parcel ID: 143.73-4-29
Town/Village: Union
Address: 8 Cherry St.
Owner: Town of Union
Amount to be Cancelled: \$920.54 year 2007, plus accrued interest and penalties
Reason: Tax exempt

Parcel ID: 143.81-1-9
Town/Village: Union
Address: 68 Roberts St.
Owner: Town of Union
Amount to be Cancelled: \$658.13 year 2007, plus accrued interest and penalties
Reason: Tax exempt

and be it

FURTHER RESOLVED, that the Director of Real Property and the Commissioner of Finance are hereby authorized to execute any and all adjustments to tax bills, tax records and property records as may be necessary to implement the intent of this Resolution.

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

RESOLUTION NO.796

Introduced by: Finance Committee

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING REINSTATEMENT OF 2007 SCHOOL TAX BILLS FOR PROPERTIES IN THE TOWN OF MAINE

WHEREAS, the Director of Real Property Tax Service is requesting authorization for the Commissioner of Finance to reinstate 2007 school taxes, plus accrued interest and penalties, for properties in the Town of Maine as listed in Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby approves the reinstatement of 2007 school taxes, plus accrued interest and penalties, for properties in the Town of Maine as listed in Exhibit "A".

FURTHER RESOLVED, that the Director of Real Property and the Commissioner of Finance are hereby authorized to execute any and all adjustments to tax bills, tax records and property records as may be necessary to implement the intent of this Resolution.

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

RESOLUTION NO.797

Introduced by: Public Works and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH BROWN AND CALDWELL FOR A FEASIBILITY AND DESIGN STUDY AT THE BROOME COUNTY LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2008

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Brown and Caldwell for a feasibility and design study at the Broome County Landfill for the Division of Solid Waste Management at a cost not to exceed \$55,000, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary for the feasibility and design of a wetland treatment system for the leachate at the Broome County Landfill, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Brown and Caldwell, 5710 Commons Park, East Syracuse, New York 13057, for a feasibility and design study at the Broome County Landfill for the Division of Solid Waste Management for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$55,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4457.501472 (Subcontracted Program Expense), and be it

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

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

RESOLUTION NO.798

Introduced by: Education, Culture and Recreation and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A TRUST ACCOUNT FOR THE BROOME COUNTY ETHNIC FESTIVAL

WHEREAS, the County Executive has requested that a trust account be established for the Broome County Ethnic Festival, and

WHEREAS, there are funds available in the Preservation Association of the Southern Tier (PAST) account, and

WHEREAS, the Preservation Association of the Southern Tier (PAST) is no longer a sponsor of the Ethnic Festival and the County should be responsible for any further costs that occur with future Ethnic Festivals, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the establishment of a trust account for the Broome County Ethnic Festival, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to expend said funds in accordance with the provisions of State and Local laws and the use of these funds shall be solely restricted to costs incurred with future Ethnic Festivals, and be it

FURTHER RESOLVED, that the Commissioner of Finance, Director of Budget, County Comptroller, and the Commissioner of Parks and Recreation are hereby authorized and directed to take any and all necessary steps required to effectuate the intent and purpose of this resolution.

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

RESOLUTION NO.799

Introduced by: Finance and Health and Human Services Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR CASA AND OFFICE FOR AGING

RESOLVED, that in accordance with a request from the Director of the Community Alternative Systems Agency, in order to appropriate sufficient funds to various accounts to maximize spending for the 06-07 Point of Entry Grant, as requested by BF# 006078, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index</u> <u>Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	680066	1600	105240	Salaries – Temporary	200
	680066	4319	105240	Office Supplies	822
	680066	4411	105240	Postage & Freight	94
	680066	4419	105240	General Office Exp	42
	680066	4448	105240	Advertising & Promo Exp	3,650
	680066	4462	105240	Travel, Hotel & Meals	263
	680066	4463	105240	Education and Training	494
TO	680066	4614	105240	Other Chargeback Exp	5,565
:					

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of the Office for Aging in order to appropriate sufficient funds to various accounts to maximize reimbursement for the 06-07 WRAP, as requested by BF# 007083, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index</u> <u>Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	761304	1500	105203	Salaries – P/T	8,698
	761304	8010	105203	State Retirement	1,121
	761304	8030	105203	Social Security	635

	761304	8040	105203	Worker's Compensation	51
	761304	8050	105203	Life Insurance	14
	761304	8060	105203	Health Insurance	1,102
	761304	8063	105203	Disability Insurance	64
TO	761304	4461	105203	Mileage & Parking	600
:	761304	4610	105203	Personal Svcs Chgbks	11,085

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

RESOLUTION NO.800

Introduced by: Education, Culture and Recreation and Finance Committees

Seconded by: Mr. Kuzel

RESOLUTION AUTHORIZING AGREEMENTS WITH LOCAL LIBRARIES FOR THE DISTRIBUTION OF COUNTY LIBRARY AID FOR 2008

WHEREAS, the County has contributed financial support to various Public Libraries in Broome County to assist them with their annual operating costs, and

WHEREAS, it is the desire of this Legislature to distribute the 2008 budgeted library aid to said Public Libraries, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or her duly authorized representative to execute such agreements, approved as to form by the Department of Law, for the distribution of 2008 budgeted library aid in the manner described above to local libraries as follows:

<u>Library</u>	<u>Amount</u>
Deposit Free Library	\$ 4,886
G. F. Johnson Memorial	\$ 99,081
Lisle Free Library	\$ 12,656
Mary Wilcox Memorial	\$ 25,984
Moody Memorial (Fenton)	\$ 35,154
Nineveh Public Library	\$ 3,949
Vestal Public Library	\$240,558
Your Home Public Library	\$128,498
Total	\$550,766

and be it

FURTHER RESOLVED, said library aid shall be distributed in the following manner:

- Aid up to and including \$10,000 shall be distributed in one lump sum payment
- Aid between \$10,001 and up to and including \$50,000 shall be distributed in semi-annual payments
- Aid in excess of \$50,000 shall be distributed on a quarterly basis

Held over by Mr. Materese.

RESOLUTION NO.801

Introduced by: Public Safety and Emergency Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH MARK SILVERIO, DVM, CHENANGO ANIMAL HOSPITAL FOR VETERINARIAN SERVICES AND MEDICAL SUPPLIES FOR THE BROOME COUNTY DOG SHELTER FOR 2008

WHEREAS, this County Legislature, by Resolution 616 of 2006, authorized renewal of an agreement with Mark Silverio, DVM, Chenango Animal Hospital for veterinary services and medical supplies for the Broome County Dog Shelter at an amount not to exceed \$19,496, for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$20,000, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Mark Silverio, DVM, Chenango Animal Hospital, 1445 Front St., Binghamton, NY 13901 for veterinarian services and medical supplies for the Broome County Dog Shelter, for the Office of the Sheriff's canines and to provide reimbursement to the Broome County Health Department for rabies vaccines for the period January 1, 2008 through December 31, 2008, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480137.4742.101000 (Veterinary Services-Vaccinations), 031476.4742.101000 (Veterinary Services-Medical Supplies), and 450049.4742.101000 (Veterinary Services-Sheriff's canines), and be it

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

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

RESOLUTION NO.802

Introduced by: Public Safety and Emergency Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH SPEAK ANIMAL HOSPITAL FOR SPAY AND NEUTER SERVICES FOR ANIMALS AT THE FRONT STREET DOG SHELTER FOR 2008

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with SPEAK Animal Hospital for spay and neuter services for animals at the Front Street Dog Shelter at a cost not to exceed \$6,000, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary as SPEAK Animal Hospital has the ability to spay and neuter animals based on a set fee, rather than by weight, and is also able to provide early spay and neuter services for shelter animals, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with SPEAK Animal Hospital, 351 Flint Road, Binghamton, NY 13905, for spay and neuter services for animals at the Front Street Dog Shelter for the period January 1, 2008 through December 31, 2008, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 031476.4742.101000 (Veterinary Services), and be it

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

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

RESOLUTION NO.803

Introduced by: Public Safety and Emergency Services and Finance Committees
Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE CITY OF BINGHAMTON FOR BROOME COUNTY SECURITY TO PROVIDE SECURITY SERVICES AT BINGHAMTON CITY HALL FOR 2008

WHEREAS, this County Legislature, by Resolution 618 of 2006, authorized a renewal of an agreement with the City of Binghamton for security services at a rate of \$28.35 per hour for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, said agreement expires by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$29.93 per hour, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the City of Binghamton, 38 Hawley St., Binghamton, NY 13901 for Broome County Security to provide security services at Binghamton City Hall for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the City of Binghamton shall pay the County at a rate of \$29.93 per hour, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 030080.0027.101000 (Security Services), and be it

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

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

RESOLUTION NO.804

Introduced by: County Administration and Finance Committees
Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH NY PENN NUTRITION SERVICES, INC. FOR DIETITIAN CONSULTING SERVICES FOR THE DIVISION OF CENTRAL FOODS FOR 2008

WHEREAS, this County Legislature, by Resolution 681 of 2006, as amended by Resolution 616 of 2007, authorized renewal of the agreement with NY Penn Nutrition Services, Inc. for dietitian consulting services for the Division of Central Foods for a cost of \$8,181.25 plus \$155 for professional liability insurance reimbursement, total amount not to exceed \$8,336.25, for the period January 1, 2007 through January 31, 2008, and

WHEREAS, said agreement is necessary for dietitian consulting services at the Broome County Public Safety Facility, and

WHEREAS, said agreement expires by its terms on January 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for a cost of \$7,540 plus \$155 for professional liability insurance reimbursement, total amount not to exceed \$7,695, for the period February 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with NY Penn Nutrition Services, Inc., 74 LaGrange St., Binghamton, NY 13905 for dietitian consulting services for the Division of Central Foods for the period February 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$7,540 plus \$155 for professional liability insurance reimbursement, total amount not to exceed \$7,695 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230045.4741.251000 (Dietary Services), and be it

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

RESOLUTION NO.805

Introduced by: Finance and Public Works Committees
Seconded by: Mr. LaBare

RESOLUTION TO AMEND THE 2008 CAPITAL IMPROVEMENT PROGRAM

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

		Estimated Construction Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other*</u>	<u>County</u>
502392	Hooper Rd Turning Lane & Signal Upgrade	450,000	0	422,000	28,000

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2008	15	20c	0	28,000	

*Includes 80% Federal reimbursement for both projects and the Town of Union's 20% per an intermunicipal agreement.

Description: This project would fund a right turn lane at the intersection of Hooper Road and Country Club Rd in the Town of Union. The Town of Union also has a project to upgrade the signal lights at the intersections of Hooper Rd and Country Club Road and Hooper and Farm-to-Market Roads. In order to avoid a duplication of effort and significantly more disruptions to the traveling public this project will coordinate the construction.
 and be it

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to make a short term, non-interest bearing loan from the General Fund and /or the Enterprise Funds and Tobacco Funds to provide sufficient cash to proceed with the project until Federal and Town funds are received, and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

RESOLUTION NO.806

Introduced by: Public Works and Finance Committees
Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF UNION IN CONNECTION WITH THE CONSTRUCTION OF A TURNING LANE AND TRAFFIC SIGNAL IMPROVEMENTS ON HOOPER ROAD

WHEREAS, the Town of Union is preparing to make improvements to the traffic signals located at the intersections of Hooper and Country Club Roads and Hooper and Farm-to-Market Roads, and

WHEREAS, the County is preparing to construct a turning lane at the northwest corner of the intersection of Hooper and Country Club Roads, and

WHEREAS, each project has been approved by the New York State Department of Transportation and each project is eligible for eighty per-cent federal funding, and

WHEREAS, the County turning lane project and the Town signal project will both involve the same work area and require excavation at the same site, and

WHEREAS, in order to minimize disruption to traffic and eliminate duplication of effort during the construction of these projects it is desired to consolidate the project with the County being the lead agency, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the Town of Union in connection with the construction by the county of a turning lane at the northwest corner of the intersection of Hooper and Country Club Roads and the construction of traffic signal improvements by the Town of Union at the intersection of Hooper and Country Club Roads and the intersection of Hooper and Farm-to-Market Roads said agree to provide as follows:

1. Broome County shall be the lead agency on the project.
2. The Town of Union will provide specifications for the traffic signal improvement and Broome County will incorporate said traffic signal specifications with the bid specifications for the turning lane and advertise for and receive bids for the total project. The bids will be broken down as to those phases of the project that are the Town's project and those phases that are the County's project.
3. Broome County will enter into contracts for the combined project.
4. Broome County will provide construction supervision.
5. Broome County will pay the contractors in the first instance.
6. The Town will reimburse the County for its share of the project.
7. Each entity will defend and indemnify the other in connection with any actions or proceedings brought against the entity resulting from the negligence of the other entity.

and be it

FURTHER RESOLVED, the cost of the project, estimated to be \$450,000 is eligible for eighty per-cent federal reimbursement with the Town's total share estimated to be \$310,000 and the County's total share \$140,000, and be it

FURTHER RESOLVED, that the combined local share of the cost of construction in the amount of \$90,000 shall be paid from capital project budget line 502392 (2008 CIP Hooper Road Turning Lane & Signal Upgrade) with the Town to reimburse the County for the Town's share of the cost of construction, and be it

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

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

RESOLUTION NO.807

Introduced by: Public Safety and Emergency Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING ACCEPTANCE OF STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) GRANT FOR THE DEPARTMENT OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2007-2008

WHEREAS, the Sheriff requests authorization to accept a State Criminal Alien Assistance Program (SCAAP) Grant and adopt a program budget in the amount of \$19,198.92 for the period November 1, 2007 through October 31, 2008, and

WHEREAS, said program grant provides funds for one or more corrections purposes, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$19,198.92 from the United States Department of Justice, 950 Pennsylvania Ave., NW, Washington, DC 20530-0001, for the Department of the Sheriff's State Criminal Alien Assistance Program Grant for the period November 1, 2007 through October 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$19,198.92, and be it

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

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

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

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

RESOLUTION NO.808

Introduced by: Education, Culture and Recreation and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF THE BROOME COUNTY LIBRARY TRUST ACCOUNT

WHEREAS, the Broome County Public Library operates for the benefit of Broome County's residents, and

WHEREAS, the County of Broome provides financial services to the Broome County Public Library including bookkeeping and accounting services, and

WHEREAS, the Broome County Library expects to receive various donations, endowments, bequests, gifts and grants, and

WHEREAS, the Broome County Library has requested that a trust account be created to administer and disburse said funds, and

WHEREAS, the Commissioner of Finance concurs with establishing a trust account for said funds, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the establishment of a trust account called the "Broome County Public Library Trust Fund Account" for the Broome County Public Library's use, and be it

FURTHER RESOLVED, that the administration of said funds shall be in accordance with all laws, rules and procedures governing the use of trust accounts created by the County Legislature, and be it

FURTHER RESOLVED, that the Commissioner of Finance and County Comptroller are hereby authorized and directed to take any and all necessary steps required to effectuate the intent and purpose of this resolution.

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

RESOLUTION NO.809

Introduced by: Transportation and Rural Development Committee

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING TEMPORARY ONE (1) AND TWO (2) TERMS FOR THE MEMBERS OF THE GREATER BINGHAMTON AIRPORT ADVISORY BOARD

WHEREAS, the Airport Advisory Board was established in 1987 with the purpose of tendering advice on the administration and development of the Edwin A. Link Field, and for such other related purposes as the County Executive shall from time to time deem advisable, and

WHEREAS, by Resolution 195 of 1987, the County Legislature deemed that the fifteen (15) members of the Airport Advisory Board would be appointed by the County Executive and would serve a term of three (3) years, and

WHEREAS, as a result of board member changeover since its inception, board expiration dates are uneven resulting in high levels of board appointments in one particular year and few in others, and

WHEREAS, in an effort to address the appointment fluctuation, it is necessary to stagger the appointments scheduled for 2008, and

WHEREAS, the Commissioner of Aviation requests authorization to temporarily allow one (1) and two (2) year terms for the members of the Board in addition to the three (3) year terms that are in place, causing an equalizing impact resulting in a more consistent number of annual appointments, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the temporary allowance of one (1) and two (2) year terms for members of the Greater Binghamton Airport Advisory Board in addition to the three (3) year terms that are in place, and be it

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

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

RESOLUTION NO.810

Introduced by: Transportation and Rural Development and Finance Committees

Seconded by: Mr. Shafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION (NOAA) FOR WATER AND SEWER SERVICE TO THE NATIONAL WEATHER SERVICE OFFICE AT THE GREATER BINGHAMTON AIRPORT FOR 2007-2012

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with National Oceanic and Atmospheric Administration (NOAA) for water and sewer service to the National Weather Service office at the Greater Binghamton Airport at a cost of \$0.08 per cubic foot of water and \$0.01 per cubic foot of sewage, for the period October 1, 2007 through September 30, 2012, and

WHEREAS, said services are necessary to provide water and sewer service to the National Weather Service Office at the Greater Binghamton Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with National Oceanic and Atmospheric Administration (NOAA), Eastern Regional Acquisition Division, 200 Granby Street, Norfolk, VA 23510, for water and sewer service to the National Weather Service office at the Greater Binghamton Airport for the period October 1, 2007 through September 30, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County at the rate of \$0.08 per cubic foot of water and \$0.01 per cubic foot of sewage, with an escalation increase every twelve months for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 210195.0127.207000 (Other Charges), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

RESOLUTION NO.811

Introduced by: Finance Committee

Seconded by: Mr. Howard

RESOLUTION AMENDING A BOND RESOLUTION DATED DECEMBER 18, 2003 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME, NEW YORK ON SAID DATE WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, the Bond Resolution adopted by this County Legislature on December 18, 2003 (Resolution 03-608) set forth a Transit Coach Replacement at \$2,250,000 and

WHEREAS, the costs are now estimated to be \$3,180,000, and

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

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

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

<u>Project Name</u>	<u>PPU/LFL Section 11:00</u>	<u>Maximum Estimated Cost</u>
Transit Coach Replacement	5/32	\$3,180,000

Section 2. Section 3(a) of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$930,000 to \$3,180,000 and with amount of serial bonds to be issued increased by \$930,000 to \$12,484,999.

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

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

RESOLUTION NO.812

Introduced by: Finance Committee

Seconded by: Mr. LaBare

RESOLUTION AMENDING A BOND RESOLUTION DATED JANUARY 18, 2007 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME, NEW YORK ON SAID DATE WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

Whereas, the Bond Resolution adopted by this County Legislature on January 18, 2007 (Resolution 07-46) set forth a Replace Arena Window – Wall at North project at \$360,000 and

Whereas, the costs are now estimated to be \$500,000, and

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

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

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

<u>Project Name</u>	<u>PPU/LFL Section 11:00</u>	<u>Maximum Estimated Cost</u>
Replace Arena Window- Wall at North	25/32	500,000

Section 2. Section 3(a) of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$140,000 to \$500,000 and with amount of serial bonds to be issued increased by \$140,000 to \$12,553,122.

Section 3. This Resolution to the extent inconsistent with Resolution 46 of 2007 supersedes and amends said prior bond resolution.

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

RESOLUTION NO.813

Introduced by: Finance Committee

Seconded by: Mr. Schofield

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH SEVERAL CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2008

WHEREAS, the County has contributed financial support to numerous agencies and organizations involved in various fields of endeavor which benefit, aid or assist with the many needs of the broad spectrum of the Broome County community, and

WHEREAS, it is the desire of this Legislature to give approval for the execution of the contracts with such agencies, said contracts to be in general form heretofore used, subject to and conditioned upon the financial allocations made and accounting procedure prescribed by the County Law Department to each respective contract agency in the 2008 Broome County Budget, and

WHEREAS, said financial support shall be distributed in the following manner:

- Aid up to and including \$10,000 shall be distributed in one lump sum payment
- Aid between \$10,001 and up to and including \$50,000 shall be distributed in semi-annual payments
- Aid in excess of \$50,000 shall be distributed on a quarterly basis,

now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or her duly authorized representative to execute such agreements, approved as to form by the Department of Law, with the contract 2008 Broome County Budget as follows:

<u>Agency</u>	<u>Amount</u>	<u>Index</u>	<u>Subobject</u>	<u>Project</u>
Broome County Arts Council	180,351	910018	5008	101000
Broome County Convention Bureau	400,000	910158	5060	101000
Broome County Historical Society	32,550	910067	5051	101000
Broome County Soil & Water Conserv District	78,120	910109	5054	101000
Four County Library System	37,000	910059	5062	101000
Southern Tier Zoological Society	375,000	910026	5064	101000
Total	\$1,103,021			

and be it

FURTHER RESOLVED, that said contract shall be in form substantially similar to those used in prior years for each specific agency conditioned upon and limited to the monetary amount and funding distribution criteria as set forth herewith and/or as approved in the 2008 County Budget, and to be subject to any necessary approvals required by the State or Federal Government or for any

other valid reason which may require the approval of Federal or State government and to be conditioned upon the submission and filing with the Clerk of this said Legislature and County Executive a written annual report, detailing the agency's use of these funds received from the County during the previous calendar year, and be it

FURTHER RESOLVED, that each agency receiving funds from Broome County Government shall be subject to annual audits by the County Comptroller and shall provide, upon the request of the County Executive, all documents pertaining to or dealing with current and/or past individual program funding, and be it

FURTHER RESOLVED, that any contract that provides for payment on a single lump sum basis, said annual report shall be filed before the lump sum payment is released and any contract which provides for two or more periodic payments during the contract term, said annual report shall be filed prior to the release of the second payment provided for by said contract and such payments are further subject to the provisions of Resolutions 262 of 1978 and 243 of 1979. Motion by Mr. Schofield, seconded by Mr. Howard, to amend the Broome County Convention Bureau amount from \$400,000 to \$450,000.

Amendment defeated. Ayes-8, Nays-9 (Materese, Sanfilippo, Hutchings, LaBare, Cleary, Garnar, Reynolds, Buchta, Whalen), Absent-2 (Marinich, Herz)

Resolution as introduced carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

RESOLUTION NO.814

Introduced by: Health and Human Services and Finance Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING RENEWAL OF THE ELDER ABUSE OUTREACH PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 699 of 2006, authorized and approved the renewal of the Elder Abuse Outreach Program Grant for the Office for Aging and adopted a program budget in the amount of \$146,041 for the period January 1, 2007 through December 31, 2007, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$150,403 for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$91,600 from the Broome County Department of Social Services for the Office of Aging's Elder Abuse Outreach Program Grant for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$150,403, and be it

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

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

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

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

RESOLUTION NO.815

Introduced by: Finance and Health and Human Services Committees

Seconded by: Chairman Whalen

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR HEALTH DEPARTMENT

RESOLVED, that in accordance with a request from the Public Health Director, in order to appropriate sufficient funds to various accounts for the 07/08 Broome Enhanced Water Grant, as requested by BF# 007011 and 7012; this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	480376	1000	105301	Salaries – Full Time	120
	480376	1500	105301	Salaries – Part Time	1,645
	480376	8010	105301	State Retirement	1,492
	480376	8030	105301	Social Security	250
	480376	8040	105301	Workers Compensation	208
	480376	8050	105301	Life Insurance	12
	480376	8063	105301	Disability Insurance	23
	480376	8070	105301	Unemployment Insurance	1,259
TO:	480376	4462	105301	Travel/Hotel/Meals	500
	480376	4615	105301	Gasoline Chargeback	1,631
	480376	4616	105301	Fleet Svcs Chargeback	2,000
	480376	4626	105301	Transportation Chargeback	50
	480376	8060	105301	Health Insurance	828

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

RESOLUTION NO.816

Introduced by: Finance Committee

Seconded by: Mr. Garnar

BOND RESOLUTION DATED

RESOLUTION AUTHORIZING THE ISSUANCE OF \$17,565,638 BONDS OF THE COUNTY OF BROOME, NEW YORK, TO PAY THE COST OF VARIOUS CAPITAL PROJECTS

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

Section 1. The following are the classes of objects or purposes or specific objects or purposes to be financed by the County of Broome, New York, pursuant to this resolution, the

maximum estimated costs thereof, and the subdivisions of Section 11.00 (a) of the Local Finance Law and periods of probable usefulness applicable thereto:

<u>Project Name</u>	<u>PU/LFL Section 11.00</u>	<u>Maximum Estimated Cost</u>
Airport Hangar Renovations	10/14	\$ 360,000
Airport Taxiway Rehabilitation-Construction	10/14	3,000,000
Airport Corporate Hangar Improvements	10/14	301,250
BCC Feasibility Study	5/62(a)	50,000
BCC Energy Management Improvements	5/35	207,000
BCC Roof Replacement Phase II	15/12(2)	621,000
BCC West Gym Bleachers	5/32	260,000
Upgrade Watershed Dam 23 (Savin-2)	10/3	1,000,000
Watershed Regulatory Compliance Part 1	10/3	150,000
County Building Renovations	5/35	150,000
Petroleum Bulk Storage	5/32	250,000
Public Safety Facility Repairs/Renovations/Maintenance	5/35	75,000
Systematic Roof Replacement at County Facilities	15/12(2)	100,000
Highway-Fire Alarm Suppression System	10/56	36,000
Highway Reconstruction/Rehabilitation	15/20(c)	1,750,000
Colesville Road Bridge Replacement	20/10	1,250,000
Unanticipated Bridge Repairs	20/10	250,000
Highway Equipment Replacement	15/28	915,000
Network Switches & PC Replacement	5/32	805,000
Greenwood Park Construction –Facilities	15/19(c)	200,000
Parks Equipment Replacement	15/28	75,000
Arena Repairs/Renovation	5/35	100,000
Arena Roof Systems Repair/Resurfacing	5/35	200,000
Arena Spotlights	5/32	30,000
Forum Marquee	5/32	65,000
Forum Repairs/Renovations	5/35	190,000
Forum Sound System	5/32	80,000
Forum Increase Rigging Load Capacity	5/32	50,000
Fleet Servicing Equipment Upgrade –Transit	5/32	248,000
Parking Lot Enhancements-Transit	10/20	107,000
Parking Shelter – Para transit Fleet	25/11(b)	120,000
Public Transit Facility Improvements	5/35	332,730

Storage Facility Heating System - Transit	10/13	87,000
Support Vehicle Replacement - Transit	5/29	151,000
Support Vehicle Storage – Transit	25/11(b)	170,000
Portable Radio Replacement – Sheriff	10/25	30,045
Colesville Landfill Remediation (Part 2)	25/6	100,000
Design Sect III Closure – Solid Waste	5/62	275,000
Landfill Equipment	10/6	440,000
Landfill Rain Cap Section IV	20/6(a)	200,000
Pilot Food Composting Program – Solid Waste	20/6(a)	50,000
Scale House Road and Facility	25/6	2,000,000
Solid Waste Management Plan Update	5/62	250,000
HVAC Repairs – Willow Point Nursing Home	10/13	125,000
Kiosk Stations – Willow Point Nursing Home	5/32	80,000
Resident Furniture/Room Care Equipment- WPNH	5/32	40,000
Renovations/Repairs – Willow Point Nursing Home	5/35	195,000
Repairs/Renovations – Library	5/35	14,928
Equipment - Library	5/32	<u>29,685</u>
TOTAL		\$17,565,638

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

Section 3. The aggregate maximum estimated cost of the aforesaid classes of objects or purposes or specific objects or purposes is \$17,565,638 and the plan for financing thereof is by the issuance of \$17,565,638 bonds of said County, hereby authorized to be issued therefore pursuant to the Local Finance Law, by application of \$4,225,987 received from the Federal government in the following monies and allocated in their entirety to the following projects: \$2,475,987 for the Airport Taxiway Rehabilitation Construction, \$750,000 for the Upgrade Watershed Dam 23 (Savin-2), \$1,000,000 for the Colesville Road Bridge Replacement, there being anticipated \$2,950,717 received from State government in the following amounts and allocated entirely to the following projects; \$300,000 for Airport Hangar Renovations, \$63,487 for the Taxiway Rehabilitation Construction Project; \$103,500 for BCC Energy Management Improvements, \$310,500 for the BCC Roof Replacement Phase II Project, \$130,000 for the West Gym Bleacher Replacement; \$32,500 for the Forum Marquee Project, \$95,000 for Forum Repairs/Renovation, \$40,000 for the Forum Sound System Project; \$248,000 for the Transit Fleet Servicing Equipment Upgrade, \$107,000 for the Transit Parking Lot Enhancement Project, \$120,000 for the Parking Shelter for Para transit Fleet Project, \$332,730 for the Public Transit Facility Improvement Project, \$87,000 for the Transit Storage Facility Heating System Project, \$151,000 for the Transit Support Vehicle Replacement, \$170,000 for the Support Vehicle Storage Project; \$50,000 for the Colesville Landfill Remediation (Part 2) Project, \$110,000 for Landfill Equipment and

\$500,000 for the Scale House, Road and Facility Project, provided however, that the amounts of bonds to be issued shall be reduced to the extent of Federal and/or State grants received in connection therewith, provided further that the County Executive may appropriate any undesignated general fund balance remaining for fiscal year 2007 to reduce the amount of bonds to be issued hereunder.

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

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

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

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

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

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

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

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

Carried. Ayes-16, Nays-1 (Schofield), Absent-2 (Marinich, Herz)

RESOLUTION NO.817

Introduced by: Finance and County Administration Committees

Seconded by: Mr. Cleary

RESOLUTION AMENDING THE 2007 CAPITAL IMPROVEMENT PROGRAM

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

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Estimated Cost:</u>			<u>Federal/Other</u>	<u>County</u>
		<u>Total</u>	<u>State</u>			
501501	Computer Equipment Replacement & Update Technology	400,000	0		0	400,000
		Local Finance Law Section 11			How Financed:	
		<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
		2007	5	32	400,000	0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Estimated Cost:</u>			<u>Federal/Other</u>	<u>County</u>
		<u>Total</u>	<u>State</u>			
501501	Computer Equipment Replacement & Update Technology	420,000	0		0	420,000
		Local Finance Law Section 11			How Financed:	
		<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
		2007	5	32	400,000	20,000

Description: To increase the project to include the monies from the 2007 operating fund. This is necessary as the content manager tool incorporation into the website will not be completed in 2007.

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to make a short term, non-interest bearing loan from the General Fund and /or the Enterprise Funds to provide sufficient cash to proceed with the projects until Federal and State Aid or bond proceeds are received, and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

RESOLUTION NO.818

Introduced by: Transportation and Rural Development and County Administration Committees

Seconded by: Mr. Kuzel

RESOLUTION AUTHORIZING BROOME COUNTY SCHOOL DISTRICT STUDENTS FREE PUBLIC TRANSPORTATION TO ATTEND THE STOP-DWI EVENTS ON DECEMBER 27 AND 28, 2007

WHEREAS, the Broome County STOP-DWI program will be hosting, on December 27, 2007, a Skills Event and a Double Dutch Performance, and on December 28, 2007, the STOP-DWI Basketball tournament, and

WHEREAS, it is desired that students in Broome County school districts be given the opportunity to attend these events without the added expense of transportation, and

WHEREAS, the Commissioner of Public Transportation requests authorization to offer free public transportation for Broome County school district students, when showing their school ID's to any BC Transit fixed route bus driver, on December 27 and December 28, 2007, and

WHEREAS, said services are necessary to give students in Broome County school districts the opportunity to attend the STOP-DWI events that are being hosted in the Binghamton High School and the Broome County Veterans Memorial Arena, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes free public transportation on BC Transit to Broome County school district students, when showing their school ID's, to the Binghamton High School and Broome County Veterans Memorial Arena to attend the STOP-DWI events to take place on December 27 and 28, 2007, and be it

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

Motion by Mr. Kuzel, seconded by Mr. Hutchings, to amend the dates of free transportation to December 27, 28, 29, and 30.

Amendment carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

Resolution as amended carried. Ayes-17, Nays-0, Absent-2 (Marinich, Herz)

Mr. Cleary made a motion to adjourn, seconded by Mr. Cleary. **Motion to adjourn carried.** The meeting was adjourned at 7:20 p.m.

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