

**2010
Journal of Proceedings**



**County Legislature
of the
County of Broome
State of New York**

**Daniel D. Reynolds
Chairman**

**Eric S. Denk
Clerk**

**Carol L. Hall, Deputy Clerk
Joanna M. Kamin/Jennifer K. Royer, Second Deputy Clerk**

Christopher H. Marion, Legislative Assistant

**Joseph J. Sluzar
County Attorney**

**The 2009-2010 Legislature of Broome County
Daniel D. Reynolds — Chairman of Legislature**

Gene E. LaBare — Majority Leader

Jerry F. Marinich — Minority Leader

District	Name	Address	Area Representing
1	Mark R. Whalen	11 The Arena Binghamton, NY 13903	City of Binghamton
2	Timothy P. Cleary *Joseph A. Merrill	52 Leroy Street Binghamton, NY 13905 73 Prospect Street Binghamton, NY 13905	City of Binghamton
3	Jason T. Garnar	564 Chenango Street Binghamton, NY 13901	City of Binghamton Town of Dickinson
4	Joseph S. Sanfilippo	44 Crestmont Road Binghamton, NY 13905	City of Binghamton
5	John F. Hutchings	2 Christopher Street Binghamton, NY 13903	City of Binghamton Towns of Binghamton & Vestal
6	Suzanne Messina	121 Horan Road Vestal, NY 13850	Towns of Binghamton, Conklin and Vestal
7	Marchie Diffendorf	483 Gorman Road Kirkwood, NY 13795	Towns of Kirkwood, Conklin and Windsor
8	Wayne L. Howard	P.O. Box 9 Port Crane, NY 13833	Towns of Barker, Chenango, Dickinson and Fenton
9	Stephen Herz	787 NY Route 79 Windsor, NY 13865	Towns of Colesville, Sanford and Windsor
10	Jerry F. Marinich	40 Clearview Place Binghamton, NY 13901	Town of Chenango
11	Ronald J. Keibel	P.O. Box 395 Whitney Point, NY 13862	Towns of Barker, Lisle, Maine, Nanticoke and Triangle
12	Donald T. Moran	39 Terrace Drive Binghamton, NY 13905	City of Binghamton Village of Johnson City Town of Dickinson
13	Matthew J. Pasquale	512 Irving Avenue Endicott, NY 13760	Village of Endicott Town of Union
14	Richard A. Materese	1425 Campville Road Endicott, NY 13760	Village of Endicott Town of Union
15	Gene E. LaBare	709 Monforte Drive Endicott, NY 13760	Town of Union
16	Mario M. Nirchi	2924 Northwood Drive Endwell, NY 13760	Towns of Maine and Union
17	Suzann W. Buchta	33 Third Street Johnson City, NY 13790	Village of Johnson City Town of Union
18	Barry Klipsch	1620 Butternut Drive Vestal, NY 13850	Town of Vestal
19	Daniel D. Reynolds	2404 Charleston Avenue Vestal, NY 13850	Town of Vestal

*Mr. Merrill was appointed March 18th to fill the unexpired term of Mr. Cleary.

Front Row: Jerry F. Marinich, Daniel D. Reynolds, Gene E. LaBare

Second Row: Eric. S. Denk, Stephen D. Herz, Matthew J. Pasquale, Jennifer K. Royer, Carol L. Hall,
Suzann W. Buchta, Joanna Kamin, Suzanne Messina, Mario M. Nirchi, Wayne L. Howard, Christopher H. Marion

Third Row: Barry Klipsch, Mark R. Whalen, Timothy P. Cleary, Marchie Diffendorf, Ronald J. Keibel Donald T. Moran,
Richard A. Materese, Jason T. Garner, John F. Hutchings

Absent: Joseph S. Sanfilippo

How This Journal is Organized

This Journal of Proceedings is produced annually by the Broome County Legislature as a documented record of the Legislature's activities. It serves as a permanent and accurate record for members of the Legislature, other County officials, and the general public. Additionally, this Journal also contains budget information for the County, Broome Community College and each of the County's 16 towns, the County's annual financial report, salary schedules, and tax levies.

This journal is divided into two major sections:

Part 1. This section comprises the major portion of the Journal, containing the minutes of every general and special session of the County Legislature. The minutes include a record of all communication with the Legislature, including but not limited to petitions, notices, and reports. The minutes also include every resolution and local law presented to the full Legislature and the action taken, including the recorded votes.

Part 2. This section is comprised of a group of Appendixes containing information about the County related to the cost of running Broome County Government and Broome Community College. The information includes:

- ◆ Summary of the Broome County Budget
- ◆ Summary of the Broome Community College Budget
- ◆ Summary of Broome County's Comprehensive Annual Financial Statement
- ◆ Summary of all Town budgets
- ◆ Summary of the salaries for all elected County officials, and the salary schedules for all regular and part-time county employees
- ◆ A listing of the County tax levy for the City of Binghamton and each of the 16 towns in the County

2010 Legislative Committee Assignments

County Administration

Gene LaBare, Chair

Ron Keibel
Mario Nirchi

Donald Moran
Mark Whalen

Economic Development and Planning

Jason Garnar, Chair

Timothy Cleary/Joseph Merrill
John Hutchings

Ron Keibel
Stephen Herz

Education, Culture and Recreation

Suzann Buchta, Chair

Wayne Howard
Richard Materese

Barry Klipsch
Suzanne Messina

Finance

Mark Whalen, Chair

Stephen Herz
Gene LaBare

Barry Klipsch
Jerry Marinich

Human Services

Joseph Sanfilippo, Chair

Jason Garnar
Mario Nirchi

Suzanne Messina
Matthew Pasquale

Personnel

**Timothy Cleary/Donald Moran, Chair

Barry Klipsch
**Donald Moran/Joseph Merrill

Jerry Marinich
Joseph Sanfilippo

Public Health and Environmental Protection

Mario Nirchi, Chair

Suzann Buchta
Matthew Pasquale

Gene LaBare
Joseph Sanfilippo

Public Safety and Emergency Services

Richard Materese, Chair

Marchie Diffendorf
Suzanne Messina

Jerry Marinich
Mark Whalen

Public Works

John Hutchings, Chair

Jason Garnar
Richard Materese

Wayne Howard
Donald Moran

Transportation and Rural Development

Stephen Herz, Chair

Suzann Buchta
Marchie Diffendorf

**Timothy Cleary/Joseph Merrill
Suzanne Messina

**Committee changes due to Mr. Cleary's resignation

BARBARA J. FIALA, COUNTY EXECUTIVE

Patrick J. Brennan, Deputy County Executive for Physical Services

Darcy M. Fauci, Deputy County Executive for Administration and Human Services

Department

Department Head

Aging, Office for	Kathleen Bunnell, Director
Audit & Control	Alex J. McLaughlin, Comptroller
Aviation	Carl Beardsley, Commissioner
Broome Community College	Dr. Kevin Drumm, President
Budget & Research	Marie Kalka, Director
Central Foods	Michelle Haus, Director
Community Alternative Systems Agency	Michelle M. Berry, Director
County Clerk	Richard R. Blythe
County Attorney	Joseph J. Sluzar
District Attorney	Gerald F. Mollen
Dog Shelter	Vicki L. Bugonian, Manager
Emergency Services	Brett Chellis, Director
Employment & Training	Terry Stark, Program Director
Finance	Jerome Z. Knebel, Commissioner
Health	Claudia A. Edwards, Director
Historian	Gerald R. Smith
Information Technology	Kim S. McKinney, Director
Library	Lisa Wise, Director
Mental Health	Arthur R. Johnson, Commissioner
Nursing Home (Willow Point)	Steven Reagan, Administrator
Parks & Recreation	Ed Hart, Deputy Commissioner
Personnel	Michael Klein, Personnel Officer
Planning & Economic Development	Frank Evangelisti, Acting Commissioner
Probation	Lorraine Wilmot, Acting Director
Public Defender	Jay L. Wilbur, Public Defender
Public Transportation	George Bagnetto, Commissioner
Public Works	Patrick Brennan, Acting Commissioner
Public Works-Buildings & Grounds	Harold Miller, Deputy Commissioner
Purchasing	Janet Laszewski, Agent
Real Property Tax Service	Kevin Keough, Director
Risk & Insurance	Robert E. Murphy, Manager
Security	James Dadamio, Director
Sheriff	David E. Harder
Social Services	Arthur R. Johnson, Commissioner
Solid Waste Management	Daniel A. Schofield, Deputy Commissioner
STOP-DWI Program	James F. May, Coordinator
Veterans Services	Brian J. Vojtisek, Director
Weights and Measures	Steve Austenfeld, Director
Youth Bureau	Beth Roberts/Joanna Kamin, Executive Director

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**BROOME COUNTY LEGISLATURE
REGULAR SESSION
JANUARY 21, 2010**

The Legislature convened at 5:00 p.m. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-19, Absent-0.

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

Mr. Materese made a motion, seconded by Mr. Sanfilippo, that the Regular and Special Session minutes of December 29, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-19, Nays-0, Absent-0.

Mr. Reynolds noted that the committee minutes for the period December 29, 2009 through January 20, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Garnar, seconded by Mr. Pasquale. **Carried**, Ayes-19, Nays-0, Absent-0.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Materese, Mr. Pasquale and Mr. LaBare were invited to the podium to present a proclamation to Union-Endicott Girls Soccer Players Kylie Strom, Liz Dwornik and Brittain Wagner and Coach Stepanovsky.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala
 - 1. Appointments to the Fire Advisory Board
 - 2. Appointment to the Environmental Management Council

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds
 - 1. Designation for Hon. Barry Klipsch – 12/29/2009
 - 2. Appointment for Hon. Suzanne Gorman Messina replacing Hon. John Hutchings on the Human Services Committee – 12/31/2009
 - 3. Designation for Hon. Wayne Howard – 1/11/2010
 - 4. Designation for Hon. Mark Whalen – 1/11/2010
 - 5. Designation for Hon. Jason Garnar – 1/11/2010
 - 6. Designation for Hon. Barry Klipsch – 1/13/2010

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None
- B. Communications:
 - 1. Coughlin & Gerhart LLP, Application for Special Use Permit re: Verizon Wireless on 247 Pitkin Hill Road, Town of Maine
 - 2. County Clerk Appointments for 2010-2013
 - 3. Office of the Sheriff – Final Checklist Cycle 1 Exit Meeting
 - 4. BC Budget Office – 2010 Adopted Budget
 - 5. BC Capital Improvements Program 2010-2015
 - 6. NYS Dept. of Taxation & Finance Mortgage Expense Request 4/1/2010 - 3/31/2011

7. BC Soil & Water Conservation District Director's Meeting Minutes 12/15/2009
8. Town of Kirkwood Notice of Public Hearing 1/26/2010

C. Notices:

1. Legislature – BC Agricultural & Farm Land Protection Board Meeting 1/20/2010
2. Legislature – Finance Committee Meeting – 12/29/2009

D. Reports:

1. BC Historian, Gerald R. Smith-2009 Annual Report

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

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 655

By Economic Development and Planning and Finance Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BINGHAMTON LOCAL DEVELOPMENT CORPORATION (BLDC) FOR BROWNFIELD REMEDIATION FUNDING FOR THE FIRST WARD NEIGHBORHOOD SQUARE REDEVELOPMENT PROJECT FOR 2009-2010

Mr. Garnar made a motion, seconded by Mr. Cleary to amend the 3rd Whereas paragraph to delete "Pre-Nomination Study" and replace with "Nomination Study (Step II). **Amendment carried.** Ayes-19, Nays-0. **Resolution as amended carried.** Ayes-18, Nays-1 (Keibel)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 1

By County Administration and Finance Committees Seconded by Mr. Howard
RESOLUTION INCREASING THE PERCENTAGE OF THE PREMIUM FOR HEALTH INSURANCE COVERAGE PAID BY COUNTY LEGISLATORS AS PART TIME ELECTED OFFICIALS

WHEREAS, Resolution 445 of 2003, the Broome County Employee Handbook, section 802 provides that elected officials are eligible for inclusion in the County health insurance program upon commencement of office, and

WHEREAS, Section 802 states that the County will pay a percentage, as determined and specified by the County Legislature, of the premium for individual or family health insurance coverage, and

WHEREAS, the health insurance employee contribution of Broome County Legislators and Board of Elections Commissioners is currently 15% of the premium, and

WHEREAS, part-time employees who are funded through a 1500 budget line (Salaries Part-Time) and are regularly scheduled to work more than half-time and who enroll in the County's health insurance program currently contribute 50% towards the cost of the health insurance premium, and

WHEREAS, it is the desire of this Legislature to standardize the health insurance premium contribution rate of future Broome County Legislators and Election Commissioners with the rate of other part-time employees, now, therefore, be it

RESOLVED, that all Broome County Legislators and Board of Election Commissioners who participate in the County's health insurance program shall contribute 50% of the premium for individual or family health insurance coverage in the County's health insurance program, and be it

FURTHER RESOLVED, Broome County Legislators and Board of Election Commissioners who participate in the County's health insurance program and contribute at the

rate set by the County for employees funded through a 1000 budget line (Salaries Full-Time) prior to the effective date of this Resolution shall continue to contribute at the rate set by the County for employees funded through a 1000 budget line (Salaries Full-Time), and be it

FURTHER RESOLVED, that the terms of the Resolution shall apply to any Broome County Legislator or Board of Elections Commissioner who has a break in service with the County after the effective date of this Resolution and returns at a later date, and be it

FURTHER RESOLVED, that the terms of this Resolution shall not apply to Broome County Legislators and Board of Elections Commissioners who have retired prior to the effective date of this Resolution and are currently members of the County's retiree health insurance program, and be it

FURTHER RESOLVED, that this Resolution shall take effect upon the commencement of the next ensuing respective terms of Broome County Legislators and Board of Elections Commissioners.

Held over by Mr. Moran.

RESOLUTION NO. 2

By Human Services Committee

Seconded by Mr. Sanfilippo

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

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

<u>NAME</u>	<u>TERM EXPIRING</u>
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Alison Alden 98 Monkey Run Road Port Crane, NY 13833	12/31/2012
--	------------

Nita Baldwin 1 Hancock Street Binghamton, NY 13903	12/31/2012
--	------------

Lynne Esquivel 14 Devon Drive Endicott, NY 13760	12/31/2012
--	------------

Michael Hilla P.O. Box 332 Endicott, NY 13760	12/31/2012
---	------------

Erik Jensen 30 Rush Avenue Binghamton, NY 13903	12/31/2012
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Dave Nemas 627 Chenango Street Binghamton, NY 13901	12/31/2012
---	------------

Phill Ginter 3 Ayers Street Binghamton, NY 13905	12/31/2012
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WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions by Resolution 163 of 1971 and Resolution 133 of 1976, confirms the appointment of the above-named individuals to

membership on the Broome County Youth Bureau Advisory Board for the term indicated, in accordance with their appointment by the County Executive.

Carried, Ayes-19, Nays-0.

RESOLUTION NO. 3

By County Administration & Finance Committees

Seconded by Mr. Herz

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 2010

WHEREAS, this County Legislature, by Resolution 631 of 2008, 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, 2009 through December 31, 2009, and

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

WHEREAS, said agreement expired by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with a minimal cost to Broome County for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of 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 Clerk's Office-DMV for the period January 1, 2010 through December 31, 2010, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 04020001.6004023 (Buildings and Grounds 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-19, Nays-0.

RESOLUTION NO. 4

By County Administration and Finance Committees

Seconded by Ms. Messina

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 2010

WHEREAS, this County Legislature, by Resolution 630 of 2008, 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 January 1, 2009 through December 31, 2009, and

WHEREAS, said services are necessary for the County to operate a satellite DMV Unit in Conklin, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with minimal cost to the County, for telephone, computer and cable services and equipment for the term of the agreement, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the 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 unit for the period January 1, 2010 through December 31, 2010, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 04020001.6004023 (Buildings and Grounds 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-19, Nays-0.

RESOLUTION NO. 5

By County Administration, Education, Culture and Recreation and Finance Committees
Seconded by Ms. Messina

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 2 OF 2010, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 158 OF THE BROOME COUNTY CHARTER AND CODE REGARDING FEES AND CHARGES"

RESOLVED, that Local Law Introductory No. 2 of 2010, entitled: "A Local Law Amending Chapter 158 of the Broome County Charter and Code Regarding Fees and Charges," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRODUCTORY NO. 2 Of 2010

"A LOCAL LAW AMENDING CHAPTER 158 OF THE BROOME COUNTY CHARTER AND CODE REGARDING FEES AND CHARGES"

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

Section 1 §158-4 Fees and charges, as amended, be and hereby amended as follows:

- A. (Reserved)
- B. Camping
 - (1) Nonelectric site: **Greenwood: \$17 per night**
 - [(a) Greenwood: \$15 per night]**
 - (2) **[Electricity at site: additional \$3 per night]**
Electric site: Greenwood : \$21 per night
 - (3) Reservation fee: \$5 **(Per site/per stay)**

Section 2 This Local Law shall become effective upon filing with the Secretary of State.

Material in **[bold brackets]** deleted

Material in **bold underlined** added

Carried, Ayes-19, Nays-0.

RESOLUTION NO. 6

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

RESOLUTION AUTHORIZING AN INTER-MUNICIPAL AGREEMENT BETWEEN THE TOWN OF TRIANGLE AND THE BROOME COUNTY DEPARTMENT OF PARKS AND RECREATION FOR USE OF TOWN PROPERTY FOR 2010

WHEREAS, the Deputy Commissioner of Parks and Recreation requests authorization for an inter-municipal agreement between the Town of Triangle and the Broome County Department of Parks and Recreation for use of Town property for January 30, 2010 with an alternative date of February 13, 2010, at no cost to the County, and

WHEREAS, said agreement will provide off-site parking at the Town of Triangle Highway Garage during the Crappie Derby on January 30, 2010, with an alternative date of February 13, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an inter-municipal agreement between the Town of Triangle, PO Box 289, 2612 Liberty Street, Whitney Point, New York 13862 and the Broome County Department of Parks and Recreation for use of Town property on January 30, 2010 with an alternate date February 13, 2010, at no cost to the County, 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-19, Nays-0.

RESOLUTION NO. 7

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Materese
RESOLUTION AUTHORIZING ACCEPTANCE OF A JOINT LAW ENFORCEMENT OPERATIONS PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, the Sheriff requests authorization to accept a Joint Law Enforcement Operations Program Grant and adopt a program budget in the amount of \$22,000 for the period October 6, 2009 through September 30, 2010, and

WHEREAS, said program grant provides funds for fuel and vehicle retrofitting of two vehicles used to support joint law enforcement operations and Marshals Service Fugitive Task Forces, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$22,000 from the United States Marshals Service, 100 South Clinton Street, Syracuse, New York 13261 for the Office of the Sheriff's Joint Law Enforcement Operations Program Grant for the period October 6, 2009 through September 30, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$22,000, 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.

Mr. Materese made a motion, seconded by Ms. Messina to amend the 1st Resolved paragraph to read "...acceptance of \$22,000, one 2010 Chevrolet Impala and one 2010 Chevrolet Tahoe..."

Amendment carried. Ayes-19, Nays-0. **Resolution as amended**. Ayes-19, Nays-0.

RESOLUTION NO. 8

By Finance and Human Services Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING THE DISSOLUTION OF THE PETTY CASH FUND FOR THE DEPARTMENT OF SOCIAL SERVICES SUPPORT COLLECTION UNIT

WHEREAS, this County Legislature by Resolution 243 of 1978, established a petty cash fund in the amount of \$100 for the Department of Social Services Support Collection Unit; and

WHEREAS, due to procedural changes, the petty cash fund for the Department of Social Services Support Collection Unit is no longer necessary, and

WHEREAS, the Commissioner of Social Services has requested that the petty cash fund for the Department of Social Services Support Collection Unit be dissolved, now, therefore, be it

RESOLVED, that the petty cash fund established for the Department of Social Services Support Collection Unit in the amount of \$100 shall be and hereby is dissolved and be it

FURTHER RESOLVED, that all cash on hand, receipts and records be immediately provided to the Commissioner of Finance.

Carried, Ayes-19, Nays-0.

RESOLUTION NO. 9

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE ADDICTION CENTER OF BROOME COUNTY, INC. FOR DRUG TESTING SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2010

WHEREAS, this County Legislature, by Resolution 43 of 2009, as amended by Resolution 345 of 2009, authorized renewal of an agreement with the Addiction Center of Broome County, Inc. for drug testing services for the Department of Social Services, at a cost not to exceed \$21,800, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said services are necessary to perform drug testing, at the request of the Department of Social Services Child Protective Services and Child Welfare, on parents and caretakers when drug or alcohol abuse is suspected, and

WHEREAS, said agreement expired by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$30,400, for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the Addiction Center of Broome County, Inc., 30 West State Street, Binghamton, New York 13901 for drug testing services for the Department of Social Services for the period January 1, 2010 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 \$30,400 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670059.4701.103000 (Medical and Physical Exams), 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-19, Nays-0.

RESOLUTION NO. 10

By Human Services, Finance, and Public Health and Environmental Protection Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SOUTHERN TIER INDEPENDENCE CENTER FOR SIGNING SERVICES FOR THE DEPARTMENT OF HEALTH, THE COUNTY CLERK, THE OFFICE FOR AGING AND THE WILLOW POINT NURSING HOME FOR 2010

WHEREAS, this County Legislature, by Resolution 42 of 2009, amended the agreement with Southern Tier Independence Center for signing services for the Department of Health, the County Clerk, the Office for Aging and the Willow Point Nursing Home at a rate of \$60 per hour for travel and \$90 per hour weekends and evenings between the hours of 11:00 p.m. and 6:00 a.m. with all assignments requiring a 1.5 hour minimum, total amount not to exceed \$52,000, for the period January 1, 2009 through December 31, 2009, and

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

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$65 per hour for travel and \$80 per hour for any interpreter for emergencies, after hours, and weekend for an

amount not to exceed \$56,000 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Southern Tier Independence Center, 135 East Frederick Street, Binghamton, New York 13904 for signing services for the Department of Social Services to include the Broome County Health Department, Department of Social Services, Office For Aging, Willow Point Nursing Home, Broome County Clerk's Office for the period January 1, 2010 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 \$56,000 as per the rates on the attached "Exhibit A", for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines various.4706.various (Other Health and Medical Services) and various.4715.various (Rehab and Therapy 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-19, Nays-0.

RESOLUTION NO. 11

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING ACCEPTANCE OF HOMELAND SECURITY PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008-2011

WHEREAS, the Director of Emergency Services requests authorization to accept a Homeland Security Program Grant and adopt a program budget in the amount of \$355,500 for the period September 1, 2008 through August 31, 2011, and

WHEREAS, said program grant provides funds necessary for expenses related to Homeland Security, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$355,500 from New York State Office of Homeland Security, 1220 Washington Avenue, Building 7A, 6th Floor, Albany, NY 12242 for the Office of Emergency Services Homeland Security Program Grant for the period September 1, 2008 through August 31, 2011, 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 \$355,500 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-19, Nays-0.

RESOLUTION NO. 12

By Human Services and Finance Committees

Seconded by Mr. Whalen

RESOLUTION AUTHORIZING AN AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY FOR PROTECTIVE SERVICES FOR ADULTS UNDER CARE AND REPRESENTATIVE CASE MANAGEMENT FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2010

WHEREAS, the Commissioner of Social Services requests authorization for an agreement with Catholic Charities of Broome County for Protective Services for Adults Under Care and Representative Case Management for the Department of Social Services at a cost not to exceed \$446,000, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement secures essential entitlements due to individuals 18 years of age and older who, because of physical or mental impairment, are unable to meet their essential needs for shelter, clothing or medical care, secure essential entitlements due them or protect themselves from physical or mental injury, neglect, maltreatment or financial exploitation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, New York 13905 for Protective Services for Adults Under Care and Representative Case Management for the Department of Social Services for the period January 1, 2010 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 \$446,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670117.various.103000 (Foster Care JD/PINS), 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-2 (Garnar, Hutchings).

RESOLUTION NO. 13

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE 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 2009-2010

WHEREAS, this County Legislature, by Resolution 73 of 2009, authorized and approved the Food Stamp Nutrition Education Project Grant for the Department of Social Services, adopted a program budget in the amount of \$69,406 and authorized an agreement with Cornell Cooperative Extension to administer said program for the period October 1, 2008 through September 30, 2009, and

WHEREAS, said program grant provides Food Stamp recipients with nutrition education, food purchase, preparation and life skills training, which allows participants to achieve self-sufficiency through instruction on how to reduce food costs and also provides Food Stamp outreach to low-income households, and

WHEREAS, it is desired to renew said grant program in the amount of \$71,068 adopt a program budget and renew the agreement with Cornell Cooperative Extension to continue to administer said program for the period October 1, 2009 through September 30, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$71,068 from New York State, Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001 for the Department of Social Services Food Stamp Nutrition Education Project Grant for the period October 1, 2009 through September 30, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$71,068, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Cornell Cooperative Extension, 840 Upper Front Street, Binghamton, NY 13905 to administer said program for the Department of Social Services for the period October 1, 2009 through September 30, 2010 and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$71,068 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-19, Nays-0.

RESOLUTION NO. 14

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE INTENSIVE CASE SERVICES FOR NON-COMPLIANT FAMILIES PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 74 of 2009, as amended by Resolution 417 of 2009, authorized and approved renewal of the Intensive Case Services For Non-Compliant Families Program Grant for the Department of Social Services and adopted a program budget in the amount of \$108,556 for the period January 1, 2009 through December 31, 2009, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$52,470 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$52,470 from the New York State Office of Temporary and Disability Assistance, 40 N. Pearl Street, Albany, New York 12243-0001 for the Department of Social Services' Intensive Case Services for Non-Compliant Families Program Grant for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$52,470, and be it

FURTHER RESOLVED, that the Department of Social Service is authorized to accept and allocate additional administrative ICS funding as may be allocated by New York State from January 1, 2010 through December 31, 2010, provided there is no increase in employee head count and the County's financial contribution is not increased, 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-19, Nays-0.

RESOLUTION NO. 15

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING REVISION OF THE MEDICAID TECHNOLOGIES ENHANCEMENT PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 565 of 2009, authorized and approved renewal of the Medicaid Technologies Enhancement Program Grant for the Department of Social Services and adopted a program budget in the amount of \$8,708,791 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides timely and appropriate Medicaid eligibility determinations, to conduct managed care activities, disability determinations, provide Medical transportation, dental case management, monitor family type homes and image medical records, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$65,891 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Medicaid Technologies Enhancement Program Grant to reflect an increase of \$65,891 for the period January 1, 2010 through December 31, 2010, 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 \$8,774,682, and be it

FURTHER RESOLVED, that Resolution 565 of 2009, 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-19, Nays-0.

RESOLUTION NO. 16

By Public Health and Environmental Protection, and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING THE ENTERING INTO A LEASE AGREEMENT WITH BROOME COUNTY MENTAL HEALTH AND KRADJIAN ENTERPRISES (dba ISI Associates, LLC) FOR THE PERIOD 2010-2015

WHEREAS, the Department of Mental Health requests authorization for a lease agreement with Kradjian Enterprises (dba ISI Associates, LLC) for lease of the premises located at 229 State Street, Binghamton, New York, for the Department of Mental Health at a cost not to exceed \$1,023,750, for the period July 1, 2010 through June 30, 2015, and

WHEREAS, and it is desired at this time to enter into a lease agreement, said services are necessary for the lease of said premises to provide 19,500 sq. ft., at 229 State St., Binghamton, N.Y., for the Department of Mental Health, with an annual rent of \$204,750, for a five year period, July 1, 2010 through June 30, 2015, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with Kradjian Enterprises (dba ISI Associates, LLC) Suite 600, 84 Court Street, Binghamton, New York 13901-3316, for the lease located at the premises of 229 State Street, Binghamton, New York, for the Broome County Department of Mental Health, for the period July 1, 2010 through June 30, 2015, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,023,750 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470013.4422.101000 (Building and Land 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-19, Nays-0.

RESOLUTION NO. 17

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE CHARGE STRUCTURE TO INCREASE 2010 RATES FOR GUEST MEALS AND BEAUTY SALON SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2010

WHEREAS, within the 2010 Broome County Budget, Consolidated County Fees, the Broome County Legislature adopted a fee schedule for services provided at the Willow Point Nursing Home including guest meals and hair care services, and

WHEREAS, the Administrator has requested to change the charge structure to increase the cost for Guest Meals and for Beauty Salon services, and

WHEREAS, it is necessary to authorize the amendment of the rate sheet of the Willow Point Nursing Home to provide an increase in cost for guest meals and in Beauty Salon Services as indicated on "Exhibit A" attached hereto for 2010, and

RESOLVED, that this County Legislature hereby authorizes an increase in guest meals and in beauty salon services provided to the residents of Willow Point Nursing Home as indicated on "Exhibit A" attached hereto for 2010, and

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.

FURTHER RESOLVED, that the Broome County Comptroller and Commissioner of Finance are hereby authorized within the restraints of this Resolution to make any necessary adjustments to implementation the intent and purpose of this Resolution.

Carried, Ayes-19, Nays-0.

RESOLUTION NO. 18

By Public Health and Environmental Services, Personnel, and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE CHILD AND FAMILY SAFETY GRANT FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR THE DEPARTMENT OF HEALTH CHILD FATALITY REVIEW TEAM AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 353 of 2008, authorized and approved the Child and Family Grant Safety Grant proceeds from the New York State Office of Children and Family Services (OCFS) so that Broome County could establish the Child Fatality Review Team (CFRT) for the Division of Maternal Child Health and Development, of the Department of Health and adopted a program budget in the amount of \$182,168 for the period August 1, 2008 through January 31, 2010, and

WHEREAS, said program grant provides funding for the operation of the Child Fatality Review Team, and

WHEREAS, it is desired to renew said program grant in the amount of \$121,445 for the period February 1, 2010 through January 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$121,445 from New York State Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144-2796 for renewal of the Child Fatality Review Team for the Department of Health for the period February 1, 2010 through January 31, 2011, 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 \$121,445, 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-19, Nays-0.

RESOLUTION NO. 19

By County Administration and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING PROCUREMENT OF A NEW SCAN STATION FROM ACS-GRM EXIGENT SOLUTIONS AND AUTHORIZING FINANCING VIA AN EQUIPMENT AND HARDWARE/SOFTWARE RETAIL INSTALLMENT AGREEMENT WITH KEY GOVERNMENT FINANCING INC. FOR THE BROOME COUNTY CLERK'S OFFICE FOR 2010-2014

WHEREAS, the Broome County Clerk and the Director of Information Technology request authorization to replace a Scan Station that no longer functions within the County's updated network infrastructure, and

WHEREAS, said Scan Station includes a scanner and related software supplied by ACS-GRM Exigent Solutions necessary to accommodate the workflow in the Office of the County Clerk, and

WHEREAS, the base cost of the Scan Station is \$18,827, which amount is not fully available in the County Clerk's 2010 Budget, and

WHEREAS, funds to obtain said equipment via the use of a retail installment agreement is available in the County Clerk's 2010 Budget, and

WHEREAS, the Broome County Clerk and the Director of Information Technology request authorization for an equipment and hardware retail installment agreement pursuant to General Municipal Law Section 109-b with Key Government Financing Inc. for the Office of the Broome County Clerk at a cost not to exceed \$21,204, in monthly payments of \$441.75 commencing upon completion of the contract, with payments beginning in February of 2010, and

WHEREAS, said equipment and hardware retail installment agreement is necessary to finance the above referenced Scan Station in the Clerk's Office replacing a Scan Station that no longer functions within the County's updated network infrastructure, now, therefore, be it

RESOLVED, that this County Legislature recognizes the sole source nature of the Scan Station supplied by ACS-GRM Exigent Solutions, and be it

FURTHER RESOLVED, that authorization to obtain said Scan Station from ACS-GRM Exigent Solutions is hereby granted, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an equipment and hardware retail installment agreement with Key Government Financing Inc., 1000 S. McCaslin Boulevard, Superior, Colorado, 80027 for a Scan Station for the Office of the Broome County Clerk for 48 months commencing upon completion of the contract, with payments beginning in February of 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$21,204 in monthly payments, with payments beginning in February 2010 as follows:

TIME PERIOD	PAYMENTS DURING FISCAL YEAR	AMOUNT
February, 2010 thru December, 2010: FY-2010	11 payments @ \$441.75 each	\$4,859.25
January, 2011 thru December, 2011: FY-2011	12 payments @ \$441.75 each	\$5,301.00
January, 2011 thru December, 2012: FY-2012	12 payments @ \$441.75 each	\$5,301.00
January, 2012 thru December, 2013: FY-2013	12 payments @ \$441.75 each	\$5,301.00
January, 2014	1 payment @ \$441.75	\$441.75
TOTAL		\$21,204.00

FURTHER RESOLVED, that over 48-months, \$21,204 shall be made from budget line 0401000.6004195 (Hardware & Software Lease), 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, including escrow agreement approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-19, Nays-0.

RESOLUTION NO. 20

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DELTA ENGINEERS P.C. FOR PROFESSIONAL CONSULTING ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2006-2009

WHEREAS, this County Legislature, by Resolution 636 of 2006, as amended by Resolution 44 of 2009, authorized an agreement with Delta Engineers, P.C. for professional consulting engineering services for the Department of Public Works at a cost not to exceed \$342,600 for the period December 1, 2006 through January 31, 2010, and

WHEREAS, said agreement provides for the design, incidental right-of-way and construction support services for a locally administered Federal aid bridge replacement project (PIN 9753.07) on Colesville Road over Ouaquaga Creek, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through September 30, 2010 at no additional cost to the County, and

WHEREAS, the Deputy Commissioner of Engineering 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 Delta Engineers, P.C., 184 Court Street, Binghamton, New York 13901 to extend the period through September 30, 2010 at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolutions 636 of 2006 and 44 of 2009, 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-19, Nays-0.

RESOLUTION NO. 21

By County Administration and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT OF THE BROOME COUNTY PURCHASE PROCUREMENT PROCESS MANUAL

WHEREAS, this County Legislature, by Resolution 128 of 2008, authorized and approved the Broome County Purchase Procurement Process Manual, and

WHEREAS, New York State adopted legislation that changed bid thresholds for public works contracts from \$20,000 to \$35,000, and

WHEREAS, the Director of Purchasing requests authorization to amend the Purchase Procurement Process Manual to reflect said change as adopted by New York State, and

WHEREAS, the Director of Purchasing requests authorization to amend the Purchase Procurement Process Manual to reflect an increase in the threshold for letter contract to \$9,999 from \$6,999, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Purchasing Agent to amend the Broome County Purchase Procurement Process Manual to reflect New York State adopted legislation changing the bid threshold for public works contracts from \$20,000 to \$35,000, and update Exhibit "A" of the Broome County Purchase Procurement Manual to reflect the change in the bid threshold and also to reflect an increase in the threshold for letter contract to \$9,999, and be it

FURTHER RESOLVED, that a copy of the amended Purchase Procurement Manual be filed with the Clerk of the Legislature.

Carried, Ayes-19, Nays-0.

RESOLUTION NO. 22

By Finance Committee

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TESTONE, MARSHALL AND DISCENZA, LLP FOR AUDITING SERVICES FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR 2005-2009

WHEREAS, this County Legislature, by Resolution 11 of 2006, as amended by Resolution 77 of 2007 and 864 of 2008 authorized an agreement with Testone, Marshall and Discenza, LLP for auditing services for the Department of Audit and Control at an amount not to exceed \$151,000 for the year ending 2005, \$161,200 for the year ending 2006, \$181,150 for the year ending 2007, \$173,700 for the year ending December 2008 and \$180,350 for the year ending 2009, and

WHEREAS, said agreement provides financial and compliance audits required by government and regulatory agencies, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$8,100 for the year ending 2008 for out-of-scope services, and

WHEREAS, the Comptroller 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 Testone, Marshall and Discenza, LLP, 432 North Franklin Street, Syracuse, New York 13204 to increase the not to exceed amount by \$8,100 for the year ending 2008 for out-of-scope services for the Department of Audit and Control, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$181,800 for the year ending 2008, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 360008.4722.101000 (Audit Fees), and be it

FURTHER RESOLVED, that Resolutions 11 of 2006, 77 of 2007, and 864 of 2008, 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-19, Nays-0.

RESOLUTION NO. 23

By Personnel, County Administration, and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY

RESOLVED, that in accordance with a request contained in PCR # 10-01 from the Director of Information Technology, this County Legislature hereby authorizes the position of Telephone Technician, Grade 20, Union Code 04 CSEA, at budget line 370056.1000.101000 at a salary of \$21.60 per hour, to be changed to Telecommunications Technician, Grade 20, Union Code 04 CSEA, at budget line 370056.1000.101000 at a salary of \$21.60 per hour effective January 1, 2010, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR # 10-01 from the Director of Information Technology, this County Legislature hereby authorizes the position of Telephone Technician Trainee, Grade 16, Union Code 04 CSEA, at budget line 370056.1000.101000 at a salary of \$17.63 per hour, to be changed to Telecommunications Technician Trainee, Grade 16, Union Code 04 CSEA, at budget line 370056.1000.101000 at a

Carried, Ayes-19, Nays-0.

RESOLUTION NO. 24

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

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY LIBRARY

RESOLVED, that in accordance with a request contained in PCR# 10-25 from the Director of the Broome County Library, this County Legislature hereby authorizes the position of Secretary, Grade 14, Union Code 09 Admin I, minimum salary \$34,445, at budget line 841007.1000.304000, to be abolished effective January 1, 2010, as part of the Retirement Incentive Initiative, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 10-24 from the Director of the Broome County Library, this County Legislature hereby authorizes the position of Custodial Worker, Grade 06, Union Code 30 CSEA, Local 804, minimum salary \$22,848, at budget line 841007.1000.304000, to be abolished effective January 1, 2010, as part of the Retirement Incentive Initiative, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 10-23 from the Director of Broome County Library, this County Legislature hereby authorizes the position of Library Clerk, Grade 06, Union Code 69 CSEA, Local 804, minimum salary \$22,848, at budget

line 841007.1500.304000, to be abolished effective January 1, 2010, as part of the Retirement Incentive Initiative.

Carried, Ayes-19, Nays-0.

RESOLUTION NO. 25

By Finance Committee

Seconded by Mr. Sanfilippo

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE CITY OF BINGHAMTON

WHEREAS, the County of Broome now owns a certain parcel of real property as listed on Exhibit "A", and

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said property to the individual listed on Exhibit "A", now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property as indicated on Exhibit "A" attached herewith, and be it

FURTHER RESOLVED, that the payment hereinabove referenced shall be credited to budget line 630004.0212.101000 (Sale of Real Property), and be it

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

Carried, Ayes-19, Nays-0.

RESOLUTION NO. 26

By County Administration and Finance Committees

Seconded by Mr. LaBare

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 1 OF 2010, ENTITLED: "LOCAL LAW AMENDING ARTICLE VI OF THE BROOME COUNTY CHARTER AND CODE, AS AMENDED, REGARDING ADOPTION OF THE ANNUAL COUNTY BUDGET."

RESOLVED, that Local Law Intro. No. 1 of 2010, entitled: "Local Law amending Article VI of the Broome County Charter and Code, as amended, regarding adoption of the annual County budget" be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 1 OF 2010

"LOCAL LAW AMENDING ARTICLE VI OF THE BROOME COUNTY CHARTER AND CODE, AS AMENDED, REGARDING ADOPTION OF THE ANNUAL COUNTY BUDGET."

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

SECTION I. Article VI, §§ C603 Proposed budget and capital program by County Executive, C606 Public Hearings and C607 Adoption of Budget of the Broome County Charter and Code, originally adopted by the Broome County Board of Supervisors by Local Law No. 9-1968, as amended by the Broome County Legislature by Local Laws No. 9-1979, No. 2-1987; No. 14-1992 and No. 15-2000 be and hereby are amended to read as follows:

ARTICLE VI

Financial Procedures

§ C603 Proposed budget and capital program by County Executive.

The County Executive shall submit to the Clerk of the County Legislature, on or before the **fifteenth day of September [first day of October]** of each year, for consideration by such Board, a proposed budget for the ensuing fiscal year and capital program for the next six (6) fiscal years.

Upon its submission, the proposed budget and capital program and budget message, hereinafter provided, shall become a public record of the office of the Clerk of the County Legislature, and copies of the same shall be made available by such Clerk for distribution.

The proposed budget shall present a complete financial plan for the County, its administrative units, the Broome County Veterans Memorial Arena and the Broome County Performing Arts

Theater (The Forum) for the ensuing fiscal year, setting forth proposed expenditures and anticipated revenues, and shall include:

- (1) An operation and maintenance expense budget; and
- (2) The capital budget covering debt service, down payments and other current capital financing and proposed borrowing, if any.

All, or any portion of, unappropriated, unreserved fund balances at the end of each completed fiscal year, unless otherwise prescribed by statute, and except where appropriated for a capital improvement or other authorized continuing project, may be treated as revenues for the County budget of the ensuing fiscal year.

§C606. Public hearings.

(A) Not later than the 5th day of October [20th day of October], the Clerk of the County Legislature shall cause to be published in the official newspapers and such other newspapers as may be designated by the County Legislature a notice of the place and time, not less than seven (7) days after such publication nor later than the 15th day of October [first day of November], at which time the County Legislature will hold an initial public hearing on the proposed budget, the capital program, the budget message submitted by the County Executive and any report, if submitted, by the County Legislature or a committee designated by that body.

(B) Not later than the 20th day of October, the Clerk of the County Legislature shall cause to be published in the official newspapers and such other newspapers as may be designated by the County Legislature a notice of the place and time, not less than seven (7) days after such publication nor later than the 1st day of November, at which time the County Legislature will hold a second public hearing on any items in the proposed budget that the County Legislature intends to strike, reduce or increase pursuant to §C607 of this Article.

§ C607. Adoption of budget.

(A) After the conclusion of the initial public hearing as set forth in §C606(A) of this Article, the County Legislature may strike, reduce or increase items of appropriation or anticipated revenues [from the tentative] in such proposed budget [or reduce items therein], excepting appropriations required by law or for debt service[. It may change items in such budget], which may not be reduced, provided that such changes are stated separately and distinctly.

SECTION 2. This Local Law shall be submitted for approval by the electors of the County of Broome at a general election held on November 2, 2010, and shall become operative only if approved at such election by a majority vote of such electors.

Material **Bold Underlined** added

Material **[Bold Brackets]** deleted

Resolution was amended in committee and is an automatic holdover.

RESOLUTION NO. 27

By Finance, Education, Culture and Recreation, Transportation and Rural Development and Economic Development and Planning Committees

Seconded by Mr. Herz

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH SEVERAL CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2010

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 2010 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 as follows:

<u>Agency</u>	<u>Amount</u>	<u>Index</u>	<u>Subobject</u>	<u>Project</u>
Broome County Arts Council	157,807	910018	5008	101000
Broome County Convention Bureau	371,875	910158	5060	101000
Broome County Historical Society	39,375	910067	5051	101000
Broome County Soil & Water Conservation District	68,425	910109	5054	101000
Four County Library System	43,750	910059	5062	101000
Southern Tier Zoological Society	328,125	910026	5064	101000
Roberson Museum and Science Center	26,250	910018	5095	101000
Discovery Center of the Southern Tier	10,958	670018	5011	103000
Total	\$1,046,565			

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 2010 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 the contract amount set forth above for Broome County Soil & Water Conservation District shall be reviewed by this Legislature at the October 2010 session; at that time the Legislature shall determine whether there are sufficient County funds to increase the total amount of the contract to \$75,000.00, 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.

Carried, Ayes-14, Nays-5 (Keibel, Pasquale, Howard, Diffendorf, Marinich).

RESOLUTION NO. 28

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2010

WHEREAS, this County Legislature, by Resolution 25 of 2009, authorized an agreement with Cornell Cooperative Extension of Broome County for services for the Department of Social Services at an amount not to exceed \$454,139 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary for non-formal, community-based education on critical issues and needs through diverse, interactive presentations, workshops, seminars, consultations, media and publications, and

WHEREAS, said agreement expired by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$397,372, for the period January 1, 2010 through December 31, 2010, 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 renewal of the agreement with Cornell Cooperative Extension of Broome County, 840 Front Street, Binghamton, New York 13905-1500 for services for the Department of Social Services for the period January 1, 2010 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 \$397,372 for the term of the agreement, 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 2010 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 the contract amount set forth above shall be reviewed by this Legislature at the October 2010 session; at that time the Legislature shall determine whether there are sufficient County funds to increase the total amount of the contract to \$430,835, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640011.5053.101000 (Broome County Cooperative Extension), 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-14, Nays-5 (Keibel, Pasquale, Howard, Diffendorf, Marinich).**

RESOLUTION NO. 29

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR SOLID WASTE EDUCATION FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SOLID WASTE MANAGEMENT FOR 2010

WHEREAS, this County Legislature, by Resolution 688 of 2008, authorized a renewal of the agreement with Cornell Cooperative Extension of Broome County for solid waste education for the Department of Public Works Division of Solid Waste Management at an amount not to exceed \$56,905 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary for education, planning and research for recycling operations, and

WHEREAS, said agreement expires by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$58,050, for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Cornell Cooperative Extension of Broome County, 840 Upper Front Street, Binghamton, New

York 13905-1500 for solid waste education for the Department of Public Works, Division of Solid Waste Management for the period January 1, 2010 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 \$58,050 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-19, Nays-0.**

RESOLUTION NO. 30

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

RESOLUTION AUTHORIZING AGREEMENTS WITH LOCAL LIBRARIES FOR THE DISTRIBUTION OF COUNTY LIBRARY AID FOR 2010

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 2010 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 2010 budgeted library aid in the manner described above to local libraries as follows:

<u>Library</u>	<u>Amount</u>
Deposit Free Library	\$ 4,346
G.F. Johnson Memorial	\$ 88,127
Lisle Free Library	\$ 11,258
Mary Wilcox Memorial	\$ 23,111
Moody Memorial (Fenton)	\$ 31,267
Nineveh Public Library	\$ 3,511
Vestal Public Library	\$213,964
Your Home Public Library	<u>\$114,293</u>
Total	<u>\$489,877</u>

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

Carried, Ayes-19, Nays-0.

Ms. Messina made a motion to adjourn, seconded by Mr. Whalen. **Motion to adjourn Carried, Ayes-19, Nays-0, Absent-0.** The meeting was adjourned at 5:54 p.m.

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**BROOME COUNTY LEGISLATURE
COUNTY EXECUTIVE'S STATE OF THE COUNTY MESSAGE
AND REGULAR SESSION
FEBRUARY 18, 2010**

The Legislature convened at 5:06 p.m. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-17 Absent-2 (Sanfilippo, Hutchings).

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

Mr. Reynolds invited County Executive, Barbara J. Fiala to the podium for her State of the County Address.

"Good afternoon Chairman Reynolds, Majority and Minority Leaders Gene LaBare and Jerry Marinich, lawmakers, department heads, members of the media and the wonderful people of Broome County.

A year ago I stood here and told you we were facing some difficult and uncertain times. If only "difficult" and "uncertain" were all we had to face. Unfortunately it was much worse than that. In addition to our national and regional economic struggles, our own Broome County Government was challenged by the evacuation and closure for weeks of this office building and our community was devastated by one of the most horrific acts of violence. The American Civic Association shooting claimed the lives of 13 innocent victims and also injured four others..

I said last year that while our struggles had diminished our spirit, our spirits were not broken. I stand here tonight to say that while our strength and our determination have been tested to the limit by the events of the past year, our faith and our fortitude are stronger than ever and our spirit once again is not broken.

As many have stated in the wake of these terrible tragedies, it is not the events that will characterize us, it is how we responded and how we recover that will tell our story. And again I think our story will be one of resilience and strength in the face of adversity.

At the end of tonight's speech I would like to take some time to recognize the many county employees who never thought of themselves first or worried about how much time and effort they were expending in their efforts to help the victims of the ACA tragedy. They made us all proud and they continue to make us proud in their daily efforts to help this community heal and make it a better place for all of us to live.

Before we honor those individuals, however, we must once again face the facts of our financial situation.

Our economic struggles continue to plague us but together we have worked to minimize the impacts. We are not in recovery mode yet but daily we are addressing the many financial changes at our doorstep. I get asked what our "contingency plan" is. My response is that we do not have a contingency plan we have a "continual plan"!

Since taking office, steps have been taken to reduce expenses across the board. We have cut and trimmed and sliced and gouged pretty much every expense line in the county budget. Of course we have done this on every expense over which we have control. Mandated expenses remain out of our reach. We unfortunately are now down to looking at personnel. We cannot cut around employees anymore.

Last year we began the effort to reduce headcount first with the 2010 budget process and then with a retirement incentive program. In the 2010 budget, we reduced the number of full-time equivalents by 24. Then with the retirement incentive, we eliminated an additional 50 positions for a total of 74 fewer people on the payroll in 2010.

We are not done. We continue to meet with department heads to encourage them to come up with their own reorganization plans to assist us with cutting costs. We believe they understand

best how their departments work and when push comes to shove where potential personnel cuts can be made.

If they do not present a plan, we are sometimes forced to do it for them. And as this body witnessed last year, this is not the best approach for anyone involved.

Through our negotiation process, which we are smack dab in the middle of, we are trying to work with our unions to get them to understand the dire financial circumstances we are facing. Some get it, some do not. The numbers are pretty clear and we will get to some of those numbers in a minute.

We cannot continue with the status quo. I have heard that some of our union members would rather we lose workers so that they can personally get more. Is that really good for county government? Is it good for the services we provide? Is it good for the community as a whole? Fewer workers mean fewer services, fewer QUALITY services, and a reduced quality of life.

That is not a future I want to see for my community and I ask that we continue to work together in shared sacrifice for the good of all of those who live in this beautiful valley.

I wanted to recognize a few department heads who I feel deserve special recognition because they have been extraordinary with their ideas and creative solutions.

I wanted to acknowledge DSS and Mental Health Commissioner Art Johnson for the work he has done to meet the challenge presented him following the loss of 17 employees to the retirement incentive.

Commissioner Johnson was able to come up with a creative solution to provide services to some of the most vulnerable in our community by partnering with the Children's Home and Catholic Charities. By doing this, Art was able to maintain the level of staff and the integrity necessary to provide the programs and services that still remain with DSS. He accomplished this all without a single layoff.

I would also like to acknowledge Lisa Wise at the library. Lisa and her employees, we know, have taken a pretty big hit staff wise and they are making it work to the best of their ability.

They and all of our departments are to be commended for their continued commitment to providing public services with fewer resources...and usually always, still with a smile!

I did want to point out as well that these cutbacks are being felt by all departments across the board, including my own. We have reduced our staff by one position and at the same time we have taken on additional responsibility. As many of you know, Leigh Ann Scheider has moved to the Health Department to advance her desire to pursue a career in healthcare.

Her previous Executive Assistant responsibilities of taking care of the web page, handling media releases, media inquiries, news conferences, newsletters and other internal and external communications as well as that position's other administrative duties are now being distributed among the rest of my staff, a staff already pretty overburdened with responsibility.

We are taking on additional responsibilities as they relate to the Youth Bureau. As you know, two positions in that department were lost due to budget constraints and so we absorbed the Director into our office to be able to provide the necessary administrative support. Again we are all doing more with less and I do not see anything in our immediate future that indicates this will change any time soon.

Right now I would like to provide a snapshot of our 2009 and early 2010 financial situation.

- Sales tax revenues were down nearly 5%, 2009 over 2008.
- That represents a reduction of \$3.4 million dollars in revenue coming into our community year to year.
- At the same time, our year to year costs for mandated programs rose nearly 10% or around \$8 million dollars which if addressed as a stand alone item, without this administration mitigating those impacts, would increase property taxes nearly 14%. As I have told my staff and many of you in this room, I will throw myself in front of a BC Transit bus before I do that.
- Healthcare costs are increasing 3.7%.
- Our pension costs are increasing nearly 50%.
- Our caseload for temporary assistance at DSS has increased 45%!

- Our unemployment rate in the community is wavering between 8 and 10%.
- More properties are facing foreclosure by banks.
- More people are losing their homes and properties because they cannot pay their taxes.
- And our state's financial outlook isn't any more encouraging with estimates from the governor's office targeting a \$7 to \$8 billion dollar deficit this year alone.

This list could go on but I think the picture is clear. These are extraordinary times and they call for extraordinary measures.

We are prepared as an administration to take drastic steps to mitigate these problems but we need this legislature's support moving forward. We also need our residents to understand that there will be an impact on services. We will try to make cuts in areas that have the least impact on direct services but that is not always possible.

There are a few signs of hope on the horizon. Our sales tax losses have leveled off. We even saw some reporting periods in 2009 that showed growth year to year. Not a lot, but growth nonetheless.

Our federal government under pressure from Senators like our own Chuck Schumer has provided tremendous direct relief in the form of FMAP funding.

In 2009 we received \$6.7 million. In 2010, we expect to receive \$6.2 million. And while this is still being finalized in Washington, it appears FMAP funding will be continued into 2011. It is proposed in the President's budget that FMAP will be extended for counties in the first six months of 2011. That represents an additional \$3.5 million for Broome County in 2011 that we initially did not anticipate.

Again these are tremendous monetary boosts but they are not the final answer to our financial woes. We are tremendously grateful to our federal government for this kind of relief but we are also working to make sure, that going forward, this type of federal relief will not mean the difference in our **making** or **breaking** our budget.

And while there are still many troubling economic signs in our community, there are also reasons for hope. In addition to the FMAP relief, there are also true success stories that happened in 2009.

While we had bad news from Lockheed Martin and BAE, we also had exciting news from two other companies.

Emerson Network Power Solutions cut the ribbon on its new multi-million dollar headquarters in the Charles St. Business Park. It is now operating with more than 50 employees at the site of the former GAF and Anitec plants in the city's first ward.

What a transformation this highly visible property has experienced! We look forward to great things to come from Emerson as well as other companies looking to locate inside the Charles St. Park.

While Emerson cut a ribbon, Impress officials broke ground on their new manufacturing plant in the Broome Corporate Park in Conklin.

Impress, a multi national company, is making a \$35 to \$40 million dollar investment as well as expecting to hire 75 to 100 people when they are fully operational. This was a huge win for our community and we should all be proud that they chose Broome County, New York over somewhere else.

Our Greater Binghamton Innovation Center celebrated its first year of operation by graduating its first tenant, and reaching 100% occupancy. The tenant, White Knight Imaging, began in one of our small four hundred square foot office spaces inside the incubator with a husband and wife team at the helm. They now have two full time employees and have moved into larger space in the community. This is what the incubator is all about, helping companies get started and flourish. We expect to report back more success stories in the future.

White Knight moved out and Sonostics Inc. moved in. Sonostics is a start-up business that has its origins in Binghamton University's bioengineering department.

The company has created technology that measures muscle strength. We are excited to have our incubator play host to such a cutting edge, high tech company. It is a perfect example of helping technology transfer from Binghamton University into our very own community.

STEP, the Southern Tier Economic Partnership has been fully formed. It is the evolution of the Greater Binghamton Coalition. STEP will be partnering with the Broome County IDA, our number one economic development agency, to become the one stop economic development office this community so desperately needs.

There is an agreement that STEP, the IDA and the Greater Binghamton Chamber of Commerce will locate together in the community and provide our local businesses and business interests from outside the area, a singular focal point for business development assistance.

Other notable project updates from 2009.

- George Harvey is open and occupied. I want to thank Gerald Mollen, Lori Wilmot and Jay Wilber for helping us make this a smooth transition. I especially want to thank Stephen Elko for managing the project and keeping us on track and on budget and recognition also to outgoing Planning Commissioner Rita Petkash for managing the move. It was not easy but it is done and the building is beautiful!
- I wanted to take a quick moment to recognize Rita for all of her work in the Planning Department. Rita has officially retired and I just want to thank her for her years of service to my administration and to all of the administrations she has served. We will miss her!
- Rita is still working with us for a few more months. She has one more project to wrap up before we officially let her go! The Intermodal.
- Our Intermodal is set to open this summer, providing a beautiful facility for most of this area's public transportation needs while delivering a much needed facelift for a large section of our urban core.
- I would like to take this opportunity to once again thank Congressman Maurice Hinchey for securing \$10 million dollars for this transportation center. Without his support at the beginning, middle and end of this project, it would never have come to fruition.
- For years we have talked about the need to give this facility a proper name. Tonight that is just what we are going to do. The overall Intermodal operation will be called the Greater Binghamton Transportation Center. However, we would like to honor our Congressman for all that he has done by naming the building Congressman Hinchey's Hub!
- We are looking forward to that ribbon cutting in the very near future and we hope the Congressman will be able to join us in person!
- Our Greater Binghamton Modeling and Simulation Coalition has added several partners and now counts 10 companies as well as Binghamton University and BCC as members. It has also garnered national recognition including the attention of Congressman Maurice Hinchey. His key position on the defense appropriations committee has already provided tremendous support for local companies and can only bode well for our defense related companies in the future including those in our coalition.
- BCC has a new president and is set to begin construction on a new science building.

The BCC update is probably one of the most gratifying. Broome Community College is one of our brightest stars in terms of reputation, excellence and the quality of its faculty, staff and students.

It too has been through a very difficult year. Many in the community, including some legislators, were critical of the time and yes, the money that was spent to conduct a search. On a choice such as this, you **cannot** settle. You **should not** settle. We did not and the results are beyond our expectations.

With the hiring of a new President, Dr. Kevin Drumm, with his extraordinary credentials and track record of success, I am so excited about the school's future and our community's future.

I was in Albany last week and had a chance to chat with the new SUNY Chancellor Dr. Nancy Zimpher who took it upon herself to tell me that quote, "...we got ourselves a good one!" and "...we were very fortunate!"

After meeting Dr. Drumm and listening to the feedback from trustees, members of the community and college representatives, I agree, we got ourselves a good one!

I am delighted to introduce to all in attendance tonight, our new BCC president Dr. Kevin Drumm.

We welcome you and look forward to working with you on the challenges facing the school including contract negotiations, housing for students and construction of the new science building.

Dr. Drumm has also expressed, like no other president in the past, an understanding of the important role a community college **can** and **does** play in a community's economic success. He understands that relationship and again we look forward to working with him to capitalize on the college's strengths to help us build a stronger workforce and overall economy.

In other attempts to strengthen our area's economic prospects, my administration has invested quite a bit of time and energy in 2009 researching the natural gas industry and helping to prepare our community for the natural gas development that is most certainly in our future.

Additionally, our efforts to secure additional revenue for our taxpayers have been unsurpassed by any other county. Why? Because I believe this could be the tremendous economic boost this community has been waiting for, for decades.

I have stated from the beginning that the development of the Marcellus Shale can be done in Broome County and other places in New York, to help spur much needed economic growth and it can be done while still protecting the environment.

It has been and always will be my contention that the two efforts; building this new industry and protecting our environment, are not, I repeat not, mutually exclusive.

We have been outspoken about our beliefs and we will continue to work with all municipal leaders, all landowners, business owners and the gas companies themselves to make sure this industry gets off the ground in New York State and we will also work to make sure it will be regulated and overseen judiciously.

Some of the steps we have taken to date on this issue include:

- We have developed requests for proposals for county owned properties to capitalize on our land assets and try to bring direct tax relief to our taxpayers.
- We have met with numerous gas companies to help them understand how our community is ready, willing and able to assist them when they are allowed to drill.
- We have worked with landowner groups on helping them to get their message out as clearly and as loudly as those who would not like to see this industry set up shop in New York at all.
- We have created a gas resources page on our website to keep our residents abreast of all new developments.
- We have taken advantage of every opportunity provided us to voice our concerns to state elected leaders as well as state agencies and we have taken our advocacy to the governor and his staff directly.
- We are working on local laws in coordination with municipal officials to make sure we build in protections for our air, roads and general quality of life.
- We have traveled to Texas to see first hand the experiences that have resulted from natural gas development in the Barnett Shale.
- We commissioned an economic impact statement to determine the potential economic benefits of this new industry in our region and the numbers are staggering.
- We have attended the NAPE Expo in Houston, the world's largest conference for natural gas leasing opportunities

Of course, many of our employees have already been working on various natural gas issues, including economic development, protection of our infrastructure, water quality, inter-municipal cooperation, emergency response, etc.

I have decided to combine the efforts of these various individuals into a special Broome County "Natural Gas Development Team." Although the work and issues will not change, I hope to create a better information flow internally and with the public. Reports of the committee's efforts will be posted on a regular basis on our natural gas web page.

We are very fortunate to have a former NYS DEC official on the legislature. Mario Nirchi has agreed to join this new committee along with other county department representatives.

I think you understand our position. Developing the Marcellus Shale is crucial to our economic future and protecting our environment is also crucial. Again these two goals are not mutually exclusive.

I think I can safely say that 2009 is a year we will never forget even though the events of last year have many wishing that the year could be wiped from our collective memory banks.

In 2009 we began to deal with the devastating consequences the economy laid at our doorstep. We were also forced to face a construction accident and resulting evacuation that cost the county over a million dollars to remediate. We are still involved in 3 separate lawsuits. We are suing the state, the contractor for the job and our insurance company. It has been our contention from the beginning that this accident was not our fault and should not be our financial responsibility.

While both of these events were bad enough, our community also found itself in the national spotlight for one of the most senseless and horrific acts of violence.

13 lives were lost on April 3rd when a madman attacked innocent victims at the American Civic Association. These victims were either immigrants simply trying to find a better life in America or they were teachers working with those immigrants to help them achieve the American dream.

To even try to make sense of this extraordinary tragedy is an exercise in futility. Many families lost loved ones and friends on that day and our entire community suffered a wound so deep that it will take years to recover.

While the events of that day are difficult to recount, I did not want 2009 to fade away without taking a moment to acknowledge all of the heroes of that day and there were many.

Many of those heroes work for our county government and exemplified what it means to be a public servant providing important response, relief, support, comfort and care.

The City of Binghamton police, fire and other personnel were certainly on the front lines of this disaster as it unfolded but our county resources were not far behind.

I would like Brett Chellis, Sheriff Harder, Jim Dadamio, Art Johnson, Katie Cusano, Kim McKinney, Claudia Edwards and George Bagnetto to stand and be recognized.

Brett your 911 dispatchers and emergency services personnel were well trained, well prepared and so professional from the moment the events of April 3rd began to unfold. We have heard so many times how your dispatchers provided the victims and the emergency services personnel an all important lifeline. You provided valuable information while at the same time provided comfort to the victims. Brett, Mike, Ray and the entire staff deserve our thanks and our respect for all that you do, day in and day out, and especially for what you accomplished on this very difficult day.

Sheriff Harder and his department were some of the first on the scene providing much needed backup to the Binghamton Police Department. Your support and cooperation, in the midst of this very complicated crime scene, I am told provided important assistance to those on the ground at the ACA. Thank you for your continued professionalism.

Jim Dadamio's staff was instrumental in locking down and protecting county employees in nearby buildings. And your Security Officer's efforts to provide valuable information were extremely helpful in marshaling resources.

Kim McKinney and her IT staff were key in setting up communications within hours of this tragedy. Extraordinary work by an extraordinary group of professionals!

Claudia Edwards directed her staff to assist in the wake of the tragedy and provided her building for a phone bank that turned out to be a valuable communication tool for what would become an international event. Claudia, your staff spent hours on the phone providing important

information to devastated family members calling from all over the world. For your constant professionalism in times of emergencies we thank you.

Art Johnson led our county efforts on the human services side of this terrible tragedy. That effort required immediate response by dozens of caring county mental health workers and DSS staff. Because of the leadership roles taken on by Art, Katie Cusano and the staff at the Mental Health Offices, Broome County was able to provide important mental health services to victims directly involved in the ACA shootings within hours of the event. There was also long term comfort and care provided for weeks and months in the wake of the shooting.

George Bagnetto and BC Transit were once again able to provide a key service at a crucial time. Whenever they have been called in, whether it has been the floods of 2006, or the ACA shooting of last year, they are always there to provide important transportation services.

There were so many more county employees involved in assisting the community during this event including many from my office. I apologize if I have left anyone off of the list by name but please know, we as a community are grateful. We are proud to call ourselves public servants when we know that we have folks like you in our ranks.

It is this kind of example set by these individuals that I hope we can all follow in the weeks and months to come.

We have tremendous challenges still in our path but if we work together and put aside the thoughts of ourselves and/or our own geography and begin making decisions for the greater good of the entire county and the entire region, I feel strongly that we will get beyond our current struggles.

As always, I look forward to working with you to tackle our shared problems as well as celebrating our shared successes.

Thank you!"

Mr. Reynolds called for a recess at 5:45 pm. The meeting reconvened at 6:13 pm.

Mr. Pasquale made a motion, seconded by Mr. LaBare, that the Session minutes of January 21, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-17, Nays-0, Absent-2 (Sanfilippo, Hutchings).

Mr. Reynolds noted that the committee minutes for the period January 21, 2010 through February 17, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Ms. Buchta, seconded by Mr. Cleary. **Carried**, Ayes-17, Nays-0, Absent-2 (Sanfilippo, Hutchings).

ANNOUNCEMENTS FROM THE CHAIR

Mr. Reynolds granted privilege of the floor to Mr. Totolis, Attorney for the estate of Michael Hudanich, 223 N. Roosevelt Avenue, Endicott. The property was foreclosed on for 2007 taxes. Mr. Totolis was denied by the Director of Real Property Tax Services to have the property sold back to the estate. His appeal to the Finance committee was also denied. Mr. Totolis is appealing his denials to the full Legislature, according to the rules established for the sell back of property. After Mr. Totolis' appeal to the Legislature, Mr. Reynolds asked for a vote to overturn the Finance Committees decision. The vote to overturn the Finance Committees decision carried. Ayes-14, Nays-3 (Keibel, Whalen, Marinich), Absent-2 (Sanfilippo, Hutchings).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala
 - 1. Order of Succession Designations
 - 2. Appointment of Gerald R. Smith as Broome County Historian
 - 3. Family Violence Prevention Council Appointments

4. Community Services Board Appointments
5. Conservation Advisory Committee Appointment

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds
 1. Designations for Mr. Sanfilippo 2/10/10
 2. Designation for Mr. Pasquale 2/10/10
 3. Designation for Mr. Howard 2/8/10
 4. Designation for Ms. Buchta 2/10/10

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. PETITIONS: None

- B. COMMUNICATIONS:

1. Town of Vestal State of Emergency 1/25/10
2. Office of the Sheriff Cycle 1 Evaluation form NYS COC
3. County Attorney's Office-Memo Regarding Proposed Charter Change
4. County Attorney's Office-Letter to Theo Totolis, Esq. Regarding 223 N. Roosevelt Avenue, Endicott
5. Governor David A. Paterson-Receipt of Resolution 09-612 Increase the Surcharge for Access Lines for the Enhanced 911 Emergency Landline Telephone System
6. Assemblyman Clifford Crouch-Receipt of Resolution 09-612 Increase the Surcharge for Access Lines for the Enhanced 911 Emergency Landline Telephone System
7. Broome Community College Budget Transfers 12/09
8. Audit and Control-Sheriff's Office Commissary Administration Audit 1/10
9. Cornell Cooperative Extension Board of Directors Meeting Minutes 12/3/09
10. Town of Kirkwood Notice of Public Hearing-Amending Zoning Laws

- C. NOTICES:

1. Special Finance Meeting 1/21/10

- D. REPORTS:

1. Office of the County Clerk-2009 Mortgage Tax Summary Report
2. Finance-2009 Quarterly Sales Tax Report
3. Planning and Economic Development 2009 Annual Report
4. Broome Community College Above Minimum Hire Report 12/09
5. Public Defender-2009 Annual Statistical Report
6. Finance-2009 Annual Dog License Report
7. Piaker & Lyons Certified Public Accountants-Broome Community College Financial Statements August 31, 2009

RESOLUTION RECALLED FROM A PREVIOUS SESSION

Ms. Messina made a motion, seconded by Mr. Nirchi to recall Resolution 09-14 for the purpose of amending. **Motion to recall carried.** Ayes-17, Nays-0, Absent-2 (Sanfilippo, Hutchings).

RESOLUTION NO. 14

By Human Services, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE INTENSIVE CASE SERVICES FOR NON-COMPLIANT FAMILIES PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010

Ms. Messina made a motion, seconded by Mr. Nirchi to amend the amount in the third Whereas paragraph, the first resolved paragraph, and the first Further Resolved paragraph to \$108,556. and accept the new Exhibit "A". **Amendment carried.** Ayes-17, Nays-0, Absent-2 (Sanfilippo, Hutchings). **Resolution as amended carried.** Ayes-17, Nays-0, Absent-2 (Sanfilippo, Hutchings).

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO.1

(Held over by Mr. Moran)

By County Administration and Finance Committees

Seconded by Mr. Howard

RESOLUTION INCREASING THE PERCENTAGE OF THE PREMIUM FOR HEALTH INSURANCE COVERAGE PAID BY COUNTY LEGISLATORS AS PART TIME ELECTED OFFICIALS

Mr. Whalen made a motion, seconded by Mr. Klipsch to amend the resolution to read as follows

“WHEREAS, Resolution 445 of 2003, the Broome County Employee Handbook, section 802 provides that elected officials are eligible for inclusion in the County health insurance program upon commencement of office, and

WHEREAS, Section 802 states that the County will pay a percentage, as determined and specified by the County Legislature, of the premium for individual or family health insurance coverage, and

WHEREAS, the health insurance employee contribution of Broome County Legislators and Board of Elections Commissioners is currently 15% of the premium, and

WHEREAS, part-time employees who are funded through a 1500 budget line (Salaries Part-Time) and are regularly scheduled to work more than half-time and who enroll in the County’s health insurance program currently contribute 50% towards the cost of the health insurance premium, and

WHEREAS, Broome County Legislators are recognized by the New York State Comptroller as participating in earning pension credits at the rate of .75 of a full year for each year they serve, and

WHEREAS, it is the desire of this Legislature to increase the health insurance premium contribution rate of Broome County Legislators and Election Commissioners from 15% to 25%, consistent with the established 75% rate of the standard work day, now, therefore, be it

RESOLVED, that all Broome County Legislators and Board of Election Commissioners who participate in the County’s health insurance program shall contribute 25% of the premium for individual or family health insurance coverage in the County’s health insurance program, and be it

FURTHER RESOLVED, that the terms of this Resolution shall not apply to Broome County Legislators and Board of Elections Commissioners who have retired prior to the effective date of this Resolution and are currently members of the County’s retiree health insurance program, and be it

FURTHER RESOLVED, that this Resolution shall take effect upon the commencement of the next ensuing respective terms of Broome County Legislators and Board of Elections Commissioners”.

Amendment carried. Ayes-10, Nays-7 (Keibel, LaBare, Pasquale, Howard, Garnar, Diffendorf, Marinich), Absent-2 (Sanfilippo, Hutchings). **Resolution as amended carried.** Ayes-16, Nays-1 (Keibel), Absent-2 (Sanfilippo, Hutchings).

RESOLUTION NO.26

(Automatic Holdover)

By County Administration and Finance Committees

Seconded by Mr. LaBare

RESOLUTION ADOPTING LOCAL LAW INTRO, NO. 1 OF 2010, ENTITLED: “LOCAL LAW AMENDING ARTICLE VI OF THE BROOME COUNTY CHARTER AND CODE, AS AMENDED, REGARDING ADOPTION OF THE ANNUAL COUNTY BUDGET”

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

WHEREAS, the Personnel Officer recommends that CASA be permitted movement between these titles to allow the Department to hire the most qualified candidate possible in the most expeditious manner, now therefore, be it

RESOLVED that the County Legislature hereby authorizes movement between Senior Registered Professional Nurse and Public Health Nurse appointments in CASA without further legislative approval, and be it

FURTHER RESOLVED, that the Personnel Officer, Director of Budget and Research and Commissioner of Finance are hereby authorized to take any and all steps 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 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 35

By Finance Committee

Seconded by Mr. Cleary

BOND RESOLUTION DATED FEBRUARY 18, 2010 RESOLUTION AUTHORIZING THE ISSUANCE OF \$13,938,530 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 of the State of New York and periods of probable usefulness applicable thereto:

<u>Project Name</u>	<u>PPU/L.F.L. Sect 11</u>	<u>Estimated Maximum Cost</u>
Hangar Improvements	15/17	\$375,000
Main Apron Rehabilitation-Construction	20/15	5,000,000
Replace Airfield Safety Vehicle	5/77	52,630
Snow Removal Equipment	10/28	150,000
Direct Digital Control	5/62	465,000
Natural Gas Piping Replace	15/35	500,000
Watershed Regulatory Compliance	10/3	225,000
Courthouse Air Handler Replacement	10/13	300,000
Systematic Roof Replacement at County	15/12(2)	100,000
Upgrade Access Control System at Court	5/32	200,000
DPW Fleet Replacement	5/29	200,000
Highway Reconstruction/Rehab.	15/20c	2,225,000
Unanticipated Bridge/Culvert Repairs	20/10	300,000
Highway Equipment Replacement	15/28	1,005,000
Purchase of Portable Command Center	10/32	25,000
Replace Hazardous Response Vehicle	5/29	150,000
Employee timekeeper System/Scheduler	5/32	165,000
Systems Upgrade & Network Management	5/32	360,000
Tape Library & Computer Equipment	5/32	76,000
Parks Surface Rehabilitation	15/20	75,000
Parks Facilities Repairs and Renovations	15/35	50,000
Parks Vehicle Replacement	5/29	50,000
Arena Safety Improvements	15/12(a)(2)	400,000
Arena Bathroom Renovations for ADA	10/13	75,000
Arena Repairs/Renovations	5/35	150,000

Forum Repairs/Renovations	5/35	90,000
Forum Seating	5/32	250,000
Vehicle Replacement-Sheriff	3/77	200,000
Colesville Landfill Remediation	30/6(c)	250,000
Landfill Equipment	10/6	350,000
Replacement Equipment/furnishings-WPNH	5/32	124,900
Total		\$13,938,530

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 is \$13,938,530 and the plan for the financing thereof is by the issuance of \$13,938,530 bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law and by the application of \$4,800,000 from the Federal government in the following monies and allocated in their entirety to the following projects: \$4,750,000 for Airport Main Apron Rehabilitation-Construction, \$50,000 for Replacement Airfield Safety Vehicle and there being anticipated \$908,815 received from State government in the following amounts and allocated entirely to the following projects: \$300,000 for Hangar Improvements, \$125,000 for Main Apron Rehabilitation-Construction, \$1,315 to Replace Airfield Safety Vehicle, \$232,500 for Direct Digital Control, \$250,000 for Natural Gas Piping Replacement, 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.

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 of Broome County. 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 Broome 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 provision 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-17, Nays-0, Absent-2 (Sanfilippo, Hutchings).

RESOLUTION NO. 36

By Personnel, Human Services, and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE OFFICE FOR AGING

RESOLVED, that in accordance with a request contained in PCR# 10-5 from the Director of the Office for Aging, this County Legislature hereby authorizes the position of Senior Citizen Site Supervisor, Grade 10, Union Code 08 CSEA, minimum salary \$13.07 per hour, at budget line 34010006.6001001.3410376, to be abolished effective January 1, 2010, as part of a reorganization, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 10-4 from the Director of the Office for Aging, this County Legislature hereby authorizes the position of Community Services Worker, Grade 08, Union Code 04 CSEA, minimum salary \$11.85 per hour, at budget line 34010006.6001000.3410382, to be abolished effective January 1, 2010, as part of a reorganization.

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

RESOLUTION NO. 37

By Finance Committee

Seconded by Mr. Herz

RESOLUTION AMENDING BOND RESOLUTION 05-742 DATED DECEMBER 28, 2005 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME NEW YORK AS AMENDED BY BOND RESOLUTION 06-470 DATED SEPTEMBER, 20, 2006, WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, the Bond Resolution 05-742 adopted by this County Legislature on December 28, 2005, as amended by Resolution 06-470 dated September 20, 2006 set forth an Intermodal Center project at \$11,406,000 and

WHEREAS, the costs for the Intermodal Center project are now estimated to be \$12,406,000 as set forth in Resolution 09-546 dated November 23, 2009 and

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

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

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

<u>Project Name</u>	<u>PPU/LFL</u> <u>Section 11:00</u>	<u>Maximum Estimated Cost</u>
Intermodal Center Project	30/11	\$12,406,000

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$1,000,000 for the Intermodal Center project with amount of serial bonds to be issued increased by \$1,000,000 to \$74,651,993 and the amount of Federal monies received increased by \$742,469 and allocated in their entirety to the Intermodal Center project and there being anticipated \$92,434 received from the State government and allocated entirely to the Intermodal Center project.

Section 3. This Resolution to the extent inconsistent with Resolutions 742 of 2005 and 470 of 2006 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 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 38

By Finance Committee

Seconded by Ms. Buchta

RESOLUTION AMENDING BOND RESOLUTION 08-744 DATED DECEMBER 18, 2008 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME NEW YORK AS AMENDED BY BOND RESOLUTION 09-317 DATED JULY 16, 2009, WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, the Bond Resolution 08-744 adopted by this County Legislature on December 18, 2008 as amended by Resolution 09-317 dated July 16, 2009 set forth a Vestal-Endicott Bridge Painting project at \$1,982,000 and

WHEREAS, the costs for the Vestal-Endicott Bridge Painting project are now estimated to be \$2,630,000 as set forth in resolution 09-503 dated October 22, 2009 and

WHEREAS, it is necessary to add the T-Hangar Improvements at \$750,000 as set forth in resolution 09-365 dated August 19, 2009 and the North Apron Rehabilitation, Phase 1 at \$500,000 as set forth in resolution 09-545 dated November 23, 2009 and

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

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

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

<u>Project Name</u>	<u>PPU/LFL</u> <u>Section 11:00</u>	<u>Maximum Estimated Cost</u>
T-Hangar Improvements	10/14	\$750,000
North Apron Rehabilitation, Phase 1	10/14	\$500,000

Vestal-Endicott Bridge Painting 10/10 \$2,630,000

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$750,000 for the T-Hangar Improvements project, by \$500,000 for the North Apron Rehabilitation project and by \$648,000 for the Vestal-Endicott Bridge Painting with the amount of serial bonds to be issued increased by \$1,898,000 to \$45,110,868 and the amount of Federal monies received increased by \$1,024,923 in the following monies and allocated in their entirety to the following projects: \$376,923 for the North Apron Rehabilitation, Phase 1 project, and \$648,000 for the Vestal-Endicott Bridge Painting there being anticipated \$609,919 received from the State government in the following amounts and allocated entirely to the following programs: \$600,000 for the T-Hangar Improvements project and \$9,919 for the North Apron Rehabilitation, Phase 1 project.

Section 3. This Resolution to the extent inconsistent with Resolutions 744 of 2008 and 317 of 2009 supersedes and amends said prior bond resolutions.

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 (Sanfilippo, Hutchings).

RESOLUTION NO. 39

By Finance Committee

Seconded by Ms. Messina

RESOLUTION AUTHORIZING CORRECTION OF ERRORS ON 2010 TOWN AND COUNTY TAX ROLLS

WHEREAS, applications for Correction of Errors on 2010 Town and County Tax Rolls have been duly filed with the Director of Real Property Tax Service for the County of Broome, and

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

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

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

RESOLUTION NO. 40

By Finance Committee

Seconded by Ms. Messina

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF NANTICOKE

WHEREAS, the County of Broome now owns a certain parcel of real property in the Town of Nanticoke, and

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said property to the individual listed on Exhibit "A", now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property as indicated on Exhibit "A" attached herewith, and be it

FURTHER RESOLVED, that the revenue hereinabove referenced shall be credited to budget line 17000001.3160007 (Sale of Real Property), and be it

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

Exhibit "A"

Bidder: Ronald Manwaring, 315 Mt. Hunger Road, Lisle, NY 13897

Town: Nanticoke

Address: 135 Mt. Hunger Road Rear

Tax Map 039.00-1-21

Lot size: 9.40 acres

Bid amount: \$2,500

Note: The subject is currently part of flood control, and is land locked. The buyer has agreed to the following deed restrictions: No building, fence or structure of any kind can be erected on the 9.40+ acres, and Broome County retains all gas, oil and mineral rights.

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

RESOLUTION NO. 41

By Works and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF AN INTERMUNICIPAL AGREEMENT WITH TIOGA COUNTY FOR THE COLLECTION OF HAZARDOUS WASTE FROM TIOGA COUNTY FOR 2010

WHEREAS, this County Legislature, by Resolution 69 of 2009, authorized renewal of an intermunicipal agreement with Tioga County allowing for the collection of hazardous waste from households and conditionally exempt small quantity generators at the Broome County Hazardous Waste Facility with revenue to the County for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement generates revenue to the Broome County Solid Waste Management Fund to offset a portion of the operating expenses at the Hazardous Waste Facility and, by providing this collection service to Tioga County, will enhance the regional economy and benefit the region's environment, and

WHEREAS, said agreement expired by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the intermunicipal agreement with Tioga County for the collection of hazardous waste from households and conditionally exempt small quantity generators of hazardous wastes located in Tioga County for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that Tioga County residents will be allowed access to the Broome County Hazardous Waste Facility during scheduled collection days during the months of April through November for the disposal of hazardous waste, following the facility's guidelines, and be it

FURTHER RESOLVED, the following charges will apply to Tioga County, its residents and businesses:

- Tioga County will pay an annual fee of \$3,200 plus a disposal fee of \$0.75 per pound for all wastes brought to the facility by Tioga County residents

- Tioga County businesses and institutions meeting the criteria of “conditionally exempt small quantity generators (CESQGs)” will be permitted access to the facility on a year-round basis, during all scheduled days of operation subject to an annual fee of \$80 per business/generator and a disposal fee of \$0.75 per pound
and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget lines 38050007.5000323 (Other Local Government) and 38050007.5000481 (Hazardous Waste Facility Permits), 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 42

By Education, Culture and Recreation Committee

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AN AGREEMENT WITH LAURA BIASILLO D/B/A/ OTSININGO FARMERS MARKET FOR THE USE OF OTSININGO PARK FOR THE OPERATION OF A FARMERS MARKET FOR 2010

WHEREAS, the Deputy Commissioner of Parks and Recreation requests authorization for an agreement with Laura Biasillo d/b/a Otsiningo Farmers Market for the use of Otsiningo Park for the operation of a Farmers Market for 2010, and

WHEREAS, the use of the park is requested for Saturdays from 8:00 A.M. to 3:00 P.M. from May 1, 2010 through November 27, 2010, and

WHEREAS, the hours of operation of said Farmers Market will be established by the Market Manager, and

WHEREAS, the Farmers Market will not be held on August 7, 2010, due to the Spiedie Fest and such other dates as the Commissioner of Parks & Recreation may deem it necessary, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Laura Biasillo, d/b/a Otsiningo Farmers Market, 9 Hi-Over Road, Binghamton, New York 13901 for the use of Otsiningo Park on Saturdays from 8:00 A.M. to 3:00 P.M. from May 1, 2010 through November 27, 2010, not including August 7, 2010, for operation of a Farmers Market, and be it

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

FURTHER RESOLVED, that the Otsiningo Farmers Market will be responsible for their own refuse removal, and be it

FURTHER RESOLVED, that Laura Biasillo, d/b/a Otsiningo Farmers Market, will through its vendors, keep Broome County safe harmless and insure that Broome County is named as additional insured on all vendor policies for the term of the agreement, and be it

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

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

RESOLUTION NO. 43

By Transportation and Rural Development and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING THE BROOME COUNTY DEPARTMENT OF AVIATION TO CANCEL UNCOLLECTIBLE ACCOUNTS FOR 2010

WHEREAS, the Commissioner of Aviation has requested authorization to cancel uncollectible accounts totaling \$41,160.19 for the Department of Aviation for 2009, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the Commissioner of Aviation to cancel uncollectible accounts totaling \$41,160.19 as listed on Exhibit "A" and be

FURTHER RESOLVED, that the Commissioner of Aviation, the Commissioner of Finance and the Comptroller are authorized to make all necessary accounting entries to effectuate the intent and purpose of this Resolution.

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

RESOLUTION NO. 44

By Transportation and Rural Development and Finance Committees Seconded by Mr. Herz
RESOLUTION AUTHORIZING THE ACCEPTANCE OF FUNDING FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION'S COMMUNITY SOLUTIONS FOR TRANSPORTATION PROGRAM

WHEREAS, the Commissioner of Public Transportation requests authorization for an agreement with the New York State Department of Transportation for funding to provide low income employment transportation services, as described in the Broome County Community Solutions for Transportation application, to low income persons under the Community Solutions for Transportation program in the amount of \$57,733 for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said funding will provide transportation services to eligible participants with incomes under 200% of the national poverty rate, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$57,733 from the New York State Department of Transportation, 50 Wolf Road, Albany, New York 12232 for the Department of Public Transportation's Community Solutions for Transportation Program for the period July 1, 2009 through June 30, 2010, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 31010105.5000947.3110007 (TANF AID-NYSDOT), 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.

Carried. Ayes-14 Nays-3 (Keibel, Pasquale, Diffendorf), Absent-2 (Sanfilippo, Hutchings).

RESOLUTION NO. 45

By Economic Development and Planning and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING AN AMENDMENT TO THE FEE SCHEDULE FOR THE SALE OF MAPS AND DIGITAL FILES BY THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT

WHEREAS, the Broome County Department of Planning and Economic Development regularly provides various prints, copies, map projects, data manipulation, and GIS data and imagery, and

WHEREAS, this County Legislature, by Resolution 118 of 1989, as amended by Resolution 163 of 1993, Resolution 138 of 1994, Resolution 521 of 2000, Resolution 425 of 2003, Resolution 181 of 2005 and Resolution 438 of 2007, established a schedule of fees for such sales, and

WHEREAS, it is appropriate at this time to revise said schedule of fees to account for all currently available products and distribution methods, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and adopts the rate structure attached hereto as Exhibit "A" for the sale of various prints, copies, map projects, data manipulation, and GIS data imagery, and be it

FURTHER RESOLVED, that the fees hereinabove authorized shall become effective immediately, and be it

FURTHER RESOLVED, that all proceeds received from said sales shall be credited to budget line 37000007.5000513 (Minor Sales-Planning), and be it

FURTHER RESOLVED, that the Commissioner of Finance and the Comptroller of Broome County are hereby authorized to make such bookkeeping and accounting entries and adjustments as may be necessary to effectuate the intent and purpose of this Resolution.

Mr. Garnar made a motion, seconded by Mr. Cleary to amend the second Whereas paragraph to read "WHEREAS, this County Legislature, by Resolution 342 of 1986, as amended by Resolution 119 of 1989...". **Amendment carried.** Ayes-17, Nays-0, Absent-2 (Sanfilippo, Hutchings). **Resolution as amended carried.** Ayes-17, Nays-0, Absent-2 (Sanfilippo, Hutchings).

RESOLUTION NO. 46

By Economic Development and Planning and Finance Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT BETWEEN THE VILLAGE OF WHITNEY POINT AND THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR THE PREPARATION OF A TOWN COMPREHENSIVE PLAN FOR 2010-2011

WHEREAS, the Acting Commissioner of Planning and Economic Development requests authorization for an intermunicipal agreement with the Village of Whitney Point for the preparation of a town comprehensive plan with revenue to the County in the amount of \$2,500, for the period March 1, 2010 through August 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the Village of Whitney Point, PO Box 729, 2612 Liberty Street, Whitney Point, New York 13862 for the preparation of a town comprehensive plan by the Department of Planning and Economic Development for the period March 1, 2010 through August 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$1,250 during the period June 1, 2010 through May 31, 2011 and \$1,250 during the period June 1, 2011 through August 31, 2011, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 37000007.5000118 (Fees for Services), and be it

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

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

RESOLUTION NO. 47

By Economic Development and Planning Committee and Finance Committees
Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT TO SUBMIT A GRANT APPLICATION TO THE NEW YORK STATE HOUSING TRUST FUND CORPORATION-OFFICE OF COMMUNITY RENEWAL

WHEREAS, the Acting Commissioner of Planning and Economic Development requests authorization to submit a grant application to the New York State Housing Trust Fund Corporation-Office of Community Renewal, and

WHEREAS, said grant would provide financial assistance to businesses which will result in the creation or retention of permanent private sector job opportunities principally for persons from low and moderate income families, and

WHEREAS, said application would seek \$750,000 for Impress, USA, Inc. to purchase equipment for their metal packaging facility, and, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves submission of an application to the New York State Housing Trust Fund Corporation-Office of Community Renewal, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 48

By Public Safety and Emergency Services, and Finance Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING ACCEPTANCE OF A PRESIDENTIAL THREAT PROTECTION ACT PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, the Office of the Sheriff requests authorization to accept a Presidential Threat Protection Act Program Grant and adopt a program budget in the amount of \$32,000 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides funding for overtime incurred by state and local investigators who provide full time support to the United States Marshals Service Regional Fugitive Task Force, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$32,000 from the United States Department of Justice, United States Marshals Service, P.O. Box 7260, 100 S. Clinton St., Syracuse, NY 13261, for the Office of the Sheriff's Presidential Threat Protection Act Program Grant (Falcon #2-2010) for the period October 1, 2009 through September 30, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$32,000, and be it

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

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

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

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

RESOLUTION NO. 49

By Public Safety and Emergency Services and Finance Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING ACCEPTANCE OF FUNDING FOR THE OFFICE OF EMERGENCY SERVICES LOCAL EMERGENCY MANAGEMENT PERFORMANCE PROGRAM FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 475 of 2008, authorized and approved renewal of the Local Emergency Management Performance Grant for the Office of Emergency Services in the amount of \$67,202 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program provides federal funds to offset costs for the Emergency Management Performance Program within Broome County, and

WHEREAS, it is desired to renew said program and accept funding in the amount of \$69,793 for the period October 1, 2008 through September 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$69,793 from the New York State Emergency Management Office, 120 Washington Avenue, Building 22, Suite 101, Albany, New York 12226-2251, for the Office of Emergency Services' Local Emergency Management Performance Program for the period October 1, 2008 through September 30, 2009, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 460006.0369.101000 (Civil Defense-Federal Aid), and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes and approves the Office of Emergency Services to accept and allocate additional funds as may be allocated by the New York State Emergency Management Office for the period October 1, 2008 through September 30, 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-17, Nays-0, Absent-2 (Sanfilippo, Hutchings).

RESOLUTION NO. 50

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH CONTINENTAL HEALTH EQUIPMENT FOR EQUIPMENT RENTAL FOR THE WILLOW POINT NURSING HOME FOR 2009

WHEREAS, the Board of Acquisition and Contract by CA #17-507, as amended by Legislative Resolution 333 of 2009, authorized an agreement with Continental Health Equipment for equipment rental for the Willow Point Nursing Home at a cost not to exceed \$25,000 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary for specialty rental equipment for the care and treatment of Willow Point Nursing Home residents, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$5,799 for equipment rental for the Willow Point Nursing Home, 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 Continental Health Equipment, 758 Butler Road, Kittanning, Pennsylvania 16201 to increase the not to exceed amount by \$5,799 for equipment rental for the Willow Point Nursing Home for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$30,799, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 160226.4512.204000 (Outside Rentals) and 160226.4363.204000 (Medical, Lab & Clinic Supplies), and be it

FURTHER RESOLVED, that CA #17-507 and Legislative Resolution 333 of 2009, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 51

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THERAPEEDS PHYSICAL THERAPY OF UPSTATE NEW YORK, PLLC D/B/A/ G & E THERAPIES FOR THERAPY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2009

WHEREAS, this County Legislature, Resolution 528 of 2008, Resolution 716 of 2008, and as amended by Resolution 300 of 2009, authorized a renewal to the agreement with Therapeeds Physical Therapy of Upstate New York, PLLC d/b/a G & E Therapies for therapy services for the Willow Point Nursing Home at a cost not to exceed for \$85,000, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement provides physical, speech and occupational therapy services in the absence of a staff therapist for residents of the Willow Point Nursing Home, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$2,612.12 to cover December 2009 charges created by unplanned December staffing needs for therapy services, 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 Therapeeds Physical Therapy of upstate New York, PLLC, d/b/a/ G & E Therapies, c/o Gerilyn Gault, PT, 1977 Marshland Road, Apalachin, New York 13732, to increase the not to exceed amount by \$2,612.12 for therapy services for the Willow Point Nursing Home, for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$87,612.12, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160226.4706.204000 (Rehab and Therapy Services) 160234.4706.204000 (Rehab and Therapy Services) and 160242.4706.204000 (Rehab and Therapy Services), and be it

FURTHER RESOLVED, that Resolution 528 of 2008, Resolution 716 of 2008, and as amended by Resolution 300 of 2009, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 52

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH CENTRAL NEW YORK AREA HEALTH EDUCATION CENTER FOR TRAINING AND EQUIPMENT FOR THE WILLOW POINT NURSING HOME FOR 2009

WHEREAS, this County Legislature, by Resolution 34 of 2009, as amended by Resolution 521 of 2009, authorized an agreement with Central New York Area Health Education Center for training and equipment for Willow Point Nursing Home at no cost to the County for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement provides on and off-site training and equipment, which will allow Willow Point Nursing Home to implement the Berger Commission Report mandates, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2010, at no cost to the County, and

WHEREAS, the Administrator of the Willow Point Nursing Home has requested authorization for the 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 Central New York Area Health Education Center, 10 Kennedy Parkway,

Cortland, New York 13045 to extend the period through December 31, 2010 at no cost to the County, and be it,

FURTHER RESOLVED, that Resolutions 34 and 521 of 2009, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 53

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH BINGHAMTON HOUSING AUTHORITY FOR HOMEMAKER SERVICES THROUGH THE OFFICE FOR AGING'S COMMUNITY SERVICES FOR THE ELDERLY ENRICHED LIVING PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 91 of 2009, authorized a renewal of the agreement with Binghamton Housing Authority for homemaker services through the Office For Aging's Community Services for the Elderly Enriched Program with revenue to the County in the amount of \$9,000 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, said agreement expires by its terms on March 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$9,000 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Binghamton Housing Authority, 45 Exchange Street, Binghamton, New York 13901 for homemaker services through the Office for Aging's Community Services for the Elderly Enriched Living Program for the period April 1, 2010 through March 31, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 34010006.5000183.3410404 (Miscellaneous Contributions) and be it

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

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

RESOLUTION NO. 54

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH DELAWARE COUNTY PUBLIC HEALTH NURSING SERVICE FOR SOCIAL ADULT DAY CARE BY BROOME COUNTY OFFICE FOR AGING FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 89 of 2009, authorized renewal of the agreement with Delaware County Public Health Nursing Service for social adult day care services by Broome County Office for Aging with revenue to the County at the rate of \$40 per full day for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, said agreement expires by its terms on March 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$40 per day for the period April 1, 2010 through March 31, 2011 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Delaware County Public Health Nursing Service, Long Term Home Health Care Program, 99 Main Street, Delhi, New York 13753 for social adult day care services by Broome County Office for Aging for the period April 1, 2010 through March 31, 2011 and be it

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

URTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 34010006.5000215.3410403 (LTHHC Fees), and be it

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

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

RESOLUTION NO. 55

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CST/YOUR LINK TO LIFE (aka GTL, INC. LINK TO LIFE) AND PROJECT H.E.A.R. FOR PERSONAL EMERGENCY RESPONSE SERVICES FOR THE OFFICE FOR AGING FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 90 of 2009 authorized renewal of the agreement with CST/Your link to Life and Project H.E.A.R. for personal emergency response services for the Office for Aging at the current Medicaid rates for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, said agreement expires by its terms on March 31, 2010 and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the current Medicaid rates, not to exceed budget appropriations for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with CST/Your Link to Life, 22600 Haggerty Road, Farmington Hills, MI 48335 for personal emergency response services for the Office for Aging with initial installation charge of \$30 and a monthly service fee of \$24 for the period April 1, 2010 through March 31, 2011, and be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Project H.E.A.R., 4401 Vestal Parkway E., Vestal New York 13850 for personal emergency response services for the Office for Aging with an initial installation charge of \$35 and a monthly service fee of \$25 for the period April 1, 2010 through March 31, 2011

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410402 (Subcontracted Program expense), 34010006.6004146.3410396 (Subcontracted Program expense) and 34010006.6004146.3410xxx (subcontracted Program expense), and be it

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

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

RESOLUTION NO. 56

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH VARIOUS VENDORS FOR PERSONAL CARE/HOMEMAKER SERVICES FOR THE OFFICE FOR AGING'S EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 111 of 2009, authorized agreements with various vendors for personal care/homemaker services for the Office for Aging's Expanded In-Home Services for the Elderly Program at the current approved Medicaid rate for Nursing Supervisor and the current Medicaid fixed rates as listed for the Personal Care/Homemaker Service, for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, said agreements expire by their terms on March 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the current approved Medicaid rate for Nursing Supervisor and the current Medicaid fixed rates as stated below for the Personal Care/Homemaker Service, total amount not to exceed budgeted appropriations, for the Office for Aging's Expanded In-Home Services for the Elderly Program for the period April 1, 2010 through March 31, 2011, and

WHEREAS, because the Medicaid rate changes from time to time, Broome County will pay the contractor for the Personal Care/Homemaker Service the current Medicaid rate listed below, and the Nurse Supervisor will be paid at the current approved Medicaid rates listed below, unless the rates decrease or increase, they will be paid at the lower or higher amount, retroactive to April 1, 2010, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the vendors listed below at the current approved State Medicaid rates for Nursing Supervisor and the current Medicaid fixed rates stated below for the Personal Care/Homemaker Service, total amount not to exceed budgeted appropriations, for the Office for Aging's Expanded In-Home Care for the Elderly Program for the period April 1, 2010 through March 31, 2011:

CA# 292-325

Vendor ID# 0000009685

Metro Interfaith Housing Management Corp.

21 New Street

Binghamton, New York 13903

Hourly Rate–Personal Care: \$14.50

Hourly Rate-Nurse Supervisor: \$50.00

CA# 292-153

Vendor ID# 0000002768

Stafkings Healthcare Systems

P.O. Box 1015

Binghamton, New York 13902-1015

Hourly Rate –Personal Care: \$20.99

Hourly Rate-Nurse Supervisor: \$84.55

Contract # 292-158

Vendor ID# 0000000106

Family & Children's Society of Broome County

257 Main Street

Binghamton, New York 13905

Hourly Rate-Personal Care: \$20.03

Hourly Rate-Nurse Supervisor: \$73.76

and be it

FURTHER RESOLVED, that Broome County will pay the contractor for the Personal Care/Homemaker the current Medicaid rate listed, unless the Medicaid rate for the Personal Care/Homemaker Service decreases, then the County shall pay the reduced rate, retroactive to April 1, 2010 should the Medicaid rates increase, the County will pay the higher rate retroactive to April 1, 2010, and be it

CA# 292-156

Vendor ID#0000002048

Interim Healthcare Systems

38 Front Street, Suite D

Binghamton, New York 13905

Hourly Rate–Personal Care: \$18.38

Hourly Rate-Nurse Supervisor: \$76.01

CA# 292-154

Vendor ID# 0000001742

Homemakers of Broome County

DBA Caregivers

700 Harry L. Drive, Suite 120

Johnson City, New York 13790

Hourly Rate–Personal Care: \$17.90

Hourly Rate-Nurse-Supervisor: \$48.96

FURTHER RESOLVED, the Nurse Supervisor will be paid the current Medicaid rate listed, unless the Medicaid rate for the Nurse Supervisor decreases, then the County shall pay the reduced rate, retroactive to April 1, 2010 should the Medicaid rate for the Nurse Supervisor increase, the County will pay the higher rate retroactive to April 1, 2010, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410402 (Subcontracted Program expense), and be it

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

RESOLUTION NO. 57

By Human Services, Personnel and Finance Committees Seconded by Ms. Messina

RESOLUTION AUTHORIZING REVISION OF THE COMMUNITY SERVICES FOR THE ELDERLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 147 of 2008, as amended by Resolution 620 of 2008, and Resolution 136 of 2009, authorized and approved the renewal of the Community Services for the Elderly Program Grant for the Office for Aging and adopted a program budget in the amount of \$605,302, for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$ 36,805 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Community Services for the Elderly (CSE) Grant to reflect an increase of \$36,805 for the period April 1, 2009 through March 31, 2010, 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 \$642,107, and be it

FURTHER RESOLVED, that Resolution 136 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 58

By Human Services, Personnel and Finance Committees Seconded by Ms. Messina

RESOLUTION AUTHORIZING REVISION OF THE AGREEMENT OF THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, as amended by Resolution 130 of 2009, authorized and approved the renewal of the Supplemental Nutrition Assistance Program Grant for the Office for the Aging and adopted a program budget in the amount of \$389,869 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$47,204 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Supplemental Nutrition Assistance Program Grant to reflect an increase of \$47,204 for the period April 1, 2009 through March 31, 2010, 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 \$437,073, and be it

FURTHER RESOLVED, that Resolution 130 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 59

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING REVISION OF CONGREGATE SERVICES INITIATIVE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, as amended by Resolution 135 of 2009, authorized and approved the renewal of the Congregate Services Initiative Program Grant for the Office for Aging and adopted a program budget in the amount \$9,440 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$1,038 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Congregate Services Initiative Program Grant to reflect an increase of \$1,038 for the period April 1, 2009 through March 31, 2010, 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 \$10,478, and be it

FURTHER RESOLVED, that Resolution 135 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

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

RESOLUTION NO.60

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING REVISION OF THE TRANSPORTATION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 134 of 2009, authorized and approved renewal of the Transportation Program Grant for the Office for Aging and adopted a program budget in the amount of \$11,824 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides for transportation related expenses, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$842 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Transportation Program Grant to reflect a decrease of \$842 for the period April 1, 2009 through March 31, 2010, 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 \$10,982, and be it

FURTHER RESOLVED, that Resolution 134 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 61

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING REVISION OF LONG TERM CARE OMBUDSMAN PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS TO ADMINISTER SAID PROGRAM FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 132 of 2009, authorized and approved the renewal of the Long Term Care Ombudsman Program Grant for the Office for Aging, adopted a program budget in the amount of \$13,836 and authorized an agreement with Action for Older Persons to administer said program for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$1,068 in grant appropriations and amend the agreement with Action for Older Persons to continue to administer said program for the period April 1, 2009 through March 31, 2010 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging's Long Term Care Ombudsman Program Grant to reflect an increase of \$1,068 for the period April 1, 2009 through March 31, 2010, 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 \$14,904, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, 30 West State Street, Binghamton, New York 13901 for recruitment and training services for the Office for Aging's Long Term Care Ombudsman Program Grant for the period April 1, 2009 through March 31, 2010, with additional an \$1,068 and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$14,904 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410378 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 132 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 62

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING REVISION OF THE HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE PROGRAM (HIICAP) GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 133 of 2009, as amended by Resolution 451 of 2009, authorized and approved renewal of the Health Insurance Information and Counseling Assistance Program (HIICAP) Grant for the Office for Aging, adopted a program budget in the amount of \$29,901 and authorized an agreement with Action of Older Persons,

Inc., in the amount of \$28,901 to administer said program for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$5,570 in grant appropriations and amend the agreement with Action for Older Persons, Inc. to reflect an increase of \$5,070, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Insurance Information and Counseling Assistance Program (HIICAP) Grant to reflect an increase of \$5,570 for the period April 1, 2009 through March 31, 2010, 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 \$35,471, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901, to reflect an increase of \$5,070 for the Office for Aging for the period April 1, 2009 through March 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$33,971 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolutions 133 and 451 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 63

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL FOR SOCIAL DAY CARE SERVICES AND DELIVERY OF MEALS FOR THE OFFICE FOR AGING'S LONG TERM HOME HEALTH CARE CLIENTS FOR 2009

WHEREAS, this County Legislature, by Resolution 707 of 2008, authorized renewal of the agreement with Our Lady of Lourdes Memorial Hospital for social day care services and delivery of meals for the Office for Aging with revenue to the County of \$40 for a full day of social day care, \$9 for Meals on Wheels, and \$3.75 for Congregate meals, per client per day for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement provides social day care and home-delivered meals to Long Term Home Health Care clients, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the revenue to the County to \$10.70 for Meals on Wheels, and \$5.41 for Congregate meals, per client per day, for the period April 1, 2009 through December 31, 2009, and

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Our Lady of Lourdes Memorial Hospital, 169 Riverside Drive, Binghamton, New

York 13905 to increase the revenue to the County to \$10.70 for Meals on Wheels, and \$5.41 for Congregate meals, per client per day, for the period April 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that Resolution 707 of 2008, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 64

By Human Services and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL FOR SOCIAL DAY CARE SERVICES AND DELIVERY OF MEALS FOR THE OFFICE FOR AGING'S LONG TERM HOME HEALTH CARE CLIENTS FOR 2010

WHEREAS, this County Legislature, by Resolution 572 of 2009, authorized renewal of the agreement with Our Lady of Lourdes Memorial Hospital for social day care services and delivery of meals for the Office for Aging with revenue to the County of \$40 for a full day of social day care, \$9 for Meals on Wheels, and \$3.75 for Congregate meals, per client per day for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement provides social day care and home-delivered meals to Long Term Home Health Care clients, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the revenue to the County to \$10.70 for Meals on Wheels, and \$5.41 for Congregate meals, per client per day, for the period January 1, 2010 through December 31, 2010, and

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Our Lady of Lourdes Memorial Hospital, 169 Riverside Drive, Binghamton, New York 13905 to increase the revenue to the County to \$10.70 for Meals on Wheels, and \$5.41 for Congregate meals, per client per day, for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that Resolution 572 of 2009, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 65

By Human Services, Personnel and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING REVISION OF THE EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 129 of 2009, authorized and approved renewal of the Expanded In-home Services for the Elderly Program (EISEP) Grant for the Office for Aging and adopted a program budget in the amount of \$955,845 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$89,556 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Expanded In-home Services for the Elderly Program (EISEP) Grant to reflect an increase of \$89,556 for the period April 1, 2009 through March 31, 2010, 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 \$1,045,401, and be it

FURTHER RESOLVED, that Resolution 129 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 66

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AN AGREEMENT WITH VARIOUS VENDORS FOR THERAPY SERVICES FOR THE DEPARTMENT OF HEALTH'S EARLY INTERVENTION PROGRAM FOR 2010-2011 AND THE PRESCHOOL EDUCATION PROGRAM FOR 2010

WHEREAS, the Director of Public Health requests authorization for agreements with various vendors for therapy services for the Department of Health's Early Intervention Program for the period March 1, 2010 through December 31, 2011 and the Preschool Education Program for the period March 1, 2010 through June 30, 2010, at rates set by the New York State Department of Health and the Broome County Health Department, and

WHEREAS, said agreements are necessary for Special Instruction, Social Work and Therapy Services for children in the Early Intervention Program and the Preschool Education Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with various vendors, as listed on Exhibit "A" for services for the Department of Health's Early Intervention Program for the period March 1, 2010 through December 31, 2011 and the Preschool Education Program for the period March 1, 2010 through June 30, 2010, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 67

By Public Health and Environmental Protection and Finance Committees
Seconded by Ms. Messina

RESOLUTION AUTHORIZING AN AGREEMENT WITH CARRIE ANN CHARPINSKI FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S EARLY INTERVENTION PROGRAM FOR 2010-2011

WHEREAS, the Director of Public Health requests authorization for an agreement with Carrie Ann Charpinski for services for the Department of Health's Early Intervention Program at rates according to the New York State Department of Health for the period January 1, 2010 through December 31, 2011, and

WHEREAS, said agreement is necessary for speech therapy and supplemental evaluations for children in the Early Intervention Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Carrie Ann Charpinski, 19 Lakeview Terrace, Binghamton, New York 13904 for services for the Department of Health's Early Intervention Program for the period January 1, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates set by the New York State Department of Health, which are modified from time to time, with the current rate sheet attached hereto as Exhibit "B" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 68

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE CHILDHOOD LEAD POISONING PREVENTION PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 153 of 2009, authorized and approved renewal of the Childhood Lead Poisoning Prevention Program Grant for the Department of Health and adopted a program budget in the amount of \$69,702 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides for the 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 desired to renew said program grant in the amount of \$69,702 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$69,502 from the New York State Department of Health, Bureau of Child and Adolescent Health, Tower Building, Empire State Plaza, Albany, New York 12237, for the Department of Health's Childhood Lead Poisoning Prevention Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$69,702, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the Broome County Department of Health to modify this grant budget as may be required by New York State for the period April 1, 2010 through March 31, 2011, provided there is no increase in employee head count and the County's financial contribution is not increased, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 69

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING REVISION OF THE ENHANCED WATER SUPPLY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 154 of 2009, authorized and approved renewal of the Enhanced Water Supply Program Grant for the Department of Health and adopted a program budget in the amount of \$149,234 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$18,654 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Enhanced Water Supply Program Grant to reflect a decrease of \$18,654 for the period April 1, 2009 through March 31, 2010, 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 \$130,580, and be it

FURTHER RESOLVED, that Resolution 154 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 70

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE ENHANCED WATER SUPPLY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 154 of 2009, as amended by known resolution, authorized and approved renewal of the Enhanced Water Supply Program Grant for the Department of Health and adopted a program budget in the amount of \$130,580 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$130,580 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$130,580 from the New York State Department of Health, Bureau of Public Water Supply Protection, Flanigan Square, 547 River Street, Troy, New York 12180, for the Department of Health's Enhanced Water Supply Program Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$130,580, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 71

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH NEW YORK MEDICAL COLLEGE SCHOOL OF PUBLIC HEALTH DEPARTMENT OF EPIDEMIOLOGY AND BIOSTATISTICS FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2010

WHEREAS, this County Legislature, by Resolution 30 of 2009, authorized renewal of the agreement with New York Medical College School of Public Health, Department of Epidemiology and Biostatistics for professional services for the Department of Health at an amount not to exceed \$36,000 for the period January 1, 2009 through December 30, 2009, and

WHEREAS, said agreement is necessary to conduct original research in the areas of communicable and chronic disease, environmental hazards and vital statistics and provision of technical and administrative support, coordination and assessment of public health surveillance activities, and

WHEREAS, said agreement expired by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$36,000, for the period January 1, 2010 through December 31, 2010 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with New York Medical College, School of Public Health, Department of Epidemiology and Biostatistics, Valhalla, New York 10595 for the period January 1, 2010 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 \$36,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.6004146 (Subcontracted Program Expense), and be it

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

RESOLUTION NO. 72

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH KAREL KURST-SWANGER, PH.D. FOR COORDINATOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CHILD FATALITY REVIEW TEAM PROGRAM GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 41 of 2009, authorized an agreement with Karel Kurst-Swanger, Ph.D. for coordinator services for the Department of Health's Child Fatality Review Team Program Grant at an amount not to exceed \$86,242 for the period January 1, 2009 through March 31, 2010, and

WHEREAS, said agreement is necessary to coordinate the child death review process, and

WHEREAS, said agreement expires by its terms on March 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$40,800, for the period April 1, 2010 through January 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Karel Kurst-Swanger, 7 Devon Drive, Endicott, New York 13760 for coordinator services for the Department of Health's Child Fatality Review Team Program Grant for the period April 1, 2010 through January 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$40,800 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510354 (Subcontracted Program Expense), and be it

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

RESOLUTION NO. 73

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH VARIOUS VENDORS FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF BROOME, CHENANGO AND TIOGA COUNTIES GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 151 of 2009, authorized renewal of agreements with various vendors for services for the Department of Health's Southern Tier Cancer Services Program Grant at rates set by the New York State Department of Health Upstate Fee Schedule for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said agreements are necessary to provide a regional approach to breast, cervical, colorectal and prostate cancer screening, diagnostics, education, treatment, and follow up to uninsured or underinsured women and men, and

WHEREAS, said agreements expire by their terms on March 31, 2010, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at rates set by the New York State Department of Health Cancer Services Program Reimbursement Rate Schedule, for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the various vendors as listed on Exhibit "A" for services for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors according to the 2010-2011 New York State Department of Health Cancer Services Program Reimbursement Rate Schedule, not yet available by the New York State Department of Health, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 25010004.6004413.2510341 (Other Health and Medical Services) for the period April 1, 2010 through June 29, 2010; 25010004.6004406.2510313 (Medical and Hospital Services) for the period April 1, 2010 through March 31, 2011, and 25010004.6004413 (Other Health and Medical Services) for the period June 30, 2010 through March 31, 2011, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 74

By Public Health and Environmental Protection, Personnel, and Finance Committees
Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 160 of 2009, authorized and approved renewal of the Chemung and Schuyler Counties Cancer Services Program Grant for the Department of Health and adopted a program budget in the amount of \$153,610 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides outreach, community education and comprehensive breast, cervical, and colorectal cancer screenings and case management services to uninsured, underinsured and under served men and women in Chemung and Schuyler Counties, and

WHEREAS, it is desired to renew said program grant in the amount of \$153,610 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$153,610 from the New York State Department of Health, Bureau of Chronic Disease, Corning Tower, Empire State Plaza, Albany, New York 12237 for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties Grant for the period April 1, 2010 through March 31, 2011, 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 \$153,610, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 75

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF BROOME, CHENANGO AND TIOGA COUNTIES GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 144 of 2009, authorized and approved renewal of the Southern Tier Cancer Services Program Grant for the Department of Health and adopted a program budget in the amount of \$262,081 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides outreach, community education and comprehensive breast, cervical and colorectal cancer screenings and case management services to uninsured, under-insured and under-served men and women who meet program eligibility criteria as outlined by the NYS DOH Operations Manual, and

WHEREAS, it is desired to renew said program grant in the amount of \$262,081 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$262,081 from the New York State Department of Health, Bureau of Chronic Disease, Corning Tower, Empire Plaza, Albany, New York 12237, for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties Grant for the period April 1, 2010 through March 31, 2011, 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 \$262,081, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 76

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AN AGREEMENT WITH ROBERT PACKER HOSPITAL AND GUTHRIE CLINIC LIMITED FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S

CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES GRANT FOR 2010-2011

WHEREAS, the Director of Public Health requests authorization for an agreement with Robert Packer Hospital and Guthrie Clinic Limited for services for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties Grant at rates according to the 2010-2011 New York State Department of Health Cancer Services Program Reimbursement Rate Schedule, utilizing a 60% Robert Packer Hospital, 40% Guthrie Clinic Split for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said agreements are necessary to provide various breast, cervical and colorectal cancer screening services, and diagnostic and follow-up services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Robert Packer Hospital, Guthrie Square, Sayre, Pennsylvania 18840 for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Guthrie Clinic Limited, One Guthrie Square, Sayre, Pennsylvania 18840 for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors according to the New York State Department of Health Cancer Services Program Reimbursement Rate Schedule, not yet available from the State, utilizing a 60% Robert Packer Hospital, 40% Guthrie Clinic Split, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 25010004.6004413.2510340 (Other Health and Medical Services) for the period April 1, 2010 through June 29, 2010, 25010004.6004406.2510312 (Medical and Hospital Services) for the period April 1, 2010 through March 31, 2011 and 25010004.6004413 (Other Health and Medical Services) for the period June 30, 2010 through March 31, 2011, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 77

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH VARIOUS VENDORS FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 150 of 2009, authorized renewal of the agreements with various vendors for services for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties Grant at rates set by the New York State Department of Health utilizing the 70% hospital 30% radiology site rate split for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said agreements are necessary to provide breast, cervical and colorectal cancer screening services, diagnostics and follow-up services and HPV vaccine, and

WHEREAS, said agreements expire by their terms on March 31, 2010, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at rates according to the 2010-2011 New York State Department of Health Cancer Services Program Reimbursement Rate Schedule, utilizing the 70% hospital and 30% radiology site rate split, for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with various vendors as listed on Exhibit "A" for various services for the Department of Health's

Cancer Services Program of Chemung and Schuylers Counties Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at rates according to the 2010-2011 New York State Department of Health Cancer Services Program Reimbursement Schedule, not yet available from the State, utilizing the 70% hospital and 30% radiology site rate split for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413.2510340 (Other Health and Medical Services) for the period April 1, 2010 through June 29, 2010, 25010004.6004406.2510312 (Medical and Hospital Services) for the period April 1, 2010 through March 31, 2011, and 25010004.6004413 (Other Health and Medical Services) for the period June 30, 2010 through March 31, 2011, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 78

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH VARIOUS VENDORS FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 150 of 2009, authorized renewal of the agreements with various vendors for services for the Department of Health's Cancer Services Program of Chemung and Schuylers Counties Grant at rates set by the New York State Department of Health for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said agreements are necessary to provide breast, cervical and colorectal cancer screening services, diagnostics and follow-up services and HPV vaccine, and

WHEREAS, said agreements expire by their terms on March 31, 2010, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at rates according to the 2010-2011 New York State Department of Health Cancer Services Program Reimbursement Rate Schedule, for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with various vendors as listed on Exhibit "A" for various services for the Department of Health's Cancer Services Program of Chemung and Schuylers Counties Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at rates according to the 2010-2011 New York State Department of Health Cancer Services Program Reimbursement Schedule, not yet available from the State, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413.2510340 (Other Health and Medical Services) for the period April 1, 2010 through June 29, 2010, 25010004.6004406.2510312 (Medical and Hospital Services) for the period April 1, 2010 through March 31, 2011, and 25010004.6004413 (Other Health and Medical Services) for the period June 30, 2010 through March 31, 2011, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 79

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 22 of 2009, authorized and approved renewal of the Selective Traffic Enforcement Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$20,522 for the period October 1, 2008 through September 30, 2009, and

WHEREAS, said program grant targets speeding, aggressive driving, distracted driving, pedestrian safety, and motorcycle enforcement projects, Operation Safe Stop and Statewide Speed Initiative Projects, and

WHEREAS, it is desired to renew said grant program in the amount of \$22,128 for the period October 1, 2009 through September 30, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$22,128 from the New York State Department of Motor Vehicles, Governor's Traffic Safety Committee, 6 Empire State Plaza, Albany, New York 12228, for the Office of the Sheriff's Selective Traffic Enforcement Program Grant for the period October 1, 2009 through September 30, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$22,128, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 80

By Public Works and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AN AGREEMENT WITH MCFARLAND JOHNSON, INC. FOR DESIGN SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2010

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with McFarland Johnson, Inc., for design services for the Department of Aviation at a cost not to exceed \$33,300 for the period February 18, 2010 through October 1, 2010, and

WHEREAS, said agreement is necessary for design phase services for the airport security upgrades project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland, Johnson, Inc., 49 Court Street, PO Box 1980, Binghamton, New York 13902-9421 for design services for the Department of Aviation for the period February 18, 2010 through October 1, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$33,300 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 28010005.6002102.2830034 (Improvements/Alterations to Buildings), 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 81

By Finance, Public Works and Transportation and Rural Development Committees

Seconded by Mr. Herz

RESOLUTION AMENDING THE 2010 CAPITAL IMPROVEMENT PROGRAM FOR SNOW REMOVAL EQUIPMENT

RESOLVED, that the 2010 Capital Improvement Program is hereby revised as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>
			<u>State</u>	<u>Federal/Other</u>		
2820035	Snow Removal Equipment	\$150,000	\$3,750	\$142,500		\$3,750
Local Finance Law Section 11						
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>How Financed:</u>	
	2010	10	14	\$150,000	<u>Current Revenue</u>	
					0	

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>
			<u>State</u>	<u>Federal/Other</u>		
2820035	Snow Removal Equipment	\$150,000	\$	\$		\$150,000
Local Finance Law Section 11						
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>How Financed:</u>	
	2010	10	14	\$150,000	<u>Current Revenue</u>	
					0	

*County's portion funded by Passenger Facility Charge (PFC) funds 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 Fund to provide sufficient cash to proceed and be it

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

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

RESOLUTION NO. 82

Finance, Public Works and Transportation and Rural Development Committees

Seconded by Mr. Cleary

RESOLUTION AMENDING THE 2009 CAPITAL IMPROVEMENT PROGRAM FOR THE NORTH APRON REHABILITATION PROJECT PHASE 1

RESOLVED, that the 2009 Capital Improvement Program is hereby revised as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>
			<u>State</u>	<u>Federal/Other</u>		
2820031	North Apron Rehabilitation	\$500,000	\$12,500	\$475,000		\$12,500
Local Finance Law Section 11						
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>How Financed:</u>	
	2008	10	14	\$500,000	<u>Current Revenue</u>	
					0	

TO:

Estimated Construction Cost:

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<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County*</u>
2820031	North Apron Rehabilitation	\$500,000	\$9,919	\$376,923	\$113,158
Local Finance Law Section 11					
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>How Financed:</u> <u>Current Revenue</u>
	2008	10	14	500,000	0

*County's portion funded by Passenger Facility Charge (PFC) funds 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 Fund to provide sufficient cash to proceed and be it

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

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

RESOLUTION NO.83

By Finance, Public Works and Transportation and Rural Development Committees
Seconded by Mr. Materese

RESOLUTION AMENDING THE 2010 CAPITAL IMPROVEMENT PROGRAM FOR THE AIRPORT SECURITY UPGRADE PROJECT

RESOLVED, that the 2010 Capital Improvement Program is hereby amended to create a new project for the Department of Aviation as follows:

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County*</u>
2830034	Airport Security Upgrade	\$160,000	\$	\$	\$160,000
Estimated Construction Cost:					
Local Finance Law Section 11					
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>How Financed:</u> <u>Current Revenue</u>
	2009	10	14	\$0	0

*County's portion funded by Passenger Facility Charge (PFC) funds 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 Fund to provide sufficient cash to proceed and be it

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

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

RESOLUTION NO. 84

By Transportation & Rural Development Committee
Seconded by Ms. Messina

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE GREATER BINGHAMTON AIRPORT ADVISORY BOARD

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 195 of 1987, as amended by Resolution 89 of 1999 has duly designated and appointed the following named individuals to membership on the Greater Binghamton Airport Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
-------------	----------------------

Mark Webster
Plaza Travel
4777 Vestal Parkway East
Vestal, NY 13850

New Appointment
12/31/12

Terrance M. Hebbard
4687 State Highway 41
Greene, New York 13778

New Appointment
12/31/12

and

WHEREAS, this County Legislature recommends that a waiver of the residency requirement be granted to Terrance M. Hebbard pursuant to its authority under Local Law No. 7 of 1989, and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 195 of 1987, as amended by Resolution 89 of 1999 confirms the appointments of the above-named individuals to membership on the Greater Binghamton Airport Advisory Board for the terms indicated, in accordance with their appointment by the County Executive, and be it

FURTHER RESOLVED, that this County Legislature grants a waiver of the residency requirement to Terrance M. Hebbard for his service on this board.

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

RESOLUTION NO. 85

By County Administration, Education, Culture and Recreation, and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING ACCEPTANCE OF PKS LEGISLATIVE INITIATIVE GRANT FUNDING FOR THE COUNTY EXECUTIVE ON BEHALF OF THE BROOME COUNTY ETHNIC FESTIVAL FOR 2009-2010

WHEREAS, the County Executive on behalf of the Broome County Ethnic Festival requests authorization to accept PKS Legislative Initiative Grant Funding in the amount of \$5,000 for the period April 1, 2009 through June 30, 2010, and

WHEREAS, said funding will be used to help sustain the Broome County Ethnic Festival, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,000 from the New York State Office of Parks, Recreation and Historic Preservation, The Governor Nelson A. Rockefeller Empire State Plaza, Agency Building 1, Albany, New York 12238 for the County Executive on behalf of the Broome County Ethnic Festival for the period April 1, 2009 through June 30, 2010, and be it

FURTHER RESOLVED, that the funding will be deposited to the Broome County Ethnic Festival Trust Account 94000099.4660037, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 86

By Transportation and Rural Development, and Economic Development and Planning Committees

Seconded by Mr. Herz

RESOLUTION ADOPTING A PLAN FOR THE MODIFICATION OF BROOME COUNTY AGRICULTURAL DISTRICTS NO. 4 AND NO. 5 PURSUANT TO SECTION 303-b OF THE AGRICULTURE AND MARKETS LAW

WHEREAS, this County Legislature, by Resolution 496 of 2004, pursuant to Section 303-b of the Agriculture and Markets Law, established an annual 30-day period wherein landowners can request inclusion of viable land in a certified agricultural district, and

WHEREAS, during the statutory thirty-day period, commencing December 1, 2009, 16 parcels were submitted for inclusion in Broome County Agricultural Districts, and

WHEREAS, the Broome County Agricultural and Farmland Protection Board has reviewed the applications and found that 15 parcels contained viable agricultural land that would strengthen the agricultural industry in their districts, and

WHEREAS, the Broome County Agricultural and Farmland Protection Board has recommended to the Broome County Legislature, that the 15 parcels listed below be included in their appropriate agricultural district, now, therefore, be it

RESOLVED, that this County Legislature hereby accepts the modification of the agricultural districts listed below in accordance with the recommendation of the Broome County Agricultural and Farmland Protection Board; and said agricultural districts located within the County of Broome is herein approved and modified in accordance with the provisions of Section 303-b of the New York State Agriculture and Markets Law, and be it

Town	Agricultural District	Parcel ID
Windsor	4	151.02-1-3
Chenango	4	057.04-2-28
Conklin	4	228.01-1-14.2
Union	4	124.03-1-7
Union	4	124.03-1-8
Union	4	124.04-1-1
Binghamton	4	192.02-2-5
Colesville	4	071.02-1-4
Union	4	110.20-2-28
Barker	5	076.02-1-3
Barker	5	076.02-1-37.11
Barker	5	076.02-1-1.12
Barker	5	076.04-2-7.221
Barker	5	076.04-2-7.211
Barker	5	054.04-1-5

FURTHER RESOLVED, that the Clerk of this County Legislature, pursuant to Section 303-b of the Agriculture and Markets Law, is hereby directed on behalf of this County Legislature to submit to the Commissioner of Agriculture and Markets a certified copy of this Resolution and copy of the plan for the modification of Broome County Agricultural Districts No. 4, which proposal heretofore has been filed with the Clerk of the Legislature, the Broome County Clerk, the Broome County Planning Department and the Broome County Agricultural and Farmland Protection Board, it being noted herein that less than 90 days have passed from the end of the statutory thirty-day period wherein land owners can request inclusion of their property in a certified agricultural district and said proposal was submitted to this body to the date of adoption of this Resolution.

Held over by Mr. Herz

RESOLUTION NO. 87

By Transportation & Rural Development, and Finance Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH BINGHAMTON UNIVERSITY FOR BUS TRANSPORTATION OF STUDENTS FOR 2010-2015

WHEREAS, this County Legislature, by Resolution 399 of 2005, authorized and approved renewal of an agreement with Binghamton University to furnish bus transportation to students during the 2005-2006, 2006-2007, 2007-2008, and 2008-2009, and 2009-2010, academic years, and

WHEREAS, said services are necessary to provide transportation to students and employees and

WHEREAS, said agreement expires by its terms at the end of the academic year 2009-2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with an increase in revenue to Broome County and the addition of services to University Faculty and Staff now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Binghamton University, P.O. Box 6000, Binghamton, NY 13902 for bus transportation for students as follows:

1. The term of the agreement shall be for the academics years 2010-2011, 2011-2012, 2012-2013, 2013-2014, and 2014-2015, beginning in the summer and ending in the spring of each year. The dates for the commencement and expiration of each academic year shall be established by Binghamton University officials and the Department of Transportation.
2. Students may board the bus by showing a validated Binghamton University identification card.
3. Payment to Broome County for services rendered shall be as follows:

<u>Academic Year</u>	<u>Payment</u>
Summer 2010-Spring 2011	\$375,000

Payments for each of the following contract years (2011-2012, 2012-2013, 2013-2014, 2014-2015), the yearly increase shall be equal to the previous year's payment plus the Consumer Price Index-All Urban Consumers (CPI-U)

Note: The CPI for the month ending May 31st will be used and no increase shall be less than two percent (2%) or more than five percent (5%) annually.

and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 31010105.5000420.3100001 (SUNY Contract) and

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 (Sanfilippo, Hutchings).

RESOLUTION NO. 88

By Finance and Personnel Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AN AGREEMENT WITH MERCER HEALTH AND BENEFITS, LLC FOR PHARMACY BENEFIT MANAGEMENT COLLECTIVE SERVICES FOR THE OFFICE OF RISK AND INSURANCE FOR THE PERIOD 2010-2012

WHEREAS, this Legislature by Resolution 558 of 2006, as amended by Resolution 207 of 2008 authorized an agreement with Systemed LLC, 100 Parsons Pond Drive, Franklin Lakes, NJ, to administer prescription claims for a total not to exceed \$24,000 per year for the term January 1, 2007 to December 31, 2009, and

WHEREAS, Systemed, LLC has administered the County's self insured prescription plan; and the costs of said prescriptions historically included fees paid to Mercer Health & Benefits, LLC for pharmacy benefit management collective services, and

WHEREAS, the cost of pharmacy benefit management collective services will now be contracted, invoiced and paid pursuant to a separate contract, and

WHEREAS, the Risk Manager requests authorization for an agreement with Mercer Health & Benefits, LLC for pharmacy benefit management collective services for the Office of Risk and Insurance at a cost not to exceed \$55,000 per year, total amount not to exceed \$165,000 for the period January 1, 2010 through December 31, 2012, now, therefore be

RESOLVED, that this County Legislature hereby authorizes an agreement with Mercer Health & Benefits, LLC., 601 Merritt 7, Norwalk, Connecticut 06856, for pharmacy benefit

management collective services for the Office of Risk and Insurance for the period January 1, 2010 through December 31, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$55,000 per year, total amount not to exceed \$165,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18010001.6004207 (Prescription Drugs), and be it

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

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

RESOLUTION NO. 89

By Transportation and Rural Development, Public Works and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AN AGREEMENT WITH MCFARLAND-JOHNSON, INC., FOR AIRPORT BUSINESS DEVELOPMENT CONSULTANT SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2010

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with McFarland-Johnson, Inc. for airport business development consultant services for the Department of Aviation at a cost not to exceed \$40,000, for the period March 1, 2010 through December 31, 2010, with Broome County's option for two one-year renewals at an amount not to exceed \$50,000 per year, and

WHEREAS, said agreement is necessary for a best use analysis and strategic business development/marketing plan to use as a tool to develop its designated commercial property, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland-Johnson, Inc., Binghamton, New York 13901, for airport business development consultant services for the Department of Aviation for the period March 1, 2010 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 \$40,000 for the period March 1, 2010 through December 31, 2010, with Broome County's option for two one-year renewals at an amount not to exceed \$50,000 per year, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 28010005.6004138 (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-17, Nays-0, Absent-2 (Sanfilippo, Hutchings).

RESOLUTION NO. 90

By Education, Culture and Recreation and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AN AGREEMENT WITH BEARSCH, COMPEAU, KNUDSON FOR PROFESSIONAL SERVICES FOR THE BROOME COUNTY PUBLIC LIBRARY FOR 2010-2012

WHEREAS, the Director of the Broome County Public Library requests authorization for an agreement with Bearsch, Compeau, Knudson for professional services for the Broome County Public Library at a cost not to exceed \$21,000, for the period February 19, 2010 through June 30, 2012, and

WHEREAS, said agreement is necessary for an engineering study, bid specifications and project management for a solar photo voltaic system project at the library, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Bearsch, Compeau, Knudson, 21 Chenango Street, Binghamton, New York 13901-1956 for professional services for the Broome County Public Library for the period February 19, 2010 through June 30, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$21,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 40000008.6004117.4010001 (Buildings and Ground Expense) and 94000099.4660036.4010001 (Library Trust Fund Account), 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 91

By Education, Culture and Recreation and Finance Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING ACCEPTANCE OF A NYS PUBLIC LIBRARY CONSTRUCTION PROGRAM GRANT FOR THE BROOME COUNTY PUBLIC LIBRARY

WHEREAS, the Director of the Broome County Public Library requests authorization to accept a NYS Public Library Construction Program Grant in the amount of \$121,500 for the period July 1, 2009 through June 30, 2012, and

WHEREAS, said program grant will fund part of, in addition to matching grants from NYSERDA, the Solar Panel Project at the Broome County Public Library, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$121,500 from the Education Department, State Division of Library Development, for the Broome County Library's NYS Public Library Construction Program Grant for the period July 1, 2009 through June 30, 2012, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 92

By Public Works and Finance Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ARCADIS G & M, INC. FOR PROFESSIONAL ENGINEERING SERVICES AT THE COLESVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE FOR 2009-2011

WHEREAS, this County Legislature, by Resolution 70 of 2009, authorized an agreement with Arcadis G & M, Inc. for professional engineering services at the Colesville Landfill for the

Division of Solid Waste Management at an amount not to exceed \$238,000 for the period March 1, 2009 through March 1, 2010, and

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

WHEREAS, it is necessary to authorize the amendment of said agreement on substantially similar terms and conditions, for an increased amount of \$36,200 and for an extension for the period March 1, 2009 through March 1, 2011, and

WHEREAS, the Division of Solid Waste 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 ARCADIS G & M, Inc. Two Huntington Quadrangle, Suite 1S10, Melville, New York 11747 for professional engineering services for the Division of Solid Waste Management for an additional \$36,200, for the period March 1, 2009 through March 1, 2011, and be it,

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$ 274,200, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38040007.6004573 (Other Fees for Service), and be it

FURTHER RESOLVED, that Resolution 70 of 2009, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 93

By Public Health and Environmental Protection, and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH ROBERT PACKER HOSPITAL AND GUTHRIE CLINIC LIMITED FOR VARIOUS SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM GRANT OF BROOME, CHENANGO AND TIOGA COUNTIES FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 146 of 2009, authorized and approved renewal of the agreement with Robert Packer Hospital and Guthrie Clinic Limited for various services for the Department of Health's Southern Tier Cancer Services Program at rates set by the New York State Department of Health Upstate Fee Schedule for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said agreements are necessary to provide a regional approach to breast, cervical, colorectal and prostate cancer screening diagnostics, education, treatment and follow up to uninsured, or underinsured women and men, and

WHEREAS, said agreements expire by their terms on March 31, 2010 and it is desired at this time to renew said agreements on substantially similar terms and conditions, at the rates set by the New York State Department of Health's Upstate Fee Schedule, for the period April 1, 2010 through March 31, 2011, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Robert Packer Hospital, One Guthrie Square, Sayre, Pennsylvania 18840 and Guthrie Clinic Limited, One Guthrie Square, Sayre, Pennsylvania 18840 for services as shown on Exhibit "B" for the Department of Health's Cancer Services Program Grant of Broome, Chenango and Tioga Counties for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that this consideration of said services, the County shall pay the Contractors at rates according to the 2010-2011 New York State Department of Health Cancer

Services Program Reimbursement Schedule, not yet available from the State, utilizing a 60% Robert Packer Hospital, 40% Guthrie Clinic fee split, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 25010004.6004413.2510341 (4/1/2010-6/29/2010) (Other Health & Medical Services), 25010004.6004406.2510313 (4/1/2010-3/31/2011) (Medical & Hospital Services), and 25010004.6004413.TBD (6/30/2010-3/31/2011) (Other Health & Medical Services)

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 (Sanfilippo, Hutchings).

RESOLUTION NO. 94

By Public Health and Environmental Protection, and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CORNING HOSPITAL AND GUTHRIE CLINIC FOR SERVICES FOR THE BROOME COUNTY HEALTH DEPARTMENT'S CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 231 of 2009, authorized and approved the Broome County Health Department to be the coordinated agency for the Cancer Services Program for the service area of Chemung and Schuyler Counties for the period April 1, 2009 through March 31, 2010, and

WHEREAS, the Broome County Health Department has again been selected to be the coordinated agency for the Cancer Services Program by the New York State Department of Health for the service area of Chemung and Schuyler Counties, and

WHEREAS, the Broome County Public Health Department requests authorization for renewal of the agreements with Corning Hospital and Guthrie Clinic for services for the Broome County Health Department's Cancer Services Program of Chemung and Schuyler Counties at rates according to the New York State Department of Health Upstate Fee Schedule, for the period of April 1, 2010 through March 31, 2011, and

WHEREAS, said services are necessary to provide various breast, cervical, and colorectal cancer screening services, and diagnostics and follow-up services in the service area, and

WHEREAS, Corning Hospital and Guthrie Clinic will be reimbursed for these services according to the New York State Department of Health's Cancer Services Program Reimbursement Schedule of 2010-2011, utilizing a 60% Corning Hospital 40% Guthrie Clinic fee split, now therefore be it

RESOLVED, that this Broome County Legislature hereby authorizes and approves the renewal with Corning Hospital, 176 Denison Parkway, Corning, New York 14830 and Guthrie Clinic Limited, One Guthrie Square, Sayre, PA 18840, for Integrated Cancer Services, for the Health Department for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor according to the New York State Department of Health's Cancer Services Program

Reimbursement Schedule of 2010-2011, utilizing a 60% Corning Hospital /40% Guthrie Clinic fee split, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413.2510340 (4/1/2010-6/29/2010) (Other Health & Medical Services), 25010004.6004406.2510312 (4/1/2010-3/31/2011) (Medical & Hospital Services), and 25010004.6004413.TBD (6/30/10-3/31/2011) (Other Health & Medical Services) for the period April 1, 2010 through March 31, 2011, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 95

By Public Health and Environmental Protection Committee Seconded by Ms. Messina
RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY COMMUNITY SERVICES BOARD

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Article VIII of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individual to membership on the Broome County Community Services Board, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Nicki French 612 Valley View Drive Endwell, New York 13760	2/17/2014

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions by Article VIII of the Broome County Charter and Administrative Code, confirms the appointment of the above-named individual to membership on the Broome County Community Services Board for the term indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO.96

By Public Health and Environmental Protection Committee Seconded by Ms. Messina
RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT BETWEEN THE CITY OF BINGHAMTON AND THE BROOME COUNTY HEALTH DEPARTMENT FOR A H1N1 VACCINATION CLINIC ON CITY PROPERTY FOR 2010

WHEREAS, the Director of Public Health requests authorization for an intermunicipal agreement between the City of Binghamton and the Broome County Department of Health, at no cost to the County for the period February 18, 2010 through July 31, 2010, and

WHEREAS, said agreement is necessary for defense and indemnification of the City of Binghamton for hosting an H1N1 Clinic at Fire Department Station 3, 39 West State Street, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the City of Binghamton, City Hall, 38 Hawley Street, Binghamton, New York 13901 for the Department of Health to conduct a H1N1 vaccination clinic on city property, at no cost to the County for the period February 18, 2010 through July 31, 2010, 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 (Sanfilippo, Hutchings).

RESOLUTION NO. 97

By Economic Development and Planning and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING ACCEPTANCE OF A NEW YORK STATE GRANT FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, working with Assemblywoman Lupardo, the Broome County Department of Planning and Economic Development has applied for and been awarded funds for a Legislative Member Initiative Project, and

WHEREAS, said program grant provides funds to purchase benches for the Courthouse Square, now, therefore, be it

WHEREAS, the Acting Commissioner of Planning requests authorization to accept a Community Projects Appropriation Grant from the State of New York, Department of State and adopt a program budget in the amount of \$5,000 for the period April 1, 2009 through July 31, 2010, and

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,000 from New York State Department of State, One Commerce Place, 99 Washington Avenue, Albany NY 12231, for the Department of Planning and Economic Development for the period April 1, 2009 through July 31, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$5,000 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-15, Nays-2 (Pasquale, Klipsch), Absent-2 (Sanfilippo, Hutchings).

Mr. Klipsch congratulated Joanna Kamin on her appointment as Executive Director of the Youth Bureau. He also congratulated Jenni Royer for being a distinguished honoree to the Southern Tier Opportunity Coalition's 20 in their twenties.

Mr. Whalen made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn Carried,** Ayes-17 Nays-0, Absent-2 (Sanfilippo, Hutchings). The meeting was adjourned at 7:39 p.m.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
MARCH 18, 2010**

The Legislature convened at 5:10 P.M. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-16, Absent-2 (Whalen, Pasquale), District 2 Vacant.

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

Ms. Messina made a motion, seconded by Mr. Moran, that the Regular Session minutes of February 18, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

Mr. Reynolds noted that the committee minutes for the period February 18, 2010 through March 17, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Ms. Messina, seconded by Ms. Buchta. **Carried**, Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Reynolds invited Lesley Tillotson to the podium who presented a plaque to the Legislature thanking them for their support to Southern Tier Celebrates' 2009 Pops in the Arena Concert.

Chairman Reynolds announced a public hearing concerning the annual review of inclusion of parcels in an agricultural district. The Clerk read the notice of public hearing published in the Press & Sun-Bulletin. Chairman Reynolds opened the public hearing and asked if there were any speakers. Speakers were John Solak, Binghamton; Lisa Darling, Town of Maine; Gordon Kniffen, Town of Kirkwood Supervisor; Harold Jones, Town of Kirkwood resident; Ellen Vachon, Town of Kirkwood; Larry Myer, Town of Maine Zoning Board of Appeals; Lee Gayne, Chairman, Town of Maine Planning Board; Todd Rose, Town of Maine Council; David Bradstreet, Executive Director, Cornell Cooperative Extension. Mr. Nirchi requested to allow Ms. Darling to respond to the comments and statements that were made. The Chair granted the request. Ms. Darling thanked the Chairman for the opportunity to speak and answered questions from the Legislators.

Mr. Denk stated that on March 16th the Office received documents from Susan and Harold Jones regarding Town of Kirkwood parcels 146.01-1-33 and 146.01-1-34 and a petition with eleven signatures "in protest of changing residential parcels 146.01-1-33 and 146.01-1-34 located in the Town of Kirkwood, NY, agricultural district 4 to commercial agricultural" (On file in the Legislative Clerks Office). Mr. Denk stated that he also received an email from the Town of Maine Attorney and read an excerpt of the email which was forwarded by the County Attorney. (On file in the Legislative Clerk's Office). There being no other speakers, Mr. Reynolds closed the public hearing at 6:09 P.M.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala
 - 1. Appointment of Joanna M. Kamin as Executive Director of the Youth Bureau
 - 2. State of Emergency-Snow Storm 2/25-26/10
 - 3. Appointment to the Library Board of Trustees

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds
 - 1. Appointment of Donald T. Moran as Chairman of the Personnel Committee
 - 2. Vacancy on the Legislature, District 2
 - 3. Designations for Mr. Sanfilippo 3/10/10

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. Petitions:

E. Communications:

- 1. Soil & Water Conservation District Minutes 1/19/10
- 2. Broome Community College Budget Transfers 1/10
- 3. Letter from Mr. Cleary to Chairman Reynolds Re: Resignation Effective 3/7/10
- 4. Letter from Mr. Cleary to County Clerk Re: Resignation Effective 3/7/10
- 5. Letter from County Clerk to Mr. Cleary Re: Receipt of Resignation
- 6. County Clerk Oil & Gas Related Filings 2/10
- 7. Letter from Town of Sanford to Secretary of State Re: Resignation 3/30/10
- 8. Council of the City of Binghamton-Resolution Approving a Comprehensive Tax Regulation and Enforcement Program to be Conducted by Broome County
- 9. Binghamton University Transportation Committee-Resolution in Support of a Comprehensive Regulation and Enforcement Program for the Taxi Industry in Broome County
- 10. Binghamton University Personal Safety Advisory Committee-Resolution in Support of a Comprehensive Regulation and Enforcement Program for the Taxi Industry in Broome County
- 11. Greater Binghamton Chamber of Commerce-Resolution in Support of a Comprehensive Regulation and Enforcement Program for the Taxi Industry in Broome County
- 12. Village of Endicott-Resolution in Support of a Comprehensive Regulation and Enforcement Program for the Taxi Industry in Broome County
- 13. RPTS-2008 Foreclosure Properties
- 14. Lisle Free Library-Annual Aid for Library Costs

F. Notices:

- 1. Special Public Works Committee Meeting and Special Public Safety and Emergency Services Committee Meeting 3/18/10

G. Reports:

- 1. Broome Community College-Above Minimum Hire Report 1/10
- 2. Broome Community College Quarterly Income Statement 2/28/10
- 3. Stearns & Wheler-Solid Waste Management Plan Update Draft Report

RESOLUTIONS RECALLED FROM PREVIOUS SESSION

Mr. Hutchings made a motion, seconded by Mr. Garnar to recall Resolution No. 92 for the purpose of amending. **Motion to recall carried.** Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 92

By Public Works and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ARCADIS G&M, INC. FOR PROFESSIONAL ENGINEERING SERVICES AT THE COLESVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2009-2011

Mr. Hutchings made a motion, seconded by Mr. Garnar to amend the amount in the 3rd Whereas and the 1st Resolved paragraphs to \$274,200 and the amount in the 1st Further Resolved

paragraph to \$512,200. **Amendment carried.** Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant. **Resolution as amended carried.** Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 86

By Transportation and Rural Development and Economic Development and Planning Committees
Seconded by Mr. Herz

RESOLUTION ADOPTING A PLAN FOR THE MODIFICATION OF BROOME COUNTY AGRICULTURAL DISTRICTS NO. 4 AND NO. 5 PURSUANT TO SECTION 303-b OF THE AGRICULTURE AND MARKETS LAW

Mr. Herz made a motion, seconded by Mr. Materese to table the resolution to the April session.
Motion to table carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTIONS INTRODUCED AT THIS SESSION

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

RESOLUTION NO. 98

By County Administration, Public Safety and Emergency Services and Finance Committees
Seconded by Mr. Herz

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 3 OF 2010, ENTITLED: "LOCAL LAW AMENDING CHAPTER 85 OF THE ADMINISTRATIVE LOCAL LAWS, AS AMENDED, REGARDING TAXICAB REGULATIONS."

WHEREAS, the Taxicab Service Committee was formed by the Greater Binghamton Chamber of Commerce in 2008 at the urging of the Broome County Hotel and Motel Association, and

WHEREAS, said committee included representatives from various economic development agencies, local governments, law enforcement agencies, and the taxi industry, and

WHEREAS, Broome County currently has a fragmented approach to the regulation of the taxicab industry among its constituent municipalities and county departments, and

WHEREAS, the opening of the Greater Binghamton Transportation Center in 2010 will further complicate the currently fragmented system, and

WHEREAS, to establish a unified and consistent standard, said committee has recommended a county-wide approach to the regulation of the taxi industry, and

WHEREAS, it is the desire of this Legislature to establish a comprehensive, county-wide taxicab regulatory framework based on the recommendations of the Taxicab Service Committee, and

WHEREAS, Chapter 85 of the Administrative Local Laws entitled, "Airport: Ground Transportation Services" was established by Local Law No. 16 of 2000 which was amended in its entirety by Local Law No. 6 of 2002, now, therefore be it

RESOLVED, that Local Law Intro. No. 3 of 2010, entitled: "Local Law Amending Chapter 85 of the Administrative Local Laws, as Amended, Regarding Taxicab Regulations" be and the same hereby is adopted and approved as Chapter 85 of the Administrative Local Laws, entitled "Taxicabs" in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRODUCTORY NO. 3 OF 2010

LOCAL LAW AMENDING CHAPTER 85 OF THE ADMINISTRATIVE LOCAL LAWS, AS AMENDED, REGARDING TAXICAB REGULATIONS.

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

Section 1. Chapter 85 of the Administrative Local Laws entitled, "Airport: Ground Transportation Services" is hereby repealed effective June 30, 2010.

Section 2.

CHAPTER 85 TAXICABS

GENERAL REFERENCES

Pursuant to General Municipal Law § 181, constituent municipalities of the County of Broome now having the authority to enact ordinances, may adopt ordinances regulating the registration and licensing of taxicabs.

Article I

General Provisions

§ 85-1. Applicability

This chapter shall apply to all taxicabs, limousines, vans and/or other vehicles, utilized in the business of transporting passengers for compensation, as defined herein, which nonexclusively load or discharge passengers in the County of Broome and the taxicab drivers and operators of those vehicles. For purposes of this chapter, the actions of taxicab drivers shall be treated as actions of the owner of said vehicles.

§ 85-2 Definitions

Unless otherwise expressly stated, whenever used in this chapter, the following words shall have the meanings given to them by this section. Whenever used in this chapter pronouns and other references to persons and entities shall be considered to include the masculine and the feminine, and the singular and the plural, as the sense and neutral application thereof shall require.

COUNTY- The County of Broome, New York, unless otherwise specified.

COUNTY TRANSPORTATION FACILITY- Any County owned or operated property used for the purpose of transportation to include the Greater Binghamton Airport and Greater Binghamton Transportation Center.

DIRECTOR OF SECURITY- The Director of Security of the County of Broome, or the officer designated by him to perform the duties and carry out the responsibilities assigned to the Director of Security hereunder, unless otherwise specified.

EXEMPT VEHICLE - Any motor vehicle which is used for commercial transportation purposes for charge or hire by paying passengers or persons for whom a fare has been paid but which is, or is being used as an ambulance, a truck carrying freight or otherwise engaged in interstate commerce; a van or other like vehicle used for transportation of disabled, frail or elderly persons; a bus or van used for school or educational purposes; a bus or other vehicle used for mass transit; or a vehicle being used in a funeral or for such other purpose as the law or the Director of Security may determine to be exempt from the provisions of this chapter.

FARE - Either a customer or passenger paying or for whom a charge has been paid to hire a lawfully licensed taxicab for transportation services under this chapter; or the charge so levied and lawfully incurred by such passenger, according to the sense thereof as used herein.

OWNER - Any person owning or having control of the use of one or more taxicabs used for hire upon the streets of the County or engaged in the business of operating a taxicab or a taxicab company in the County of Broome.

RATE CARD - A card on which is printed the tariff rates or fares charged for taxi service in the County.

STREET - Includes any street, alley, avenue, thoroughfare, court, bridge, lane or other public place in the County.

TAXICAB - Includes any motor vehicle engaged in the business of carrying persons for hire, whether the same is operated from a street stand or subject to calls from a garage or otherwise operated for hire, except vehicles subject to the provisions of the Transportation Law and exempted thereby from the provisions of this chapter, or used by funeral homes or undertakers in carrying on their business.

TAXICAB DRIVER - Any person who drives a taxicab available for hire or under hire, whether such person is the owner or lessee of such taxicab or employed by or in contract with a taxicab owner, operator or lessor.

TAXICAB DRIVER'S LICENSE - A license granted by the County to any otherwise qualified person to drive any licensed taxicab for hire or under hire upon the streets of the County.

TAXICAB VEHICLE LICENSE- A license granted by the County to any business or person to keep for hire any vehicle to be used as a taxicab in such County, each such license being specifically issued to one specified vehicle only.

TAXICAB NUMBER - A number included on each taxicab vehicle license and sticker issued by Director of Security; each vehicle so licensed shall be assigned one unique number as described in this chapter.

TAXICAB STAND- Includes any place alongside the curb of a street or elsewhere which is exclusively reserved by the Director of Security and/or by the codes and rules of the constituent municipalities of the County for the use of taxicabs and specifically designated therefore.

TRIP SHEET - One or more sheets of paper upon which the driver and/or operator records information pertaining to each trip carrying one or more paying passengers, as described in this chapter.

Article II
Taxicab Requirements

§ 85-3 Business license required; application

- A. It shall be unlawful for any person, corporation or entity to operate a taxicab business that has fares originating within the County, or further, has fares which bring the taxicab business into the County more than five (5) times a year, without first having obtained and paid for a license to operate such business and causing the same to be and remain in force and effect at all times under the provisions of this chapter. Application for such license shall be made available by the Director of Security and shall be accompanied by an annual fee as determined by resolution of the Broome County Legislature. Upon the issuance of a taxicab business license, each such company shall be assigned a unique identification number pursuant to §85-13C of this chapter.
- B. One application for each taxicab business license shall be made by the owner or other person with legal authority over same upon blank forms furnished by the Director of Security. Such application, which shall be signed and sworn to by the applicant and filed with the Director of Security as a permanent record, shall contain at a minimum:
- (1) His full name, current residence, phone number (home, work, cellular), age, date of birth, and whether he is a citizen of the United States.
 - (2) Whether he has been previously licensed to operate a taxi service and in what municipality, and if so, whether his license has ever been suspended or revoked and for what cause. Any previous experience he has had in the business of owning, furnishing, leasing, operating, driving, repairing or other enterprises in connection with providing transportation or related services for hire or charge.
 - (3) The company name, business address and the telephone number from which the applicant will operate the taxicab business, the address, phone number and date of birth of the business contact person if other than the owner, the address of the vehicle maintenance facility, and the address of the dispatching facility.
 - (4) Proof of New York State Workers' Compensation Insurance, if the taxicab company is required to carry such insurance, in a form and amount as required by New York State law.

- (5) A copy of the established rates for fare for transport within, throughout and outside County limits along with all established additional fees for any service provided by the taxicab company to a passenger pursuant to §85-19(4)(a) of this chapter.
- (6) Such other information as the Director of Security may deem necessary.

§ 85-4 Licenses required

It shall be unlawful for any person to drive, operate, offer or keep for hire or charge within the limits of the County any taxicab or other motor vehicle providing transportation service for charge or fee without first having obtained and paid for a taxicab driver's license and a taxicab vehicle license, and all other licenses and permits required by law, and causing the same to be and remain in force and effect at all times under the provisions of this chapter.

§ 85-5 Driver's license required

No person shall drive a taxicab and no person shall permit anyone to drive a taxicab within the limits of the County without such driver having first obtained and paid for, and having in force and effect at all times, both a valid New York State driver's license of the appropriate class and certification, including but not limited to a chauffeur's license, and a taxicab driver's license issued under the provisions of this chapter.

§ 85-6 Taxicab driver's license application

- A. Each applicant for a taxicab driver's license must comply with the following requirements and provide the required information to the satisfaction of the Director of Security:
 - (1) He must first have obtained all required state licenses, including a state chauffeur's license. The full residence address of the applicant must be entered on the Department of Motor Vehicles Driver's License. P.O. Box numbers are not acceptable.
 - (2) Must be of good eye sight and not subject to any medical condition of body or mind which might render him unfit for the safe operation of a public vehicle, and the applicant shall affirm to such physical status in writing.
 - (3) Must produce, on forms provided by the Director of Security, affidavits of good character from two (2) reputable citizens of the County who have known the applicant personally and have observed their conduct for at least one (1) year preceding the date of the application, unless at the option of the Director of Security, sufficient reason is given for its omission.
 - (4) He shall fill out, upon forms provided by the Director of Security, a statement which shall be signed and sworn to by the applicant and filed with the Director of Security as a permanent record which shall contain the following:
 - (a) His full name, current residence, places of residence for the five (5) years immediately preceding his moving to his present address, age, date of birth, height, color of eyes and hair, place of birth, whether a citizen of the United States, places of previous employment for the immediate past five (5) years, and whether married or single;
 - (b) Whether he has ever been convicted of a felony or misdemeanor or any offenses involving illegal drugs, or alcohol, or domestic violence, or a sexually related offense or has any pending charges for any offense;
 - (c) Whether he has been previously licensed as a driver or chauffeur and, if so, whether his license has ever been revoked and for what cause, the number of

the chauffeur's license issued by the state, and the company name, business address and telephone number from which the applicant will operate and/or drive any taxicab.

(5) He shall additionally submit to the following requirements:

- (a) A drug screening test, performed on the date of the applicant's submission, from a laboratory as directed to by the Director of Security which performs approved drug abuse testing indicating the applicant does not use controlled substances unless prescribed by a licensed health-care provider, the results of which test shall be submitted directly to the Director of Security. All costs associated with the testing required for application and renewal as may be required by the Director of Security shall be included in the non-refundable application or renewal fee;
- (b) Review of his New York State Department of Motor Vehicles driver's license abstract which shall be requested by the Director of Security and true and accurate copies of certificates of disposition for any and all arrests of such applicant. All costs associated with the driver's license abstract required for application and renewal as may be required by the Director of Security shall be included in the non-refundable application or renewal fee;
- (c) A photograph taken at the time of the filing of the application by the Director of Security. All costs associated with the photograph required for application and renewal as may be required by the Director of Security shall be included in the non-refundable application or renewal fee;
- (d) Submission of his fingerprints taken by such vendor as may be designated by the Director of Security. The Director of Security is hereby authorized to submit such fingerprints to the New York State Division of Criminal Justice Services for a non-criminal applicant fingerprint inquiry for the purpose of conducting a criminal history and background check for such applicant. The Director of Security shall be responsible for reviewing the criminal history record information disseminated by the Division of Criminal Justice Services which shall be used by the Director of Security to evaluate and determine the qualifications and fitness of such applicant to be issued a license hereunder. All costs associated with the non-criminal applicant inquiry required for application are the responsibility of the applicant and shall be paid directly to the designated vendor.

B. Each application for a driver's license shall contain the following statement:

"PURSUANT TO THE NEW YORK STATE PENAL LAW § 210.45, IT IS A CRIME PUNISHABLE AS A CLASS A MISDEMEANOR TO KNOWINGLY MAKE A FALSE STATEMENT HEREIN."
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- C. Any false statement knowingly made by the applicant in an application for a taxicab driver's license shall be promptly investigated by the Director of Security and reported to the District Attorney of Broome County if appropriate and shall result in the denial of such application or revoking of an issued license.
- D. The Director of Security is hereby authorized and empowered to require such additional information as same shall be reasonably related to the applicant's fitness and/or eligibility as he may deem necessary from any applicant for any license required by this chapter. The Director of Security is hereby authorized to waive the production of any information from any applicant as may otherwise be required under this chapter if in his opinion such requirement is unreasonable, unnecessary, inappropriate or unjust under the circumstances.

§ 85-7 Application fee; approval of Director of Security

- A. The filing required by this chapter for a taxicab driver's license shall be accompanied by a nonrefundable application fee as determined by resolution of the Broome County Legislature.
- B. Applications with photograph, criminal history report information, drug test results, and driver's license abstract attached shall forthwith be sent to the Director of Security, and no license shall be issued under the provisions of this chapter until the approval of the issuance of such license(s), in writing, from the Director of Security. The Director of Security shall conduct an investigation of each applicant for a taxicab driver's license, and the report of this investigation and a copy of the traffic and police record, if any, shall be attached to the application and filed. The Director of Security shall refuse to issue or renew a driver's license if the driver:
 - (1) Does not meet a qualification for a license; or
 - (2) Has made a material false statement on the application; or
 - (3) Has submitted a drug screening test with a positive result or has refused to submit to a test or has failed to provide a test result or information regarding same; or
 - (4) Has been convicted of, pleaded guilty to or forfeited bond or collateral upon any of the following charges, whether the conviction, plea or forfeiture occurred in the State of New York or elsewhere; or
 - (a) Any offense which constitutes a "serious offense," as the term is defined by § 265.00 of the Penal Law of the State of New York or any act supplementary thereof or amendment thereto; or
 - (b) Has accumulated, within the past 18 months, eleven (11) or more points on his driver's license, as such points are determined by the Department of Motor Vehicles of the State of New York; or
 - (5) Has had any taxicab driver's license or a similar license or permit revoked.
- C. The Director of Security shall notify the applicant, in writing, of any refusal to approve any application and the reason therefore.
- D. If a prospective applicant has been convicted of a specified criminal activity, any decision regarding such prospective applicant's fitness for a license shall be made upon consideration of New York State Correction Law §§701-703-b and §§751-753. The Director of Security shall be authorized to approve a taxicab driver's license if an applicant is otherwise ineligible based on the contents of this section if at the request of said applicant the Director of Security reviews any extenuating circumstances for a prior conviction for any offenses pursuant to §85 -7B of this chapter and finds that the applicant is suitable for a taxicab driver's license.

§ 85-8 Form and terms of taxicab driver's license fee

- A. Issuance and form. Upon satisfactory fulfillment of the foregoing requirements and upon the payment of a nonrefundable driver's license fee, the Director of Security shall issue to the applicant a license which shall be in such form as to contain a photograph and signature of the licensee and blank spaces upon which a record may be made of any arrest of or such complaint(s) against him as may be required by the Director of Security. Each license shall be stamped by the seal of the County upon at least a portion of the photograph. All licenses shall be numbered in the order in which they are issued and shall contain the driver's name and expiration date of the license.
- B. Tampering. Any licensee who alters, defaces, mutilates, changes, removes or obliterates any official entry made upon his license, or of any other form, format, color, content or component thereof, shall be punished by the revocation of his license.
- C. Duration. Taxicab driver's licenses shall be valid for one calendar year from the date of issue and shall remain valid unless otherwise revoked or suspended for the next succeeding calendar year up to the anniversary of the date of issue.
- D. Display. Each such license shall be placed in a transparent plaque or frame of a size which shall be determined by the Director of Security at all times when the driver is operating the

cab for hire, in a position readily visible to the passengers of said taxi and to persons looking in or through the window of the front door on the right or passenger side thereof.

- E. Replacement. In the event a driver's appearance changes substantially or a driver's license must be replaced, the driver shall have a new photograph taken by the Director of Security and shall accompany such photograph with an application fee as determined by resolution of the Broome County Legislature.

§ 85-9 Renewal of taxicab driver's license; fee.

- A. When applying for a renewal of a taxicab driver's license, every applicant shall make such application at least thirty (30) days prior to its expiration upon a form to be furnished by the Director of Security, which shall be filled out with the full name and address of the applicant, together with a statement of the date upon which the original license was granted and the number thereof and such other information as the Director of Security may deem necessary. The Driver shall submit to a drug screening test performed in accordance with the requirements of §85- 6A(5)(a) above. The Driver shall also be subject to review of his New York State Department of Motor Vehicles driver's license abstract in accordance with the requirements of §85- 6A(5)(b) above. Such application for renewal shall be accompanied by a nonrefundable fee as determined by resolution of the Broome County Legislature.
- B. Each application for renewal of license shall contain the following statement:

<p>"PURSUANT TO THE PENAL LAW § 210.45, IT IS A CRIME PUNISHABLE AS A CLASS A MISDEMEANOR TO KNOWINGLY MAKE A FALSE STATEMENT HEREIN."</p>

- C. Applications for a renewal of a taxi driver's license submitted less than 30 days prior to the expiration date of same shall be treated as a new application and shall be subject to the requirements and fees of this chapter.

§ 85-10 Taxicab driver's licenses not transferable; fees not prorated

Such licenses shall not be transferable. No license fee shall be prorated or refunded. Each fee in its entirety shall accompany each application therefore.

§ 85-11 Suspension or revocation of taxicab companies' right to operate; suspension or revocation of driver's license or permit; relicensing

- A. The Director of Security shall monitor and record the number of convictions of violations of County Code and of the laws, codes and rules of the State of New York pertaining to and arising out of the operation of every driver, vehicle and company of one (1) or more taxicabs in the County. License holders shall disclose any violations of convictions of the above to the Director of Security within thirty (30) days. Unreported convictions may result in suspension or revocation of the driver's license, vehicle license and/or right of the owner and/or operator of the company employing such driver(s) and/or owning such vehicle(s) for such period as shown.
- B. When the number of separate convictions, including guilty pleas accumulated over the indicated period of time as shown in the following charts, equals or exceeds the number shown, the Director of Security shall notify the driver and the operator and/or owner of the vehicle and company of such number. The Director of Security shall suspend the driver's license, vehicle license and/or right of the owner and/or operator of the company employing such driver(s) and/or owning such vehicle(s) for such period as shown, or revoke same.

Taxicab Driver's License				
Period of Time (most recent)	6 Months		12 Months	
Number of Violations	5	7	7	9
Penalty	Suspend 6 months	Revocation (12 + months)	Suspend 6 months	Revocation (12+ months)
Taxicab Vehicle License				
Period of Time (most recent)	6 Months			
Number of Violations	5	7		
Penalty	Suspend 6 months	Revocation (12+ months)		
Taxicab Business License				
Period of Time (most recent)		6 Months		
Number of Violations	10 number of vehicles	15 times number of vehicles	20 times number of vehicles	
Penalty	Suspend 3 months	Suspend 6 months	Revocation (12+ months)	

- C. The penalties provided for herein shall be in addition to and not instead of any and all other penalties provided under this chapter or County Code provisions or any law, rule or regulation of the state or federal government or other regulatory authority.
- D. Suspension or revocation of a taxicab driver's license. A taxicab driver's license or permit may at any time be suspended or revoked for cause after a hearing by the Director of Security. Upon making a determination to revoke or suspend a taxicab driver's license, the Director of Security shall notify the holder of the license and any owner or operator by which he is employed of such decision, in writing, by certified mail to the last address set forth in the County's records and shall state the reasons for his decision in such notice. Any such suspension shall be noted on the license, together with a statement of the reason

therefore, and the driver shall be deprived of his license by the official suspending or revoking such license. The driver shall return the license to the Director of Security as the license is property of the County. The license shall be returned at the expiration of the period for which it was suspended. A second suspension for the same reason or, in any case, a third suspension of a taxicab driver's license shall revoke the license. A driver having his license reissued to him after a suspension shall be subject to a reissuing fee as determined by resolution of the Broome County Legislature.

- E. Relicensing of drivers. No driver whose taxicab driver's license has been revoked shall be again licensed as a taxicab driver in the County, unless upon the presentation of reasons satisfactory to the Director of Security. If a taxicab driver's license is issued to a driver who has had their license revoked after presenting satisfactory reasons to the Director of Security, the application shall be treated as a new application and not as a renewal application.
- F. Appeal of suspension or revocation. Any suspension of a taxicab driver's license may be appealed by submitting a written appeal to the Broome County Commissioner of Public Works with ten (10) days of the suspension or revocation by the Director of Security. The Commissioner of Public Works may uphold or appeal the decision of the Director of Security based on the documentation provided by the Director of Security and the written letter of appeal.

§ 85-12 Recordkeeping

There shall be kept in the office of the Director of Security a complete record of each license or permit issued to a driver and of all renewals, suspensions and revocations thereof, which record shall be kept on file with the original application of the driver for a taxicab driver's license.

§ 85-13 Taxicab vehicle license required; fee

- A. It shall be unlawful for any person to drive, operate or permit to be operated a taxicab upon the streets of the County or to solicit or pick up taxicab passengers within the County without first having paid a nonrefundable fee as provided for herein for each such vehicle so licensed and without first having obtained for each such vehicle a taxicab vehicle license under the provisions of this chapter from the Director of Security. Such license shall be valid for one (1) calendar year from the date of issue and shall expire on the anniversary of the date of issue of the next succeeding calendar year unless sooner suspended or revoked. It shall be unlawful for any person to drive, operate or keep for hire or pay within the limits of the County any taxicabs not equipped as required by § -19 or which has not been inspected as required by §85-18 or which does not display the inspection sticker as required by §85-18J.
- B. The annual fee for each vehicle so licensed shall be determined by resolution of the Broome County Legislature.
- C. For each vehicle licensed as a taxicab hereunder, the Director of Security shall issue a sticker of uniform design. Each sticker shall display a unique number as provided in this section and shall show the expiration date of said taxicab vehicle license. Each sticker shall also display the vehicle identification number for the vehicle being licensed as a taxicab. Such sticker shall be affixed to the inside of the left rear window of the vehicle for which same shall have been issued, so as to be clearly visible. Each taxi company shall be assigned a unique number and each vehicle operated by each such company shall be assigned a unique number with said company; thus, each vehicle shall have a unique number in the form AB-CD where AB is the number assigned to the company and CD is the number assigned to each vehicle operated by each such company.
- D. The acceptance by an owner or operator of a license issued under this chapter is conditioned upon and shall be sufficient evidence of the continuing consent of such owner

or operator and of the driver of each and every taxicab vehicle to display the public notice as required by and described in §85-17 of this chapter and to consent to any such stop and visual inspection by any law enforcement agency within the County.

- E. The County shall issue new stickers as described in this section annually or at such other times as the County shall determine to be appropriate and necessary.

§ 85-14 Taxicab vehicle license application

- A. One application for each taxicab vehicle license shall be made by the owner or other person with legal authority over same upon blank forms furnished by the Director of Security. Such application shall contain at a minimum:

- (1) The name, age and residence of the person applying for the license, proof of his ownership and/or legal authority over each such vehicle and if other than the owner, the name, age and residence of the person or persons to be in immediate charge of the driving of each such taxicab;
- (2) For each such vehicle, the type of motor vehicle to be used, the horsepower, the vehicle identification number, the state license and registration numbers and the seating capacity according to its trade rating;
- (3) Whether and when the vehicle has ever been previously licensed to operate as a taxicab or vehicle for hire and, if so, where;
- (4) Whether such vehicle's license to operate as a taxicab or vehicle for hire has ever been revoked or suspended, when, and for what cause;
- (5) Copy of New York State vehicle registration and expiration date of current New York State motor vehicle inspection and sticker number. The full address of the registered owner must be on the Department of Motor Vehicles registration. P.O. Box numbers are not acceptable;
- (6) Proof that the vehicle is covered by a current for-hire insurance policy shall be attached to the application in the form of a certificate of insurance. Broome County shall be a certificate holder on the policy;
- (7) Such other information as the Director of Security may deem necessary;

- B. Miscellaneous.

- (1) Each taxicab vehicle license application shall contain the following statement:

"PURSUANT TO THE PENAL LAW § 210.45, IT IS A CRIME PUNISHABLE AS A CLASS A MISDEMEANOR TO KNOWINGLY MAKE A FALSE STATEMENT HEREIN."

- (2) Any false statement knowingly made by the applicant in an application for a taxicab driver's permit shall be promptly investigated by the Director of Security and reported to the District Attorney of Broome County if appropriate and shall result in the denial of such application or revoking of an issued license.
- (3) The application must include the approved assigned unique official taxicab vehicle number assigned by the Director of Security, which shall be added to such application by the applicant or Director of Security when such application is approved.

§ 85-15 Insurance required

- A. No taxicab company shall be licensed as a taxicab company hereunder unless it carries a New York State Workers' Compensation Insurance Policy as required by New York State law. In lieu of a worker's compensation policy, a waiver issued by the New York State Workers' Compensation Board may be submitted.
- B. No vehicle shall be licensed as a taxicab hereunder unless it has a for-hire insurance policy in effect to include a public policy for damages for death or injuries to persons in the amount provided in the laws, rules and regulations established by the State of New York as the minimum required of any vehicle operated as a taxicab.

C. The certificate face shall:

- (1) Indicate coverage and minimum amounts as prescribed by the laws of New York State;
- (2) Provide that the coverage shall not be cancelled, terminated or materially changed until at least thirty (30) days prior written notice has been given to the Broome County Office of Risk and Insurance.

D. The certificate holder should read:

Broome County Office of Risk and Insurance P.O. Box 1766 Binghamton, NY 13902

E. If the applicant fails to procure or maintain the required coverage and minimum limits, such failure shall constitute a material breach of this chapter and shall result in denial or revocation of the license.

§ 85-16 Refusal/revoking of license

The Director of Security shall refuse a taxicab vehicle license or, if already issued, shall revoke or suspend a license if the vehicle is unsuitable for public patronage by virtue of being unclean, unsafe or out of compliance with any applicable law, rule or regulation, or if, in the discretion of the Director of Security, the design, capacity or other specifications of such vehicle render it unsuitable for use as a taxicab.

§ 85-17 Taxicab vehicle license card

If upon inspection a vehicle is found to be in proper condition and in compliance in accordance with the provisions of all applicable laws, rules and regulations and, upon the approval of the application for a taxicab vehicle license and the payment of the license fee hereinafter set forth, such vehicle shall be licensed by delivering to the owner a card of such size and form as may be prescribed by the Director of Security. The card shall contain the official license number of the taxicab vehicle, vehicle identification number, the name, address and phone number of the owner of the vehicle and a statement to the effect that, in case of any complaints, the Director of Security shall be notified, giving the license number of the taxicab and the telephone number and address via which such complaints may be made. Such card shall be signed by the Director of Security. The taxicab vehicle license number assigned hereunder shall, in each case, be the same as that assigned to the vehicle for that year pursuant to law. Taxicab vehicle license cards must be displayed in a prominent place visible to all passengers in the taxicab vehicle for which the license card is issued as determined by the Director of Security. For each such vehicle, the license number shall correspond to the number appearing on the sticker required to be affixed to the left rear bumper of each such vehicle as required by this chapter.

Article III **Inspection Criteria**

§ 85-18 Vehicle inspections required; reports of inspection; expiration of inspection

- A. Taxicabs are to be inspected annually at a private New York State licensed inspection station. Such inspection shall occur once per year as required by the New York State Vehicle and Traffic Law and regulations.
- B. No vehicle shall be licensed as a taxicab pursuant to this chapter until it has been inspected and examined and found to be in a thoroughly suitable condition for the transportation of passengers, clean, fit, of good appearance, well painted in accordance

with this chapter and in complete compliance with all requirements of the County Code and with all other applicable laws, codes and regulations, including that each such vehicle shall bear taxi or livery license plates issued by the New York State Department of Motor Vehicles. The Director of Security or someone designated by him or her shall make such inspection and examination before a taxicab vehicle license is issued. The Director of Security shall refuse to license, or if already issued revoke or suspend a license of any vehicle found by him or any law enforcement officer to be unsuitable for public patronage.

- C. In addition to the pre-licensing inspection, it shall be the responsibility of each operator, owner and driver of a taxi applying for or licensed in the County as a taxicab vehicle to cause such vehicle to be inspected by the Director of Security or his designee all licensed taxicabs at intervals of not more than 180 days, or upon receipt of notification from the Director of Security that a complaint has been submitted, or as often as may be necessary. Reports of all inspections shall be filed with the Director of Security. Failure to comply with inspection requirements or notifications shall result in a suspension or revoking of the taxicab vehicle license.
- D. A copy of the inspection report shall be given to the vehicle owner and/or operator and/or driver and the Director of Security at the completion of the inspection.
- E. For each inspection performed by the Director of Security or his designee pursuant to this chapter, the applicant shall pay a fee as determined by resolution of the Broome County Legislature.
- F. The inspection of the taxi shall include, but not be limited to, a review of the following and shall also include an inspection of those items listed in §85-19 of this chapter:
 - (1) Tires. (Suitability for weather and hubcaps)
 - (2) Exterior lights (including reverse, license plate, parking lights, directional lights, and roof light).
 - (3) Interior lights.
 - (4) Windshield/all glass.
 - (5) Windshield wipers, washers.
 - (6) Front and rear window defrosters.
 - (7) Horn.
 - (8) Upholstery.
 - (9) Floorboards/floor mats.
 - (10) Door handles, inside and out.
 - (11) Doors and windows.
 - (12) Body damage and rust (including bumpers).
 - (13) Paint.
 - (14) Heater and air conditioner.
 - (15) Mirrors (inside and out).
 - (16) Seat belts.
 - (17) Muffler and exhaust system (noise, fumes, smoke, visible and otherwise).
 - (18) Fluid leaks.
 - (19) Wheel covers or hubcaps.
 - (20) Smoking prohibited sign.
 - (21) Any other items as relates to the cleanliness and operability of the vehicle as a taxicab suitable for public use that the Director of Security may deem appropriate.
- G. Upon receipt of a report which finds a taxi to be unfit or unsuited for public patronage or which shall fail to comply with the requirements of this chapter, the licensing official shall refuse a license or shall revoke or suspend the license previously issued. Repair work which is required after inspection of a taxi must be completed within five (5) business days of the inspection, and satisfactory proof of repair shall be presented to the Director of Security. The taxicab vehicle license shall be temporarily suspended until which time the vehicle has the completed work done to the satisfaction of the Director of Security. Failure to make necessary repairs and to present satisfactory proof with ten (10) business days shall result in the taxicabs vehicle license being revoked. Taxicabs that do not have the

required repair work completed within five (5) business days of the initial inspection shall be subject to a re-inspection fee as determined by resolution of the Broome County Legislature. Taxicabs that schedule an inspection appointment and are not present at the time of the appointment shall be charged the inspection fee.

- H. Upon receipt of a report which finds a taxi to be fit for public patronage, the Director of Security or his designee will issue a suitable inspection sticker with the month and year of inspection expiration marked out. The inspection sticker shall also include the unique vehicle number assigned by the Director of Security.
- J. Upon being issued a County taxi inspection sticker, the inspector will affix the sticker by placing it on the rear bumper left side of the vehicle where it shall be clearly visible and available for inspection at all times while said vehicle is licensed within the County.
- K. It shall be unlawful to possess or display a forged, altered or unauthorized County inspection sticker.
- L. The Director of Security may additionally inspect or cause to be inspected all taxicabs from time to time, as often as he may deem necessary for the public health, safety and welfare. Said inspections shall not be evidence to be used against the County with respect to any claim of liability, and the County assumes no special duty or obligation to any person with respect to same, but shall be evidence merely that the licensee has had inspections made as required by this chapter.
- M. No vehicle shall operate within the County with an expired taxicab's vehicle inspection sticker and shall not be operated within the County until it is inspected and has received an approved, valid inspection sticker from the Director of Security or his designee.

Article IV
General Operations

§ 85-19 Taxicab vehicle markings, safety and equipment; owner, operator and/or driver responsibilities

- A. Taxi vehicle identification:
 - (1) Taxicab markings must be permanently displayed on both front doors of each vehicle. Markings must include taxi owner or company name, taxicab number, the words "taxi" or "taxicab" or "cab," and Broome County, New York.
 - (2) The taxicab number must also be permanently and visibly displayed on the rear of such vehicle (left and right rear fenders and left side of trunk lid or tailgate).
 - (3) Taxis shall each be numbered, with a unique four-digit number. Each company duly licensed will be assigned a two-digit number (for example, Company A = 20, Company B = 30, etc.) Each taxicab vehicle will be assigned a two-digit number within each company. Thus each vehicle shall have a unique four digit number, the first two indicating the company and the second two indicating the vehicle within the company fleet. Numerical assignments are to be approved by the Director of Security.
 - (4) Each taxicab vehicle shall prominently display on the outside of the driver's side door and on the outside of the front passenger's side door the schedule of fares. In addition, each taxicab vehicle shall prominently display such information on a fare card in the interior of the vehicle such that it is clearly visible and readable by all potential passengers and the Director of Security. Such fare card shall be available for inspection immediately upon the request of any passenger or potential passenger.
 - (a) Such schedule of fares shall list, at a minimum, the following information:
 - [1] Fees charged to passengers for the hire of such taxicab for trips originating and ending within the City of Binghamton, Towns of Dickinson, Maine, Union and Vestal and the Villages of Endicott and Johnson City;
 - [2] The operator's policy as regards to the number of occupants who constitute a regular fare and any additional charges for additional passengers beyond such number;

- [3] Any fees not included in the posted fare, which may include, but are not limited to services such as the use of the trunk space and the loading by the driver of passenger personal effects;
- [4] The phone number and website of the County where a consumer may report or submit comments on service quality.
- (5) The signs and numbers described herein as required must contain lettering not less than three inches in height and three inches in width with a paint stroke of 1/4 inch between each figure. Letter color must contrast with the door color and be readable from a minimum distance of 150 feet. The background of the sign must be of white reflective material.
- (6) The exterior roof light must contain the name of the company or words "taxi" or "taxicab" or "cab." The exterior roof light must be permanently mounted and lit at night.
- B. In addition to any requirements otherwise imposed by the Vehicle and Traffic Law of the State of New York or by this chapter, each licensed taxicab operating within the County shall at all times remain in compliance with each of the following vehicle requirements:
 - (1) No vehicle shall be licensed as a taxicab if it was manufactured twelve (12) years or more prior to the application date.
 - (2) Every vehicle shall be kept in a suitable condition to include, interior and exterior kept in a clean and sanitary condition and shall at all times bear a current New York State inspection sticker and a County inspection sticker properly affixed.
 - (3) Every vehicle shall have no fewer than four (4) doors, not including a hatchback or other rear entry, two (2) of which lead into the driver's compartment, and all doors shall be so constructed that they may be opened from the inside and the outside. Under no circumstances shall any two-door vehicle be licensed as a taxicab. Vans may be licensed and approved for use as taxicab vehicles only if each such van provides a seat and a seat belt for each passenger and carries no more than seven (7) passengers at any given time.
 - (4) Every vehicle shall be equipped with an adequate heater of a type which will not permit exhaust gasses to enter the interior of the vehicle.
 - (5) Every vehicle shall be equipped with at least three (3) adjustable rear-view mirrors, one (1) in the driver's compartment and two (2) exterior mirrors installed on the exterior of the vehicle, one (1) on the driver's side door and one (1) on the passenger-side door.
 - (6) Every vehicle shall be equipped with a standard speedometer properly installed and maintained in good working order. No licensed vehicle shall be operated in public while such speedometer is inoperative or disconnected.
 - (7) Every vehicle shall have either acceptable snow tires, all-weather radial tires or tire chains on the drive wheels of such vehicle when pavement conditions are such as to require said use for the safety of the driver, passenger and the general public.
 - (8) Every vehicle shall be equipped with dual windshield wipers properly installed and maintained in good working order, which shall be operated whenever weather conditions require. This shall include windshield washers in proper working condition. In addition, each licensed vehicle shall at all times remain in compliance with New York State regulations requiring that headlights be turned on at any time windshield wipers are in operation.
 - (9) Every vehicle shall contain original or replacement upholstery and floor mats in good and suitable condition for satisfactory use by the public. In the event that original upholstery or floor mats are found to be worn or otherwise deteriorated, such upholstery or floor mats must be replaced prior to the use of the licensed vehicle for conveyance of the public.
 - (10) Every vehicle shall be equipped with an interior light capable of illuminating the entire interior of the taxicab after sundown. The light shall be so arranged as to be automatically turned on by the opening of any door to the vehicle.

- (11) Wherever glass is used in the construction of any licensed vehicle, such glass shall be safety glass, clearly and permanently marked as such and of a type approved by the Commissioner of Motor Vehicles of the State of New York. All glass in said licensed vehicle shall be in good condition and shall not contain air bubbles, cracks or fractures. Window tint shall remain in compliance with all applicable New York State laws and regulations.
 - (12) The fenders, bumpers and body of each licensed vehicle must be rigidly and tightly fastened to said vehicle, free from significant or extensive dents or mutilation, shall be of a uniform color, and shall be so constructed as to allow the full opening of all doors of the vehicle. The exterior of the vehicle shall be properly maintained, painted and the finish in good condition. This includes all exterior light lenses to be free from cracks and to be the proper color.
 - (13) The vehicle must be equipped with both front and rear window defrosters/defoggers. They are to be in proper working condition.
 - (14) Every vehicle shall be equipped with hubcaps on all four (4) wheels or shall have uniformly painted wheels in lieu thereof.
 - (15) Shades or curtains are prohibited on the inside of any taxicab.
 - (16) Every company operating any taxicab shall designate an employee such as a dispatcher or other such person who shall be responsible to keep and maintain a trip sheet at all times during the operation of such taxicab.
 - (a) Such trip sheet shall record, at a minimum, the following information:
 - [1] The name and driver's license number of each and every driver operating such vehicle for the trips recorded on the trip sheet;
 - [2] Date, commencement time by hour and minute and origin point of each trip for each passenger;
 - [3] Date, drop-off or termination time by hour and minute and destination or termination location of each trip for each passenger;
 - [4] Fare charged and collected for each trip for each passenger;
 - [5] Date, time by hour and minute and location of any accident or breakdown causing an interruption or discontinuance of the operation of such taxicab and a description thereof;
 - [6] The issuance of any citation or violation of any law, rule or code involving the operation of such taxicab and/or the conduct of the driver of same.
 - (b) The owner of any taxicab business shall produce any and all such trip sheets for any and all taxicabs operated, owned or controlled by such persons upon demand therefore by any law enforcement officer.
 - (c) All such trip sheets shall be retained and kept on file and made available for audit, examination and inspection by the Director of Security at all reasonable times for a minimum period of two (2) years by every owner, operator and/or proprietor of every taxicab and company operating and/or owning same.
 - (17) Each vehicle used as a taxicab shall comply with all applicable federal, state and other laws, rules and regulations pertaining to its use by and accessibility to persons with disabilities.
 - (18) Each taxicab shall prominently display in the interior thereof visible to all passengers a sign or sticker written in no less than eighteen-point type advising that seat belts are available and should be used by all passengers.
 - (19) Each taxicab shall prominently display in the interior thereof visible to all passengers a sign or sticker written in no less than eighteen-point type stating that smoking is prohibited within the vehicle by all passengers and drivers.
- C. Taxicabs licensed in accordance with this chapter may be equipped with partitions or shields made of translucent plexiglass or other shatterproof material located between and effectively separating the front and rear seats.

- D. In addition to any requirements otherwise imposed by the Vehicle and Traffic Law of the State of New York or by this chapter, each licensed taxicab operating within the County shall at all times remain in compliance with each of the following requirements applicable to all owners and operators thereof:
- (1) Shall maintain and furnish a current list of drivers and employees available upon request of the Director of Security.
 - (2) Shall provide a letter to the Director of Security upon the discharge or termination for any reason of a driver and/or employee, giving the reason for such discharge or termination.
 - (3) Shall promptly report to the Director of Security the transfer of ownership of any vehicle licensed by the County and concurrently turn in to the Director of Security the taxicab vehicle license of such vehicle.
 - (4) Shall report, in writing, changes of address of the owner, operator or driver of a taxicab to the Director of Security within three (3) business days of said change.
 - (5) Shall maintain proper vehicle insurance for all owned or operated taxis in accordance with New York State Vehicle and Traffic Law or other laws, rules or regulations and report a revocation or cancellation of insurance immediately to the Director of Security.
 - (6) Shall submit any changes to the established rates for fare or additional services to the Director of Security in writing five (5) business days prior to the effective date of the change.
 - (7) Shall report any vehicle accident which renders a taxicab vehicle inoperable or causes personal injuries to anyone involved in the accident in writing to the Director of Security within five (5) business days of the accident.
 - (8) Shall report convictions of violations of County Code and of the laws, codes and rules of the State of New York pertaining to and arising out of the operation of every driver, vehicle and company of one (1) or more taxicabs in the County to the Director of Security within thirty (30) days.
- E. In addition to any requirements otherwise imposed by the Vehicle and Traffic Law of the State of New York or by this chapter, each licensed taxicab driver operating within the County shall at all times remain in compliance with each of the following driver requirements:
- (1) Shall keep the interior and exterior of the taxicab in a clean and sanitary condition and shall at all times maintain the vehicle in compliance with County Code.
 - (2) Shall not smoke, or allow any passenger to smoke, at any time within the vehicle.
 - (3) Shall, at all times, while on duty, have displayed in the interior of the vehicle which he is operating his taxicab driver's license. The license shall be displayed in a place visible to any passenger in such taxicab as determined by the Director of Security.
 - (4) Shall immediately report any unlawful act committed in, with or in connection with his vehicle or any attempt to use his vehicle to commit a crime or escape from the scene of a crime to the police agency of jurisdiction and shall also submit a written report to the Director of Security within five (5) business days.
 - (5) Shall not permit any passenger in the taxicab except a paying fare during such time as the taxi is being used for business purposes.
 - (6) Shall not operate a taxicab when there is snow or ice on the pavement unless there are chains, all-weather radial tires or snow tires on the drive wheels.
 - (7) While on duty, the driver shall state his/her name and employer's name to any passenger or law enforcement officer on request. Also, it shall be unlawful for any driver of any taxicab to misrepresent or withhold the name of his employer or the business address and business telephone of the same.
 - (8) Carriage of infected persons. Should it be found by the owner, operator or driver that a taxicab has been used to convey any person infected with a contagious disease, or if any blood or bodily fluids or discharges have contaminated the passenger area of the taxi, such vehicle shall not be used until it has been

- thoroughly cleaned and disinfected in accordance with applicable laws, rules and regulations related to public health.
- (9) Any owner or operator shall not permit any one driver to operate a taxicab more than twelve (12) hours in any continuous twenty-four-hour period, except the driver of a taxicab exclusively hired or engaged for special trips or excursions.
 - (10) Shall not be permitted to carry more than five (5) passengers, including children, in a four-door sedan vehicle and shall not be permitted to carry more than seven (7) passengers, including children, in a station wagon or van.
 - (11) Shall not operate a taxicab if the vehicle has any equipment violations as defined in this chapter or in the Vehicle and Traffic Law § 375, or other laws, rules and regulations.
 - (12) Must not consume alcohol or intoxicating drugs prior to or during the driving or other operation of a taxicab. This excludes prescriptions prescribed by a licensed physician and over-the-counter medications which do not cause drowsiness, fatigue, blurred speech or vision or other conditions which may impair the ability to drive safely.
 - (13) Except when authorized in the Vehicle and Traffic Law, the driver shall not use the horn or otherwise make or create loud or unnecessary noise, such as for announcing arrival or alerting potential patrons.
 - (14) The driver shall pull to the curb to pick up and discharge passengers. The driver shall not intrude upon or obstruct pedestrian crossings, bus stops, loading zones, driveways, intersections or other areas requiring the free and unobstructed flow of traffic when stopped to pick up or discharge passengers.
 - (15) The driver shall provide a written receipt accurately stating the exact fare paid by any passenger requesting same.
 - (16) No driver of a licensed taxicab shall carry any person other than the passenger first employing a taxicab without the consent of said first passenger.
 - (17) Each and every operator and driver of a taxicab vehicle operating as such in the County is required to accept as a paying fare every orderly adult person and shall not refuse to accept as a paying fare any adult person on the basis of any disability or on the basis of his race, ethnicity, religion, sex, age, sexual preference or other discriminatory basis or criteria prohibited by law.
 - (18) Shall not illegally use, consume, possess or distribute intoxicating liquors or drugs.
 - (19) The driver shall be neat and clean in both person and in clothing and shall wear at a minimum a shirt or blouse with collar, and slacks or skirts and closed-toed shoes. No ripped or torn clothing shall be worn.
 - (20) No driver shall engage in fighting or in violent, tumultuous or threatening behavior; use abusive or obscene language or make obscene gestures; or make unreasonable noise.
 - (21) At no time shall a driver allow the engine of the taxicab to idle in a fixed location for more than fifteen (15) minutes.

§ 85-20 Suspension or revocation of taxicab vehicle license and/or driver's license

Taxicab vehicle and/or driver's licenses may be revoked or suspended at any time for cause after a hearing by the Director of Security. Cause includes but is not limited to; violation of any sections of this chapter; conviction of a violation, misdemeanor or felony pursuant to the laws of the State of New York; transporting, soliciting or procuring any person to ride in a licensed taxicab for the purpose of commission of a crime. Licenses shall be revoked if the vehicle shall be used for immoral or illegal purposes. Licenses and permits may be suspended or revoked for failing to be and remain in compliance with all applicable laws, rules and regulations. When the license is suspended or revoked, the taxicab driver's and/or vehicle license card hereinbefore provided for shall be retained by the Director of Security and shall be returned only after the expiration of the suspension period with suitable entry being made thereon by the Director of

Security or his authorized designee as to the reason for and duration of the suspension. The Director of Security, upon determination to revoke or suspend a license, shall notify the holder of his decision, in writing, by certified mail and state the reasons for his action.

§ 85-21 Register of licensed taxicabs

The Director of Security shall keep a register of the name of each person owning or operating or otherwise legally responsible for a taxicab vehicle licensed under this chapter, together with the license numbers of vehicles and drivers. Such record shall be open to the inspection of the public at all reasonable times.

§ 85-22 Return of licenses, cards and permits; transfer of vehicle license; exception; fee

- A. Every licensee who has been issued a license under the provisions of this chapter shall, upon discontinuing or abandoning the ownership, operation or driving of a taxicab, return such license card, license or permit to the Director of Security unless such card, license or permit has been lost or for other reason cannot be restored as these are the property of Broome County.
- B. Such card, license or permit shall not be assigned or transferred to any other person or be applicable to any motor vehicle other than the one specified therein. Any licensee who permits his license to be used by any other person or for any vehicle other than the one for which same was issued and any person who uses such license granted or given to any other person or who uses such license for a vehicle other than the one for which it was issued shall each be guilty of a violation of this chapter.
- C. Notwithstanding the foregoing, the owner or operator of a vehicle licensed as a taxicab under this chapter may take such vehicle out of service as a taxicab for any reasonable cause, such as damage, wear and tear, sale of the vehicle, age of the vehicle or other. In such case, such owner or operator may apply to the Director of Security for permission to transfer the license issued to such vehicle to another vehicle to be put in service as a taxicab to replace the vehicle originally licensed.
- D. Such application shall include all the information pertaining to the replacement vehicle required for a taxicab vehicle license, and such replacement vehicle shall meet all the requirements applicable to taxicabs as required by this chapter to include the pre-licensing inspection. Such application to transfer such taxicab vehicle license shall be accompanied by a nonrefundable transfer application fee as determined by resolution of the Broome County Legislature.

§ 85-23 Duplicate license, permit or card

Whenever a license shall be lost, stolen or destroyed, without fault on the part of the holder, his agent or employee, a duplicate in lieu thereof, under the original application, may be issued by the Director of Security upon the filing of a sworn affidavit containing the facts of such loss or theft and upon the payment of the cost of such duplicate license, permit, card, badge or tag. The replacement fee for a lost, stolen or destroyed license shall be as determined by resolution of the Broome County Legislature.

§ 85-24 Taxicab stands

Taxicab stands may be established by law enforcement regulation or by ordinance of any constituent municipality of the County or by the County itself subject to such approval as the

governing body may require. Taxicab stands operated by the County may only be used by licensed taxicabs when available for hire and being driven by licensed taxicab drivers.

§ 85-25 Soliciting; cruising prohibited; interference with other operators prohibited.

No person shall solicit passengers from any point other than immediately adjacent to his taxicab. Taxicabs shall not cruise or operate on the streets of the County without a fare under hire for the purpose of soliciting business. No taxicab owner, operator or driver shall employ radios, telephones or other methods or means of remote communication in order or so as to preempt, intercept, precede or otherwise interfere with any other driver or operator of a taxicab which has lawfully been called, appointed or retained to serve a fare.

§ 85-26 Schedule of charges

- A. Owners, operators and drivers must display fare rates visibly to all passengers.
- B. Owners must submit to the Director of Security, along with the taxi vehicle license application, their established fare rate for transports within, through and outside the County limits.
- C. The soliciting of tips, gratuities or any charges in addition to those authorized herein is prohibited. This clause shall not prohibit the voluntary offer or acceptance of a tip or gratuity.
- D. No person shall charge or attempt to charge any passenger a greater fare than that to which the taxicab driver is entitled to collect under the rate sheet posted in the vehicle and on file with the Director of Security.
- E. Transport of animals.
 - (1) There shall be no additional charge for carrying a service animal trained to provide assistance to an individual with a disability and no driver shall refuse or decline to carry a passenger or fare for the reason that such person is accompanied by such an animal.
 - (2) Drivers may refuse to transport any other animal unless the animal is securely enclosed in a kennel case which can be reasonably accommodated by such vehicle or is otherwise reasonably secured in accordance with the size, kind and nature of such animal.

§ 85-27 Payment of fares

- A. Prepayment. Every driver of a taxicab shall have the right to demand payments of the legal fare in advance and may refuse employment unless so prepaid, but no driver of a taxicab shall otherwise refuse or neglect to convey any orderly person or persons upon request to any lawful destination anywhere in the County, unless previously engaged, off duty or otherwise lawfully unable to do so.
- B. Disputed fares. All disputes as to fares shall be determined by the law enforcement agency of jurisdiction at the time of the dispute. Copies of same shall be requested by the Director of Security for review of the incident for compliance with this chapter.

§ 85-28 Receipts for fares

Whenever a passenger in a taxicab asks for a receipt for the fare paid by him, it shall be given to them by the driver. Such receipt shall show the name of the driver, the name of the owner of the taxicab, the number of the taxicab, the time when the trip began and ended, the origin, any stops, the final destination of the trip and the amount of fare collected.

§ 85-29 Overcharging prohibited

It shall be unlawful for any taxicab owner or operator or any taxicab driver within the limits of the County to charge fares for taxicab service of more than the rate of fare for carrying a passenger to his destination on file for the taxicab owner with the Director of Security.

§ 85-30 Riders prohibited

No person shall be allowed to ride in the front seat of any taxicab next to the driver except paying passengers, and any driver who shall permit this may be deprived of his license via suspension or revocation of same by the Director of Security.

§ 85-31 Carrying additional passengers

No driver of a licensed taxicab shall carry any person(s) other than the passenger first employing a taxicab without the consent of such first passenger. No person shall be required to ride in or to pay for a called taxicab if the same is already occupied by another passenger without their consent. No person shall be required to ride in or to pay for a taxicab if the driver of same takes on additional passengers without his consent.

§ 85-32 Compliance with noise ordinance required; sounding of horn prohibited

Every driver of a taxicab shall at all times comply with the ordinances of the County and its constituent municipalities and all other applicable laws, rules and regulations, prohibiting loud or unnecessary noise in disturbance of peace and quiet.

§ 85-33 Articles found in taxicabs

Every driver of a taxicab, immediately after the termination of any hiring or employment, must carefully search such taxicab for any property lost or left therein, and any such property, unless sooner claimed or delivered to the owner, shall be maintained at the business address of the owner of the vehicle for a period of not less than thirty (30) days. All articles must be logged in at the business address. Items of significant value, to include but not limited to wallets, purses, handheld communication devices, electronics and jewelry are to be deposited with the Director of Security, along with the trip sheet for the period in which the item was found, by the end of the next business day.

§ 85-34 Use of vehicle for unlawful purposes and deceiving or misinforming passengers prohibited

- A. It shall be unlawful for any licensed driver of any taxicab to misrepresent his own name, and/or the name of his employer, or knowingly receive or transport any person or persons who intend any unlawful act in such vehicle during the voyage or at the termination thereof, whether within such vehicle or not. It shall be unlawful for any such driver to solicit or procure or to aid or assist in soliciting or procuring any person to ride in a licensed taxicab with the intent of the driver or of any or all passengers to commit any unlawful act therein or at any time during the voyage or immediately following the termination thereof, whether within the vehicle or not.
- B. It shall be unlawful for any licensed driver of any taxicab to solicit and/or procure the sale or distribution of controlled substances. It shall be unlawful for any licensed driver of any taxicab to solicit and/or procure any person to ride in a licensed taxicab for the purpose of sale or distribution of controlled substances.
- C. Operating a vehicle under the influence of alcohol or a controlled substance shall be grounds for immediate suspension and revocation of a driver's license. The Director of Security may require a licensee to submit to drug and alcohol screening tests upon

reasonable cause. Refusal to submit to such screening test or a positive test result shall constitute grounds for revocation of a license. The licensee shall be responsible for the fees associated with the drug testing as authorized in this section only if a positive test is returned.

- D. No person owning, operating or driving a taxicab shall deceive or misinform any customer or passenger who may pay for taxicab service, or who may ride or desire to ride in any such vehicle, as to the shortest route to a destination or as to the lawful fare to be charged. No person owning, operating or driving a taxicab shall deceive or misinform any customer or passenger as to the location or distance of the destination requested, nor shall any passenger be transported to any destination other than the one specified and/or by any route directed or requested by such person.

Article V
Program Fees/Charges

§ 85-35 Penalties for offenses

- A. For purposes of this chapter, the actions of representatives, agents, employees or taxicab drivers utilizing vehicles owned or operated by a taxicab business shall be treated as actions of the owner of said taxicab vehicles and taxicab business.
- B. Any person violating any of the provisions of this chapter shall, upon conviction, be responsible for any penalty incurred as a result and as administered by Broome County and as approved by the Broome County Legislature. In addition thereto a licensee, or the owner, operator or driver of a licensed vehicle, may have their license suspended or revoked.
- C. The Director of Security may, in his discretion, temporarily suspend or revoke a drivers or vehicle license or refuse access to all County transportation facilities pending the outcome of the prosecution of the licensee under this chapter or under any other provision of any applicable law, code, rule or regulation.
- D. Vehicles found to be operating without a proper county taxicab business and vehicle license, inspection or by a driver without a valid taxicab driver's license or found to be in violation of any section of this chapter shall be subject to impoundment by any law enforcement agency operating within the County. Any violation of this provision shall be deemed a violation, and the taxicab owner shall be guilty of a violation and subject to the following schedule of fines and or imprisonment not to exceed thirty (30) days, or both such fine and imprisonment:
- (1) First offense: not more than \$100.
 - (2) Second offense: not more than \$250.
 - (3) Third offense: not more than \$500.
- E. The penalties set forth in §85 -35 are in addition to the provisions of §§ 106-4V(9)(b) and 106-4V(10)(d) of the Broome County Charter and Code, Part IV, Regulatory Local Laws. These penalties shall be in addition to and not instead of any other penalties imposed by any other applicable law, code, rule or regulation of any other governmental or regulatory agency or entity.

§ 85-36 Enforcement

The County Executive, Director of Security Services, Commissioner of Aviation, County Sheriff and other agents duly designated in addition to local, County and state police or law enforcement officers are hereby authorized to, and they shall, enforce the foregoing rules and regulations.

§ 85-37 Public emergency; police powers

Whenever a state of emergency is declared by the County or whenever the Director of Security, or, if there be none, the highest-ranking officer in command of the Division of Security or his designee, determines that protection of public safety so requires, the County Executive and/or the Director of Security may suspend the provisions of this chapter, in whole or in part, for part or all of the period during which such emergency conditions may prevail. Such power shall include but not be limited to the suspension of the requirement that fares be paid by passengers and/or other requirements of this chapter. Under such circumstances, all drivers and operators shall endeavor to keep and maintain accurate records showing the trips provided and the details of same during such period, similar to such records as would be required to be kept by this chapter if such period of emergency had not existed.

§ 85-38 Exceptions

- A. The provisions of this chapter shall have no application to exempt vehicles, as defined herein, or for special events, upon advance notice of same being provided to the Director of Security and his approval thereof.
- B. The licensing fee set forth in this chapter shall not be required for taxicab vehicles or other vehicles for hire to which this chapter would otherwise apply if same are owned by or operated under the control of a corporation duly organized and existing pursuant to the Not-For-Profit Corporation Law of the State of New York and while being used solely for the purposes of such corporation

§ 85-39 Severability

The provisions of this chapter shall be deemed severable. The finding of the invalidity, illegality or unenforceability of any one or more provisions hereof shall not be deemed to affect the validity of the other sections or provisions of this chapter, as long as the sense thereof remains.

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

Carried. Ayes-13, Nays-3 (Keibel, Howard, Diffendorf), Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 99

By Education, Culture and Recreation Committee

Seconded by Mr. Sanfilippo

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

WHEREAS, Barbara Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 39 of 2006, has duly designated and appointed the following named individuals to membership on the En-Joie Golf Course Advisory Committee, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
David Baker 508 Mountain View Drive Endicott, New York 13760	Reappointment December 31, 2010
David Gouldin 450 Plaza Drive Vestal, New York 13850	Reappointment December 31, 2010

Bob Gazda 527 West Main Street Endicott, New York 13760	Reappointment December 31 2010
Bob Hartung 1616 Sylvia Drive Endwell, New York 13760	Reappointment December 31, 2010
Mike Karl 507 Swartwood Avenue Endicott, New York 13760	Reappointment December 31, 2010
Esther Aswad 100 Franklin Avenue Extension Binghamton, New York 13901	Reappointment December 31, 2010
Len Basso PO Box 1602 Binghamton, New York 13902	Reappointment December 31, 2010
Tony Cerasaro 2 Page Avenue Endicott, New York 13760	Reappointment December 31, 2010
Jerry Marinich 40 Clearview Place Binghamton, New York 13901	Reappointment December 31, 2010
Richard Materese 1425 Campville Road Endicott, New York 13760	Reappointment December 31, 2010

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 39 of
2006, confirms the appointments of the above-named individuals to membership on the En-Joie
Golf Course Advisory Committee for the terms indicated, in accordance with their appointment
by the County Executive.

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 100

By Human Services Committee

Seconded by Mr. Sanfilippo

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

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Nicki French 612 Valley View Drive Endwell, New York 13760	New Appointment December 31, 2012

Carmela Pirich 123 Bernice Street Johnson City, New York 13790	New Appointment December 31, 2012
Tanya Walker 8 The Arena Street Binghamton, New York 13903	New Appointment December 31, 2012
Carol Cocchiola 1 Briar Court Binghamton, New York 13905	Reappointment December 31, 2012
Bill Knecht 453 Chrysler Road Endwell, New York 13760	Reappointment December 31, 2012
Brenda Zeoli 1123 Frost Road Endicott, New York 13760	Reappointment December 31, 2012
Kay Telfer 30 Savitch Road Binghamton, New York 13901	Reappointment December 31, 2012
Paul R. Gould 642 Holmes Road Apalachin, New York 13732	New Appointment December 31, 2011 (unexpired term of Corrine Bertram)
Jeff Van Syckle 2041 King Hill Road Endicott, New York 13760	New Appointment December 31, 2011 (Unexpired term of David Levine)
Barbara Newcomb 22 Elmwood Drive Apalachin, New York 13732	New Appointment December 31, 2010 (Unexpired term of Bette Gifford)

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 477 of
1985, confirms the appointments of the above-named individuals to membership on the Broome
County Family Violence Prevention Council for the terms indicated, in accordance with their
appointment by the County Executive.

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 101

By Transportation and Rural Development, and Economic Development and Planning
Committees

Seconded by Mr. Sanfilippo

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO BROOME COUNTY AGRICULTURAL DISTRICTS NO. 4 AND NO. 5 AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, pursuant to the Agricultural and Markets Law, this County Legislature
heretofore established Agricultural District Nos. 3, 4, and 5, and

WHEREAS, pursuant to Section 303-b of the Agriculture and Markets Law, county legislative bodies are directed to establish an annual 30-day period wherein landowners can request inclusion of their property in a certified agricultural district, and

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

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

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

WHEREAS, said Project may have an impact on the environment, and

WHEREAS, all of the parcels which have been recommended for inclusion at this time are situated in Agricultural Districts No. 4 and No. 5, now, therefore, be it

RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that a revision of Agricultural Districts No. 4 and No. 5 will not have a significant effect on the environment, and be it

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

EXHIBIT "A"
NEW YORK STATE

DEPARTMENT OF AGRICULTURE AND MARKETS
State Environmental Quality Review
SHORT ENVIRONMENTAL ASSESSMENT FORM

For **UNLISTED ACTIONS** Only

PART I – PROJECT INFORMATION

1. The proposed action is located in the County of **Broome** and the Town(s) of **Windsor, Fenton, Conklin, Union, Binghamton, Colesville, Union, Chenango, Barker and Maine**.
2. The agency responsible for preparing this Short Environmental Assessment Form and determining environmental significance is the County Legislative Body of **Broome** County. The name and address for the Clerk of the above named County is **Broome County Office Building, 6th Floor, P.O. Box 1766, Binghamton, NY 13902**.
4. Is this an application to modify an existing agricultural district? Yes No
If yes, what is the total number of acres comprising the district as it exists prior to modification?
District 4 66,315 acres, District 5: 71,541 acres
5. If this application involves a modification, will such modification result in a change in the size of the district? Yes No
 - If yes, how many acres are involved in the change? **District 4: 340.51 additional; District 5: 316.85 acres**
 - Does this represent an increase or decrease?
6. Zoning and Planning Information
 - Does the agricultural district correspond with a town(s) zoning district(s)?
Yes No
If Yes, please cite the applicable zoning district(s): **Ag, Ag-Residential, Res-1 Family, Rural/Ag, Rural Residential**
 - Is/are the zoned district(s) within the modified agricultural district compatible with the goals and objectives of the Agricultural Districts Law, as set forth in Article 25-AA of the Agriculture and Markets Law? Yes No
 - If Yes, please cite the applicable language:
7. What is present land use in the vicinity of the proposed modification?
 Residential Industrial Commercial Agriculture Park/Forest/Open Space Other

Describe: **Proposed additions are in suburban and rural locations throughout Broome County.**

8. Is there a public controversy related to this district proposal? Yes No If yes, describe below:

(Attach additional sheets if necessary.)

9. Attach any additional information as may be needed to clarify the proposed action.

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE

Authorized signature: _____ Date: _____

PART II- ENVIRONMENTAL ASSESSMENT

General Information

In providing responses to each of the questions, the reviewer should keep in mind that the action proposed is the modification or termination of an agricultural district or districts. The action is not the land use or activity which will, or may, take place in the district(s). For example, it is not appropriate to consider the effects of management action that may be taken by individual operators in conducting farming. Agricultural farm management practices, including construction, maintenance and repair of farm buildings, and land use changes consistent with generally accepted principles of farming are listed as Type II actions in 6 NYCRR §617.5(c)(3), and these actions have been determined not to have a significant impact on the environment.

A. Does action exceed any Type I threshold in 6 NYCRR, Part 617.4 ? Yes No

If Yes, coordinate the review process and use the FULL EAF.

B. Will action receive coordinated review as provided for Unlisted actions in 6 NYCRR, Part 617.5 ?

Yes No

If No, a negative declaration may be superseded by another involved agency.

C. Could action result in any adverse effects associated with the following:

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly: **No**

C2. Aesthetic, agricultural, archaeological, historic or other natural or cultural resources; or community or neighborhood character? Explain briefly: **No**

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly: **No**

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly: **No**

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly: **No**

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly: **No**

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly: **No**

D. Will the project have an impact on the environmental characteristics that caused the establishment of a CEA? Yes No

E. Is there, or is there likely to be, controversy related to potential adverse environmental impacts? Yes No If Yes, explain briefly:

PART III- DESIGNATION OF LEAD AGENCY

Please indicate desire for lead agency status by checking the appropriate box below:

Since the proposed action will be undertaken by this County Legislative Body and since any adverse environmental impacts will be primarily of local significance, it is hereby recommended that this County Legislative Body serve as lead agency to ensure compliance with the requirements of the

State Environmental Quality Review Act. It has been determined that the only other agency required to undertake an action in this case is the Department of Agriculture and Markets.

The County Legislative Body does not choose to nominate itself to serve as lead agency.

PART IV - DETERMINATION OF SIGNIFICANCE

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e., urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination and significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

- Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.
- Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide on attachments as necessary, the reasons supporting this determination:

Broome County Legislature

Name of Lead Agency

Daniel Reynolds Chairman

Print or Type Name of Responsible Officer in Lead Agency Title of Responsible Officer

Signature of Responsible Officer in Lead Agency Signature of Preparer (If different from Responsible Officer)

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant

RESOLUTION NO. 102

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF IMMUNIZATION ACTION PLAN GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 155 of 2009, as amended by Resolution 246 of 2009, authorized and approved renewal of the Immunization Action Plan Program Grant for the Department of Health and adopted a program budget in the amount of \$97,880 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant monitors and improves immunization rates for children through 24 months of age, and enhanced adult immunization activities, and

WHEREAS, it is desired to renew said program grant in the amount of \$97,880 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$97,880 from the New York State Department of Health, Corning Tower, Nelson A. Rockefeller Empire State Plaza, Albany, New York 12237 for the Department of Health's Immunization Action Plan Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$97,880, 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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 103

By Human Services, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 129 of 2009, as amended by Resolution 65 of 2010, authorized and approved the Expanded In-Home Services for the Elderly Program (EISEP) Grant for the Office for Aging and adopted a program budget in the amount of \$1,045,401 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$981,609 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$643,971 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Expanded In-Home Services for the Elderly Program (EISEP) Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves the total amount of \$981,609, 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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant

RESOLUTION NO. 104

By Human Services, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 130 of 2009, as amended by Resolution 28 of 2010, authorized and approved renewal of the Supplemental Nutrition Assistance Program Grant for the Office for Aging and adopted a program budget in the amount of \$437,073 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$433,355 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$263,774 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Supplemental Nutrition Assistance Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$433,355, 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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 105

By Human Services, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE COMMUNITY SERVICES FOR THE ELDERLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 136 of 2009, as amended by Resolution 57 of 2010, authorized and approved renewal of the Community Services for the Elderly Program Grant for the Office for Aging and adopted a program budget in the amount of \$642,107 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$655,365 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$274,582 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Community Services for the Elderly Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$655,365, 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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 106

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF CAREGIVER RESOURCE CENTER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 131 of 2009, authorized and approved renewal of the Caregiver Resource Center Program Grant for the Office for Aging and adopted a program budget in the amount of \$19,611 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$19,611 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$19,611 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Caregiver Resource Center Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$19,611, 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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 107

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE PROGRAM GRANT, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH ACTION FOR OLDER PERSONS, INC FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 133 of 2009, as amended by Resolutions 451 of 2009 and 62 of 2010, authorized and approved renewal of the Health Insurance Information and Counseling Assistance Program Grant, adopted a program budget in the amount of \$35,471 and authorized an agreement with Action for Older Persons, Inc., to administer said program for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$29,901, adopt a program budget and renew the agreement with Action for Older Persons, Inc. to continue to administer said program for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$29,901 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Health Insurance Information and Counseling Assistance Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$29,901, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901 to administer said program grant for the Office for Aging for the period April 1, 2009 through March 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$28,901 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410411 (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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 108

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF LONG TERM CARE OMBUDSMAN PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH ACTION FOR OLDER PERSONS TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 132 of 2009, as amended by Resolution 61 of 2010, authorized and approved renewal of the Long Term Care Ombudsman Program Grant for the Office for Aging, adopted a program budget in the amount of \$14,904 and authorized an agreement with Action for Older Persons to administer said program for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$14,904, adopt a program budget and renew the agreement with Action for Older Persons to continue to administer said program for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$14,904 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Long Term Care Ombudsman Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$14,904, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, 30 West State Street, Binghamton, New York 13901 to administer said program for the Office for Aging's Long Term Care Ombudsman Program Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$14,904 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410410 (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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 109

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE TRANSPORTATION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 134 of 2009, as amended by Resolution 60 of 2010, authorized and approved renewal of the Transportation Program Grant for the Office for Aging and adopted a program budget in the amount of \$10,982 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides for transportation related expenses, and

WHEREAS, it is desired to renew said program grant in the amount of \$10,982 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,982 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Transportation Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$10,982, 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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 110

By Human Services, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF WEATHERIZATION REFERRAL AND ASSISTANCE PROGRAM (WRAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 137 of 2009, as amended by Resolutions 619 of 2009, authorized and approved renewal of the Weatherization Referral and Assistance Program (WRAP) Grant for the Office for Aging and adopted a program budget in the amount of \$84,075 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides screening and assessment of elderly, low-income housing to determine energy-related needs and recommend health and safety improvements, and assessment and assistance with weatherization, home repairs and assisted referral to help offset costs associated with improving energy efficiency and household safety, and

WHEREAS, it is desired to renew said program grant in the amount of \$99,132 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$99,132 from the New York State Office for Aging, Empire State Plaza, Agency Building 2, Albany, New York 12223-1251 for the Office for Aging's Weatherization Referral and Assistance program (WRAP) Grant for the period April 1, 2010 through March 31, 2011, 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 \$99,132, 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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 111

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 113

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH FIRST WARD ACTION COUNCIL FOR SERVICES FOR THE OFFICE FOR AGING FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 239 of 2009, authorized an agreement with First Ward Action Council for services for the Office for Aging at a cost not to exceed \$90,000 for the period June 1, 2009 through March 31, 2010, and

WHEREAS, said agreement provides for home modification services under the Nursing Home Diversion Modification Grant, and

WHEREAS, it is necessary to authorize the amendment of said agreement to decrease the not to exceed amount by \$30,000 and extend the period through December 31, 2010 for services for the Office for Aging, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with First Ward Action Council, 169 Clinton Street, Binghamton, New York 13905 to decrease the not to exceed amount by \$30,000 and extend the period through December 31, 2010 for services for the Office for Aging, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$60,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004166.3410369 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 239 of 2009, 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-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 114

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE SOUTHERN TIER INDEPENDENCE CENTER FOR SERVICES FOR THE OFFICE FOR AGING'S NURSING HOME DIVERSION MODIFICATION GRANT FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 238 of 2009, authorized an agreement with the Southern Tier Independence Center for services for the Office for Aging's Nursing Home Diversion Modification Grant at the rate of \$16.96 per hour, total amount not to exceed \$75,000 for the period June 1, 2009 through March 31, 2010, and

WHEREAS, said agreement is necessary for STIC, as Fiscal Intermediary, to operate a Consumer Directed Personal Assistance Program (CDPAP) that allows eligible consumers to hire, train, supervise and dismiss, if necessary, their own Personal Assistants, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2010, increase the per hour rate to \$19.04, for the period April 1, 2010 through December 31, 2010, and increase the not to exceed amount by \$10,000 for the term of the agreement, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Southern Tier Independence Center, 115 East Fredrick Street, Binghamton, New York 13904 to extend the period through December 31, 2010, increase the per hour rate to \$19.04 for the period April 1, 2010 through December 31, 2010, and increase the not to exceed amount by \$10,000 for the term of the agreement, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$85,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410369 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 238 of 2009, 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-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 115

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE SAFETY NET ASSISTANCE PROGRAM (SNAP) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE STAR GROUP TO ADMINISTER SAID PROGRAM FOR 2010

WHEREAS, this County Legislature, by Resolution 191 of 2009, authorized and approved the Safety Net Assistance Program (SNAP) Grant for the Department of Social Services, adopted a program budget in the amount of \$47,500 and authorized an agreement with the Star Group to administer said program for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said program grant provides intensive, individualized, specialized client-centered services to Safety Net assistance recipients by training, education, obtaining and retaining employment, improving life skills and or applying or appealing SSI or Disability benefits, and

WHEREAS, it is desired to renew said grant program in the amount of \$47,500, adopt a program budget and renew the agreement with the Star Group to continue to administer said program for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$47,500 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001 for the Department of Social Services Safety Net Assistance Program (SNAP) Grant for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$47,500, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Star Group, PO Box 708, Whitney Point, New York 13862 to administer said program for the Department of Social Services for the period January 1, 2010 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 \$47,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35010006.6004573.3510257 (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.

Broome County Department of Social Services

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 116

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING REVISION OF THE DSS/BCC CREDIT AND NON-CREDIT TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 329 of 2009, authorized and approved renewal of the DSS/BCC Credit and Non-Credit Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$55,542 for the period August 1, 2009 through July 31, 2010, and

WHEREAS, said program grant provides educational training at Broome Community College for credit and non-credit classes to develop staff job skills, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$30,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the DSS/BCC Credit and Non-Credit Training Program Grant to reflect an increase of \$30,000 for the period August 1, 2009 through July 31, 2010, 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 \$85,542, and be it

FURTHER RESOLVED, that Resolution 329 of 2009, 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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 117

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF MEDICAID OUTSTATIONED WORKER PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 83 of 2009, authorized and approved renewal of the Medicaid Outstationed Worker Program Grant for the Department of Social Services and adopted a program budget in the amount of \$169,322 for the period April 1, 2009, through March 31, 2010, and

WHEREAS, said program grant provides staff personnel to conduct Medicaid assistance eligibility activities and process Medicaid applications at both Lourdes and UHS Hospitals,

enhancing the County's ability to serve indigent Broome County residents in need of assistance while hospitalized, and

WHEREAS, it is desired to renew said program grant in the amount of \$179,909 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$89,955 from the New York State Department of Health and \$89,954 from Miscellaneous Contributions for the Department of Social Services' Medicaid Outstationed Worker Grant for the period April 1, 2010 through March 31, 2011, 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 \$179,909, 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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 118

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Nirchi

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 2010

WHEREAS, this County Legislature, by Resolution 279 of 2009, authorized and approved renewal of the Juvenile Justice Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$130,448 and authorized an agreement with Our Lady of Lourdes Hospital to administer said program for the period January 1, 2009 through December 31, 2009, 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 \$130,448, 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, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$130,448 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, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$130,448, and be it

FURTHER 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, 2010 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 \$130,448 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004146.2610291 (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.

Mr. Nirchi made a motion, seconded by Ms. Messina to amend the amount in the 3rd Whereas, the 1st Resolved, the 1st Further Resolved and the 3rd Further Resolved to \$130,573 and accept a new Exhibit "A". **Amendment carried.** Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant. **Resolution as amended carried.** Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 119

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE SCHUYLER COUNTY HOSPITAL FOR SERVICES FOR THE BROOME COUNTY DEPARTMENT OF HEALTH'S CHEMUNG AND SCHUYLER COUNTY CANCER SERVICES PROGRAM GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 196 of 2009, authorized renewal of the agreement with Schuyler County Hospital for services for the Broome County Department of Health's Chemung and Schuyler County Cancer Services Program at an amount not to exceed \$32,000, for the period April 1, 2009 through and March 31, 2010

WHEREAS, said services are necessary to provide outreach, education, case management, data processing and input services for the Chemung and Schuyler County Cancer Services Program and

WHEREAS, said agreement expires by its terms on March 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$22,000 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Schuyler County Hospital, 220 Steuben Street, Montour Falls, NY 14865 for services for the Broome County Department of Health's Chemung and Schuyler County Cancer Services Program for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$22,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510356 (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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 120

By Public Health and Environmental Protection, and Finance Committees
Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE CHEMUNG COUNTY HEALTH DEPARTMENT FOR SERVICES FOR THE BROOME COUNTY DEPARTMENT OF HEALTH'S CHEMUNG AND SCHUYLER COUNTY CANCER SERVICES PROGRAM GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 196 of 2009, authorized renewal of the agreement with the Chemung County Health Department for services for the Broome County Department of Health's Chemung and Schuyler County Cancer Services Program Grant at an amount not to exceed \$49,000, for the period April 1, 2009 through and March 31, 2010

WHEREAS, said services are necessary for outreach, education, case management, data collection and input services for the Chemung and Schuyler County Cancer Services Program, and

WHEREAS, said agreement expires by its terms on March 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$60,000, for the period April 1, 2010 through March 31, 2011 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Chemung County Health Department, 103 Washington Street, Elmira, NY 14902 for services for the Broome County Department of Health's Chemung and Schuyler County Cancer Services Program Grant for the period April 1, 2010 through March 31, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510356 (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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 121

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TIOGA COUNTY HEALTH DEPARTMENT FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF HEALTH'S TOBACCO CONTROL PROGRAM FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 336 of 2009, authorized renewal of the agreement with Tioga County Health Department for services for the Department of Health's Tobacco Control Program at a cost not to exceed \$50,000 for the period August 1, 2009 through June 30, 2010, and

WHEREAS, said agreement provides a partnership to develop, facilitate and achieve all workplan goals and objectives as set forth by the New York State Department of Health Tobacco Control Program, and

WHEREAS, it is necessary to authorize the amendment of said agreement to decrease the not to exceed amount by \$6,615 for services for the Department of Health's Tobacco Control Program for the period August 1, 2009 through June 30, 2010, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Tioga County Health Department, 1062 State Route 38, PO Box 120, Owego, New York 13827-0120 to decrease the not to exceed amount by \$6,615 for services for

the Department of Health's Tobacco Control Program for the period August 1, 2009 through June 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$43,385, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004147.2510339 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 336 of 2009, 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-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 122

By Transportation and Rural Development and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MCFARLAND JOHNSON INC., FOR CONSTRUCTION OBSERVATION AND INSPECTION SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 528 of 2008, authorized an agreement with McFarland Johnson, Inc., for construction observation and inspection services at a cost not to exceed \$25,053, for the period October 16, 2008 through July 1, 2009, and

WHEREAS, said agreement is necessary for construction observation and inspection services for the Greater Binghamton Airport Corporate Hangar Improvement Project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through February 1, 2010 at no additional cost to the County, and

WHEREAS, the Commissioner of Aviation 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 McFarland Johnson, Inc., 49 Court Street, PO Box 1980, Binghamton, New York 13902 to extend the period through February 1, 2010 at no additional cost to the County for the Department of Aviation, and be it

FURTHER RESOLVED, that Resolution 528 of 2008, 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-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 123

By Finance Committee

Seconded by Mr. Sanfilippo

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF UNION

WHEREAS, the County of Broome now owns a parcel of real property as listed on Exhibit "A", and

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said property to the individual listed on Exhibit "A", now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property as indicated on Exhibit "A" attached herewith, and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 08000001.5000002 (Gain from Sale Tax Acquired Property), and be it

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

Exhibit "A"

Sellback-Plus Accrued Interest, Penalties and Clean-up Fees

Buyer: Estate of Michael Hudanich
c/o Theo Totolis
55 Washington Ave.
Endicott, NY 13760

Town: Endicott, Union
Address: 223 N. Roosevelt Ave.
Tax map: 141.15-2-41
Lot size: 40*142

Sellback amount \$11,080.00

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 124

By Finance Committee

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING THE CORRECTION OF ERRORS ON TOWN AND COUNTY TAX BILLS IN THE TOWN OF LISLE

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

WHEREAS, the Director of Real Property Tax Service is requesting authorization for the Commissioner of Finance to execute and any all adjustments to tax bills, tax records and property records in accordance with all applicable laws for the properties listed below, now, therefore, be it

RESOLVED, that this County Legislature hereby approves authorization for the Commissioner of Finance to execute any and all adjustments to tax bills, tax records and property records on the properties as follows:

Town: Lisle
Parcel ID 005.02-1-33
Owner: Gutierrez, 350 Jennings Creek Road
Reason: Assessment from \$250,000 to \$4,000

	<u>Incorrect Tax</u>	<u>Correct Tax</u>	
County	\$2,635.27	42.16	
Town	269.53	4.31	
Highway In and Out	638.88	10.22	
Highway Out	207.89	3.33	
School Relevy	7,290.50	116.55	
Fire	424.07	6.79	
Ambulance	122.95	1.97	
Search Fee	150.00	150.00	
Redemption Fee	1.00	1.00	
Penalties and Interest	<u>2,213.57</u>	<u>Finance to figure</u>	
	\$13,953.66	\$185.43	Plus interest and penalties

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 125

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE UNIFIED COURTS SYSTEM-SIXTH JUDICIAL DISTRICT FOR COURT SECURITY SERVICES PROVIDED BY BROOME COUNTY DPW SECURITY DIVISION FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 390 of 2009, authorized renewal of the agreement with the Unified Court System-Sixth Judicial District for court security services provided by Broome County DPW-Security Division with revenue to the County in the amount of \$145,000 for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said agreement is necessary for maintaining security in Supreme Court, County Court, Family Court and Binghamton City Court, and

WHEREAS, said agreement expired by its terms on March 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the amount of \$164,000, for the period April 1, 2009 through March 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Unified Court System, Sixth Judicial District, State Office Building, 31 Lewis Street, 5th Floor, Binghamton, New York 13901 for court security services provided by DPW-Security Division for the period April 1, 2009 through March 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County in the amount of \$164,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 22000203.5000800 (Temporary Court Officers), 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 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 126

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH HULBERT ENGINEERING AND LAND SURVEYING, PC FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2010-2012

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Hulbert Engineering and Land Surveying, PC for professional services for the Department of Public Works at a cost not to exceed \$150,000, for the period January 1, 2010 through December 31, 2012, and

WHEREAS, said agreement is necessary for building code and review and inspection services on an "as needed" basis, and

WHEREAS, the Public Works Committee conducted interviews and selected Hulbert Engineering and Land Surveying, PC as "first choice", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Hulbert Engineering and Land Surveying, PC., 53 Chenango Street, Binghamton, New York 13901 for professional services for the Department of Public Works for the period January 1, 2010 through December 31, 2012, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 15030001.6004572 (Engineering & Architecture), 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 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 127

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH O'BRIEN AND GERE ENGINEERS, INC., FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2010-2012

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with O'Brien and Gere Engineers, Inc., for professional services for the Department of Public Works at a cost not to exceed \$500,000, for the period January 1, 2010 through December 31, 2012, and

WHEREAS, said agreement is necessary for professional environmental engineering services on an "as needed" basis, and

WHEREAS, the Public Works Committee conducted interviews and selected O'Brien and Gere Engineers, Inc., as "first choice", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with O'Brien and Gere Engineers, Inc., 441 Commerce Road, Vestal, New York 13850 for professional services for the Department of Public Works for the period January 1, 2010 through December 31, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor according to the rates listed on Exhibit "A" total amount not to exceed \$500,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 15030001.6004572 (Engineering & Architecture), 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 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 128

By Public Works Committee

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE SUSQUEHANNA VALLEY CENTRAL SCHOOL DISTRICT, THE TOWN OF UNION AND THE WINDSOR CENTRAL SCHOOL DISTRICT TO HOLD AN ELECTRONIC RECYCLING COLLECTION FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SOLID WASTE MANAGEMENT FOR 2010

WHEREAS, the Deputy Commissioner of Public Works requests authorization for an intermunicipal agreement with Susquehanna Valley Central School District, the Town of Union and the Windsor Central School District to hold an electronics recycling collection for 2010, and

WHEREAS, said agreements are necessary for the Broome County Division of Solid Waste Management to hold free off-site electronics recycling collections to promote the recycling of end-of-life electronic waste, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the following vendors to hold an electronic recycling collection from 9:00 am to 1:00 pm on the dates listed at no cost to either party:

Susquehanna Valley Central School District, 1040 Conklin Road, Conklin, NY 13748	8/14/2010
Town of Union, 3111 E. Main Street, Endwell, NY 13760	5/15/2010
Windsor Central School District, 206 Main Street, Windsor, NY 13865	10/2/2010

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 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 129

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH DELTA ENGINEERS, ARCHITECTS AND LAND SURVEYORS FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2010-2012

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Delta Engineers, Architects and Land Surveyors for professional services for the Department of Public Works at a cost not to exceed \$157,392, for the period April 1, 2010 through June 30, 2012, and

WHEREAS, said agreement is necessary for preliminary design, environmental permitting, right-of-way work, final design, bidding, and construction support for the Nanticoke Drive Bridge Rehabilitation (BIN 3349780) over Nanticoke Creek project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Delta Engineers, Architects and Land Surveyors, 860 Hooper Road, Endwell, New York 13760-1564 for professional services for the Department of Public Works for the period April 1, 2010 through June 30, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$157,392 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 29010205.6002205.2920045 (09 Nanticoke Drive Bridge Rehab.), 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 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 130

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING ABANDONMENT OF LANDLOCKED COUNTY PROPERTY IN THE TOWN OF VESTAL

WHEREAS, James R. and Deborah A. Gruver have requested that the County of Broome abandon landlocked County property adjacent to 100 Vestal Road in the Town of Vestal, which adjoins their property, pursuant to Section 118A of the New York State Highway Law, and

WHEREAS, the Department of Public Works has reviewed the proposed abandonment and has determined that the County has no present or future use for the area described on the attached map as the area described, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the abandonment of landlocked County property adjacent to 100 Vestal Road in the Town of Vestal to James R. and Deborah A. Gruver, as the adjoining owner thereof, said property being as described on the annexed Exhibit "A", and be it

FURTHER RESOLVED, that the abandonment of right-of-way requested herein shall not affect the right-of-way for existing utilities within the abandoned area, 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.

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 131

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH MIRABITO ENERGY PRODUCTS FOR AN AUTOMATED PUMP DISPENSING SERVICE FLEET CARD PROGRAM FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2010-2011

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Mirabito Energy Products for an automated pump dispensing service fleet card program for the Department of Public Works at the rack price plus \$.0798 per gallon for both unleaded gasoline and low sulfur diesel, for the period April 16, 2010 through April 15, 2011, and

WHEREAS, said agreement is necessary to provide unleaded and diesel fuels to Broome County through an automated pump dispensing service, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mirabito Energy Products, PO Box 5306, Binghamton NY 13902, for an automated pump dispensing service fleet card program for the Department of Public Works for the period April 16, 2010 through April 15, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rack price plus \$.0798 per gallon for both unleaded gasoline and low sulfur diesel for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.6004046 (Gas, Oil and Diesel Fuel), 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 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 132

By Personnel, Human Services and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION CONFIRMING THE APPOINTMENT OF JOANNA M. KAMIN AS EXECUTIVE DIRECTOR OF THE YOUTH BUREAU

WHEREAS, the Broome County Executive, pursuant to the powers vested in her by Article III, Section C311 of the Broome County Charter and Administrative Code, has duly designated and appointed, pending confirmation by this Legislature, Joanna M. Kamin as Executive Director of the Youth Bureau, at the 2009 annual base salary of \$51,642, effective February 22, 2010, and

WHEREAS, Joanna M. Kamin is fully qualified to fill the position of Executive Director of the Youth Bureau, and

WHEREAS, it is desired at this time, in accordance with the provisions of Article III, Section C311 of the Broome County Charter and Administrative Code, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature does hereby confirm the appointment of Joanna M. Kamin, 249 Knight Road, Vestal, New York 13850, as Executive Director of the Youth Bureau, at the 2009 annual base salary of \$51,642, effective February 22, 2010, in accordance with her appointment by the County Executive.

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 133

By County Administration, Public Health and Environmental Protection and Public Works Committees

Seconded by Mr. Sanfilippo

RESOLUTION TO SUPPORT ELECTRONICS RECYCLING AND EXTENDED PRODUCER RESPONSIBILITY LEGISLATION FOR ELECTRONIC WASTES AND URGING LOCAL GOVERNMENTS IN BROOME COUNTY TO DO THE SAME

WHEREAS, historically the responsibility and financial burden for managing consumer electronic wastes has fallen to local solid waste management programs that have little ability to effect changes in the manufacturer's selection of product design, materials and packaging, and

WHEREAS, the County of Broome wishes to express its support for New York State's enactment of a user friendly and convenient Extended Producer Responsibility (EPR) based consumer electronic waste collection program through State legislation, and

WHEREAS, New York State Assembly Bill A.9049 and New York State Senate Bill S.6047 present such an approach to managing our consumer electronic waste, as recommended by the New York Product Stewardship Council, and

WHEREAS, the County of Broome also strongly supports E-waste legislation that would require manufacturers to provide premium waste collection services on a state wide basis at a reasonable fee and thereby provide residents with an alternative option to transporting their E-waste to a manufacturer's provided free collection site, now, therefore, be it

RESOLVED, that the County of Broome urges the New York State Legislature to adopt Extended Producer Responsibility legislation for consumer electronic waste recycling and management, such as Assembly Bill A.9049 and Senate Bill S.6047, and does further urge our County, City, Town and Village officials as well as the public to support the enactment of State wide legislation requiring Extended Producer Responsibility for consumer electronic waste, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is directed to forward a copy of this Resolution to all municipalities in the County of Broome and to all local State legislative representatives as well as the Governor of New York State, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 134

By Transportation and Rural Development and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF ENDICOTT FOR TREATMENT AND DISPOSAL OF WASTE FLUIDS AND FUEL FARM RAINWATER FROM THE GREATER BINGHAMTON AIRPORT FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 520 of 2008, authorized renewal of the agreement with the Village of Endicott for treatment and disposal of waste fluids and fuel farm rainwater from the Greater Binghamton Airport at the rate of \$35 per 1,000 gallons of fluid plus laboratory analysis expenditures, total cost not to exceed \$7,500, for the period December 1, 2008 through November 30, 2009, and

WHEREAS, said agreement is necessary for the treatment and disposal of waste deice fluid and fuel farm rainwater, and

WHEREAS, said agreement expired by its terms on November 30, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period December 1, 2009 through November 30, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the intermunicipal agreement with the Village of Endicott, Industrial Pretreatment Department, 1009 E. Main St., Endicott, New York 13760, for treatment and disposal of waste fluids and fuel farm rainwater from the Greater Binghamton Airport for the period December 1, 2009 through November 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$35 per 1,000 gallons of fluid, plus laboratory analysis expenditures, total amount not to exceed \$7,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 28070005.6004138 (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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 135

By County Administration and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING THE ASSIGNMENT OF AN AGREEMENT WITH JSJ ASSOCIATES TO SOUND MANAGEMENT LLC FOR THE LEASE OF OFFICE/WAREHOUSE SPACE FOR THE BOARD OF ELECTIONS FOR 2008-2013

WHEREAS, this County Legislature, by Resolution 253 of 2008, as amended by Resolution 203 of 2009, authorized an agreement with JSJ Associates, for the lease of office/warehouse space at a cost not to exceed \$209,335 for the period June 1, 2008 through May 31, 2013, and

WHEREAS, said agreement is necessary for the lease of 7,500 square feet of office/warehouse space at 441 Commerce Road, Vestal for storage of electronic voting machines, and

WHEREAS, Sound Management LLC purchased 441 Commerce Road, Vestal and JSJ Associates wishes to assign the lease agreement to Sound Management, which has agreed to accept the assignment, and

WHEREAS, the Commissioners of Elections agree with said assignment and request authorization to consent to said assignment, now, therefore, be it

RESOLVED, that this County Legislature hereby consents to the assignment by JSJ Associates to Sound Management LLC, 330 N. Jenson Road, Vestal, New York 13850 according to the agreement entered into by and between JSJ Associates subject to the same terms and conditions set forth in said agreement between Broome County and JSJ Associates, 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 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 136

By Personnel, Education Culture and Recreation, and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY LIBRARY

RESOLVED, that in accordance with a request contained in PCR #10-76 from the Director of the Broome County Library, this County Legislature hereby authorizes the position of Custodial Supervisor, Grade 11, Union Code 30 CSEA Local 804, at budget line 40000008.6001000.4000001 at a salary of \$30,388, to be downgraded to Custodial Worker, Grade 6, Union Code 30 CSEA Local 804, at budget line 40000008.6001000.4000001 at a salary of \$23,533 effective March 18, 2010.

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 137

By Finance, Personnel, and Public Health and Environmental Protection Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Tobacco Control Program grant, as requested in Journal ID#2051, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001000	2510339	Salaries-Full Time	\$ 345
	25010004	6001001	2510339	Salaries-Part Time	\$ 2,849
	25010004	6004045	2510339	Training/Education	\$ 770
	25010004	6004146	2510339	Subcontractor Expense	\$ 4,890
	25010004	6004160	2510339	Mileage/Parking Local	\$ 150

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	25010004	6004614	2510339	Telephone Billing	\$ 75
	25010004	6008001	2510339	State Retirement	\$ 2,394
	25010004	6008002	2510339	Social Security	\$ 963
	25010004	6008004	2510339	Workers Compensation	\$ 139
	25010004	6008006	2510339	Life Insurance	\$ 28
	25010004	6008007	2510339	Health Insurance	\$ 537
	25010004	6008010	2510339	Disability	\$ 106
TO:	25010004	6004012	2510339	Office Supplies	\$ 537
	25010004	6004048	2510339	Misc. Operational Supplies	\$ 1,385
	25010004	6004055	2510339	Computer Software & Supp.	\$ 360
	25010004	6004100	2510339	Postage & Freight	\$ 20
	25010004	6004137	2510339	Advertising & Promotion	\$ 7,924
	25010004	6004165	2510339	Advisory Board	\$ 85
	25010004	6004606	2510339	Telephone Chargeback	\$ 600
	25010004	6004609	2510339	Data Processing Chargeback	\$ 1,200
	25010004	6004616	2510339	Fleet Chargeback	\$ 75
	25010004	6004617	2510339	Duplicating & Printing Chgbk	\$ 1,000
	25010004	6004626	2510339	Transportation Svcs. Chgbk	\$ 60

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Cancer Services Program of Chemung and Schuyler Counties grant, as requested in Journal ID#2053, 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:	25010004	6004161	2510333	Travel Hotel & Meals	\$ 2,000
	25010004	6004615	2510333	Gas Chargeback	\$ 490
	25010004	6004616	2510333	Fleet Service Chargeback	\$ 400
	25010004	6008001	2510333	State Retirement	\$ 1,083
	25010004	6008002	2510333	Social Security	\$ 222
	25010004	6008004	2510333	Workers Compensation	\$ 22
	25010004	6008006	2510333	Life Insurance	\$ 6
	25010004	6008007	2510333	Health Insurance	\$ 1,471
	25010004	6008010	2510333	Disability	\$ 3
	25010004	6008011	2510333	Unemployment Insurance	\$ 429
TO:	25010004	6001001	2510333	Salaries, Part Time	\$ 712
	25010004	6004045	2510333	Training & Educational Supp.	\$ 3,014
	25010004	6004609	2510333	Data Processing Chargeback	\$ 1,500
	25010004	6004617	2510333	Dup. & Printing Chargeback	\$ 700
	25010004	6004626	2510333	Transportation Svcs. Chgbk	\$ 200

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Southern Tier Cancer Services Program grant, as requested in Journal ID#2054, 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>
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FROM:	25010004	6001000	2510329	Salaries-Full Time	\$ 14,651
	25010004	6001001	2510329	Salaries-Part Time	\$ 3,273
	25010004	6004160	2510329	Mileage & Parking	\$ 1,300
	25010004	6004161	2510329	Travel Hotel & Meals	\$ 525
	25010004	6004614	2510329	Other Chargeback Exp.	\$ 50
	25010004	6004615	2510329	Gas Chargeback	\$ 209
	25010004	6004616	2510329	Fleet Service Chargeback	\$ 297
	25010004	6004617	2510329	Dup & Printing Chargeback	\$ 2,443
	25010004	6004618	2510329	Office Supply Chargeback	\$ 1,000
	25010004	6004627	2510329	Single Audit Chargeback	\$ 86
	25010004	6008001	2510329	State Retirement	\$ 3,868
	25010004	6008002	2510329	Social Security	\$ 822
	25010004	6008004	2510329	Workers Compensation	\$ 231
	25010004	6008006	2510329	Life Insurance	\$ 17
	25010004	6008007	2510329	Health Insurance	\$ 2,611
	25010004	6008011	2510329	Unemployment Insurance	\$ 1,381
	25010004	6004062	2510329	Medical, Lab, Clinical Supplies	\$ 982
TO:	25010004	6001002	2510329	Salaries, Temp	\$ 17,070
	25010004	6004012	2510329	Office Supplies	\$ 395
	25010004	6004100	2510329	Postage & Freight	\$ 40
	25010004	6004137	2510329	Advertising & Promotion	\$ 9,000
	25010004	6004146	2510329	Subcontracted Program Exp.	\$ 2,500
	25010004	6004901	2510329	Day Trip Meal Reimb.	\$ 100
	25010004	6004626	2510329	Transportation Svc. Chgbk.	\$ 350
	25010004	6008010	2510329	Disability Insurance	\$ 24
	25010004	6004610	2510329	Personal Services Chgbk	\$ 4,267

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Childhood Lead Poisoning Prevention Program grant, as requested in Journal ID#2052, 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:	25010004	6001001	2510330	Salaries-Part Time	\$ 8,239
	25010004	6004061	2510330	Environmental Health Supp.	\$ 100
	25010004	6004100	2510330	Postage & Freight	\$ 215
	25010004	6004136	2510330	Operation Equip Repair	\$ 228
	25010004	6004160	2510330	Mileage & Parking Local	\$ 300
	25010004	6004161	2510330	Travel Hotel & Meals	\$ 118
	25010004	6008001	2510330	State Retirement	\$ 1,825
	25010004	6008002	2510330	Social Security	\$ 450
	25010004	6008004	2510330	Workers Compensation	\$ 103
	25010004	6008006	2510330	Life Insurance	\$ 9
	25010004	6008007	2510330	Health Insurance	\$ 3,404
TO:	25010004	6004012	2510330	Office Supplies	\$ 375
	25010004	6004162	2510330	Education & Training	\$ 45
	25010004	6004402	2510330	Lab Services	\$ 85
	25010004	6004610	2510330	Personal Services Chgbk.	\$ 14,016
	25010004	6004615	2510330	Gasoline Chargeback	\$ 41
	25010004	6004616	2510330	Fleet Service Chargeback	\$ 40

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25010004	6004618	2510330	Office Supplies Chargeback	\$ 335
25010004	6004626	2510330	Transportation Svs Charge	\$ 40
25010004	6008010	2510330	Disability Insurance	\$ 14

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Enhanced Water Grant as requested in Journal ID#2055, 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:	25010004	6001001	2510331	Salaries-Part Time	\$ 3,201
	25010004	6008001	2510331	State Retirement	\$ 3,135
	25010004	6008002	2510331	Social Security	\$ 302
	25010004	6008006	2510331	Life Insurance	\$ 8
TO:	25010004	6001000	2510331	Salaries Full Time	\$ 6,480
	25010004	6008004	2510331	Workers Compensation	\$ 61
	25010004	6008007	2510331	Health Insurance	\$ 97
	25010004	6008010	2510331	Disability Insurance	\$ 8

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Immunization Action Plan Grant as requested in Journal ID#2056, 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:	25010004	6001000	2510332	Salaries, Full-Time	\$ 215
	25010004	6001001	2510332	Salaries, Part-Time	\$ 548
	25010004	6008001	2510332	State Retirement	\$ 1,334
	25010004	6008002	2510332	Social Security	\$ 128
	25010004	6008004	2510332	Workers Compensation	\$ 167
	25010004	6008006	2510332	Life Insurance	\$ 6
	25010004	6008007	2510332	Health Insurance	\$ 2,906
	25010004	6008011	2510332	Unemployment Insurance	\$ 341
TO:	25010004	6004610	2510332	Personal Services Chgbk.	\$ 5,619
	25010004	6008010	2510332	Disability Insurance	\$ 26

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Healthy Communities Capacity Building Grant requested in Journal ID#2057, 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:	25010004	6001001	2510345	Salaries-Part Time	\$ 268
	25010004	6004161	2510345	Travel Hotel & Meals	\$ 1,026
	25010004	6004164	2510345	Non Employee Travel/Hotel	\$ 2,500
	25010004	6004165	2510345	Advisory Board/Trustee Exp	\$ 400
	25010004	6004614	2510345	Other Chargeback Exp.	\$ 5,000
	25010004	6008001	2510345	State Retirement	\$ 471
	25010004	6008002	2510345	Social Security	\$ 48
	25010004	6008004	2510345	Workers Compensation	\$ 21
	25010004	6008006	2510345	Life Insurance	\$ 2
	25010004	6008007	2510345	Health Insurance	\$ 28
TO:	25010004	6004045	2510345	Training & Educational Supp	\$ 3,621

25010004	6004146	2510345	Subcontracted Prog. Exp.	\$ 6,000
25010004	6004606	2510345	Telephone Billing Acct.	\$ 40
25010004	6004626	2510345	Transportation Serv. Chgbk.	\$ 100
25010004	6008010	2510345	Disability Insurance	\$ 3

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 138

By Transportation and Rural Development and Finance Committees Seconded by Mr. Herz
RESOLUTION AUTHORIZING THE ACCEPTANCE OF A SMALL COMMUNITY AIR SERVICE DEVELOPMENT PROGRAM GRANT FOR THE DEPARTMENT OF AVIATION AND ADOPTING A PROGRAM BUDGET FOR 2010-2013

WHEREAS, the Commissioner of Aviation requests authorization to accept a Small Community Air Service Development Program Grant and adopt a program budget in the amount of \$800,000 for the period March 19, 2010 through March 18, 2013, and

WHEREAS, said program grant funding will be used to provide incentives to air carriers to attract expanded air service for the Greater Binghamton Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$550,000 from the United States Department of Transportation, Small Communities Grants Program, Room W86-310, 1200 New Jersey Avenue, SE, Washington, DC 20590 for the Department of Aviation's Small Community Air Service Development Program Grant for the period March 19, 2010 through March 18, 2013, 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 \$800,000, 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.

Mr. Herz made a motion, seconded by Ms. Messina to amend the date in the 1st Whereas and the 1st Resolved paragraphs to "through December 31, 2013". **Amendment** carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant. Resolution as amended carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 139

By Transportation and Rural Development, Personnel and Finance Committees
 Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING RENEWAL OF THE BINGHAMTON METROPOLITAN TRANSPORTATION STUDY (BMTS) GRANT AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 104 of 2009, as amended by Resolution 508 of 2009, authorized and approved the renewal of the Binghamton Metropolitan Transportation Study (BMTS) Grant and adopted a program budget in the amount of \$601,725 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, it is desired to renew said grant program in the amount of \$604,550 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of Federal Highway Administration Grants in the amount of \$480,500 and Federal Transit Administration Grants in the amount of \$124,050 for the Binghamton Metropolitan Transportation Study (BMTS) Grant for the period April 1, 2010 through March 31, 2011, 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 \$604,550, 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-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 140

By County Administration and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE RETAIL INSTALLMENT AGREEMENT WITH KEY GOVERNMENT FINANCE, INC., FOR EQUIPMENT AND HARDWARE AND AUTHORIZE A STATEMENT OF WORK AGREEMENT WITH CDW-G FOR TRAVEL EXPENSES RELATED TO THE INSTALLATION OF A NEW PHONE SYSTEM FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2009-2014

WHEREAS, this County Legislature, by Resolution 315 of 2009, as amended by Resolution 618 of 2009, authorized a retail installment agreement with Key Government Finance for equipment and hardware for the Division of Information Technology at an amount not to exceed \$1,483,797.21 for the period August 2009 through August 2014, and

WHEREAS, said retail installment agreement is necessary for the purchase of Cisco network switches and support to replace the County's outdated and unsupported network infrastructure, and equipment for a new phone system at the George F. Harvey Justice Building and the Broome County Office Building, and

WHEREAS, it is necessary to authorize the amendment of said retail installment agreement to include a Statement of Work and accept the Change Order to add travel expenses in the amount of \$23,500 for CDW-G to install the new phone system for the George F. Harvey Justice Building and the Broome County Office Building, and

WHEREAS, the Director of Information Technology 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 retail installment agreement with Key Government Finance, 1000 S. McCaslin Boulevard, Superior, Colorado 80027 to include a separate Statement of Work agreement and accept the Change Order to add travel expenses in the amount of \$23,500 for CDW-G to install the new phone system for the George F. Harvey Justice Building and the Broome County Office Building for the period August 26, 2009 through August 25, 2014, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes a separate Statement of Work agreement with CDW-G, 10798, Edgepine Lane, NW, Concorde, North Carolina 28207 for travel expenses related to the installation of the new phone system at the

George F. Harvey Justice Building and the Broome County Office Building for the period August 26, 2009 through August 25, 2014, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the CDW-G an amount not to exceed \$23,500, for the term of the agreement, and be it

FURTHER RESOLVED, that the additional payments hereinabove authorized shall be made from budget line 10020001.6004505.1020010 (Data Processing Services), and be it

FURTHER RESOLVED, that Resolutions 315 and 618 of 2009, 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-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 141

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Materese
RESOLUTION AUTHORIZING THE COLLECTION OF FEES PURSUANT TO CHAPTER 85 OF THE ADMINISTRATIVE LOCAL LAWS FOR THE REGULATION OF THE TAXICAB INDUSTRY BY THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SECURITY SERVICES

WHEREAS, this County Legislature, by Local Law Introductory No. 03 of 2010, authorized Chapter 85 of the Administrative Local Laws to include licensing and inspection of the taxicab industry by the Director of Security, and

WHEREAS, it is necessary at this time to establish a schedule of fees for the services provided by the County pursuant to Chapter 85 of the Administrative Local Laws, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and adopts the schedule of fees attached hereto as Exhibit "A" for the fees associated with the licensing and inspection services provided by the Broome County Department of Public Works Division of Security Services to the taxicab industry, and be it

FURTHER RESOLVED, that the schedule of fees hereinabove authorized shall become effective upon the date of filing of Local Law Introductory No. 03 of 2010 with the New York State Department of State, and be it

FURTHER RESOLVED, that all proceeds received from said fees shall be credited to budget lines 22000203.5000242 (Taxi Cab Inspections) and 22000203.5000482 (Taxi Cab Licenses), and be it

FURTHER RESOLVED, that the Commissioner of Finance and the Comptroller of Broome County are hereby authorized to make such bookkeeping and accounting entries and adjustments as may be necessary to effectuate the intent and purpose of this Resolution.

EXHIBIT A

BOOME COUNTY DIVISION OF SECURITY SERVICES Fee Schedule for Licensing and Inspection of Taxicabs

Licenses

Taxicab Business License (85-3A): \$250 annually

Taxicab Driver's License

- New Application (85-7A): \$120 per application *
- Renewal (85-9A): \$60 per application
- Reissuing (85-11D): \$25 per instance
- Replacement (85-23): \$25 per replacement

* Fee does not include the vendor charge for the required New York State Division of Criminal Justice Services non-criminal applicant fingerprint inquiry (85-6(5)(d) which is paid by the applicant directly to the vendor.

Taxicab Vehicle License

- Non-Hybrid Vehicle (85-13B): \$400 annually
- Hybrid Vehicle (85-13B): \$100 annually **
- Transfer (85-22D): \$25 per transfer
- Replacement (85-23): \$25 per replacement

** Hybrid vehicles must have drive trains powered by both an internal combustion engine and a rechargeable battery to qualify.

Inspections

Taxicab Vehicle Inspection

- Inspection (85-18E): \$25 per inspection
- Re-Inspection (85-18G): \$25 per inspection
- Replacement (85-23): \$25 per replacement

Mr. Materese made a motion, seconded by Mr. Nirchi to amend the amount in the Exhibit "A" Vehicle License Non-Hybrid Vehicle (85013B) to \$300. **Amendment carried.** Ayes-15, Nays-1 (Keibel), Absent-2 (Whalen, Pasquale), District 2 Vacant. Resolution as amended carried. Ayes-15, Nays-1 (Keibel), Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 142

By Public Works and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH THE DORMITORY AUTHORITY OF THE STATE OF NEW YORK (DASNY) FOR THE GREATER BINGHAMTON HEALTH CENTER SITE STUDY (PHASE II) FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, this County Legislature pursuant to Resolution Number 180 of 2009 authorized an agreement with the Dormitory Authority of the State of New York (DASNY) to conduct an analysis and prepare a Cost Estimate Survey for a new Broome County Nursing Home at the Greater Binghamton Health Center Site (Phase I) not to exceed \$84,921 from the one year notice to proceed, and

WHEREAS, the Commissioner of Public Work has requested authorization to enter into an amendment to the said agreement with the Dormitory Authority of the State of New York (DASNY) to provide for Phase II of the site study to include services necessary to prepare a topographical site survey to determine boundaries, contour, elevations and location of underground utilities and to undertake the required State Environmental Quality Review (SEQR) of the proposed action in accordance with State regulations and said services are necessary in order to advance the project, and

WHEREAS, DASNY has proposed to provide the services listed above as Phase II of the site study at a cost not to exceed \$202,855.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Dormitory Authority of the State of New York (DASNY) 515 Broadway, Albany, New York 12207-2964 to conduct Phase II of the site study for the proposed site of the new Broome County Nursing Home at the Greater Binghamton Health Center at a cost not to exceed \$202,855.00 for the Department of Public Works for the period of one year from notice to proceed, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27010104.6004572.2720018 (FY 2006) (A/E Professional 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-15, Nays-1 (Keibel), Absent-2 (Whalen, Pasquale), District 2 Vacant.

Mr. LaBare made a motion, seconded by Mr. Marinich to suspend the rules to consider Resolution No. 143. **Motion to suspend the rules carried.** Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

RESOLUTION NO. 143

Sponsored by All Members

Seconded by Mr. LaBare

RESOLUTION APPOINTING JOSEPH A. MERRILL AS BROOME COUNTY LEGISLATOR OF THE SECOND DISTRICT

WHEREAS, the Hon. Timothy P. Cleary, has filed his resignation as a Broome County Legislator with the County Clerk of Broome County, effective March 7, 2010, and

WHEREAS, Section 205, Article II of the Broome County Charter states "a vacancy occurring in the County Legislature, otherwise than by expiration of term, shall be filled by an affirmative vote of a majority of the members thereof, who shall appoint a qualified person to fill the vacancy having the same political affiliation as the person last elected to that office. The term of such person so appointed in a nonelection year shall be until the commencement of the calendar year next succeeding the first general election after the happening of the vacancy. If the vacancy occurs after September 20 of any nonelection year, then the term of such person shall be until the commencement of the second calendar year next succeeding the first general election after the happening of the vacancy. If the vacancy occurs during an election year, the office shall be filled until the expiration of the current term of that office. Such appointee shall be a resident elector of the district he represents at the time of his appointment and throughout his term of office", and

WHEREAS, Joseph A. Merrill, residing at 73 Prospect Street, Binghamton, New York 13905, is a resident elector of Broome County Legislative District No. 2, has the same political affiliation as the last person elected, and is a person deemed qualified to be appointed to be the County Legislator in and for the Broome County Legislative District No. 2, and

WHEREAS, the Binghamton City Democratic Committee has recommended Joseph A. Merrill to succeed Legislator Timothy P. Cleary, which recommendation has been accepted by the majority caucus of the Broome County Legislature, now, therefore, be it

RESOLVED, that Joseph A. Merrill be and hereby is appointed as Broome County Legislator in and for Broome County Legislative District No. 2, for a term as provided in Section 205, Article II of the Broome County Charter, and be it

FURTHER RESOLVED, that such appointment shall be effective April 13, 2010, provided the appointee is then duly qualified to serve as Legislator of the County of Broome, pursuant to the laws of the State of New York and the Charter of the County of Broome.

Carried. Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant.

Mr. Herz echoed the good wishes previously given to Joanna Kamin and recognized Beth Roberts for her years of service as Executive Director of the Youth Bureau and wished her luck in her new position.

Mr. Sanfilippo thanked Chris Marion for going above and beyond with the ProAct Prescription Card which now covers eye glasses and hearing.

Mr. Diffendorf made a motion to adjourn, seconded by Ms. Messina . **Motion to adjourn Carried,** Ayes-16, Nays-0, Absent-2 (Whalen, Pasquale), District 2 Vacant. The meeting was adjourned at 6:30 P.M.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
APRIL 22, 2010**

The Legislature convened at 5:03 P.M. with a call to order by the Chair, Daniel D. Reynolds.

Mr. Reynolds invited Judge Lehman to the podium who administered the Oath of Office to Joseph A. Merrill.

The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-19, Absent-0.

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

Ms. Buchta made a motion, seconded by Mr. Reynolds, that the Regular Session minutes of March 18, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-19, Nays-0.

Mr. Reynolds noted that the committee minutes for the period March 18, 2010 through April 21, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Herz, Seconded by Mr. Reynolds. **Carried**, Ayes-19, Nays-0.

ANNOUNCEMENTS FROM THE CHAIR

Chairman Reynolds announced the recipients of the Green Initiative Recognition Program Award. Those recognized were Able Industries, Acacia Aveda Lifestyle Salonspa, Bates Troy Inc., Binghamton City Police Department, Broome County Building and Grounds Energy Action Team, Broome County Public Transit, Davidson Fox and Company, Delta Engineers, Architects & Land Surveyors, P.C., Dickinson Community at Binghamton University, Strube Industries, Time Warner Cable and Tint Condition. Ariel Schlesinger, Legislative Intern presented the winners with Proclamations. Mr. Reynolds announced that a tree would be planted in the name of each organization and that there would be a tree planting event on Friday at Otsiningo Park.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala
 - 1. Letter from County Executive to Department of Environmental Conservation Re: Draft Supplemental Generic Environmental Impact Statement for Horizontal Drilling
 - 2. Appointment to the Conservation Advisory Committee
 - 3. Appointment to the Veteran's Memorial Arena Board of Directors
 - 4. Appointments to Environmental Management Council
 - 5. 2010 State of the County Address

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds
 - 1. Designation for Mr. Whalen 3/18/2010
 - 2. Designations for Mr. Nirchi Week of April 12, 2010
 - 3. Designations for Mr. Whalen 4/15/2010

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None

H. Communications:

1. Finance-Bond Anticipation Note Certificate Dated April 15, 2010
2. Soil & Water Conservation District Meeting Minutes 3/16/2010
3. Soil & Water Conservation District Farm Bureau Representative Appointment
4. BCC Budget Transfers 2/2010
5. Cornell Cooperative Extension Meeting Minutes 1/28/2010
6. NYS DOT Official Order H2533 Town of Fenton Bridges
7. Broome County Clerk-Oil & Gas Related Filings, 3/2010 Revenues
8. County Clerk-Elected Official's Time Sheet
9. Finance-Balance Transfer to Close 2009 Accounts
10. State Board of Real Property Services Certified State Equalization Rates
11. Memo from the Legislative Clerk to the County Executive Re: Reduction of Paper

I. Notices:

1. Agricultural and Farm Land Protection Board Meeting 3/31/2010
2. Agricultural and Farm Land Protection Board Meeting 3/31/2010 Cancelled
3. Special Finance Meeting 4/8/2010
4. Special Public Health & Environmental Protection Meeting 4/14/2010
5. Agricultural and Farm Land Protection Board Meeting 4/12/2010

J. Reports:

1. Finance-Bond Anticipation Note Certificate Dated April 15, 2010
2. Soil & Water Conservation District Meeting Minutes 3/16/2010
3. Soil & Water Conservation District Farm Bureau Representative Appointment
4. BCC Budget Transfers 2/2010
5. Cornell Cooperative Extension Meeting Minutes 1/28/2010
6. NYS DOT Official Order H2533 Town of Fenton Bridges
7. Broome County Clerk-Oil & Gas Related Filings, 3/2010 Revenues
8. County Clerk-Elected Official's Time Sheet
9. Finance-Balance Transfer to Close 2009 Accounts
10. State Board of Real Property Services Certified State Equalization Rates
11. Memo from the Legislative Clerk to the County Executive Re: Reduction of Paper

RESOLUTIONS RECALLED FROM PREVIOUS SESSION

Mr. Materese made a motion, Seconded by Mr. Keibel to recall Resolution No. 131 for the purpose of amending. **Motion to recall carried.** Ayes-19, Nays-0.

RESOLUTION NO. 131

By Public Works and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING AN AGREEMENT WITH MIRABITO ENERGY PRODUCTS FOR AN AUTOMATED PUMP DISPENSING SERVICE FLEET CARD PROGRAM FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2010-2011

Mr. Materese made a motion, Seconded by Mr. Garnar Mr. Moran to amend the 1st Whereas and the 1st Resolved paragraphs to "...for the period April 16, 2010 through April 15, 2012, with the 1st renewal option April 16, 2012 through April 15, 2014, and the second renewal option April 16, 2014 through April 15, 2016". **Amendment carried.** Ayes-19, Nays-0. **Resolution as amended carried.** Ayes-19, Nays-0.

RESOLUTIONS HELD OVER OR DEFERRED FROM PREVIOUS SESSION

RESOLUTION NO. 86

By Transportation and Rural Development and Economic Development and Planning Committees
Seconded by Mr. Herz

RESOLUTION ADOPTING A PLAN FOR THE MODIFICATION OF BROOME COUNTY AGRICULTURAL DISTRICTS NO. 4 AND NO. 5 PURSUANT TO SECTION 303-b OF THE AGRICULTURE AND MARKETS LAW

Mr. Herz made a motion, Ms. Buchta to amend the 3rd and 4th Whereas paragraphs to 16 parcels, amend the 1st Resolved paragraph to add parcel ID# 092.03-1-35 in the Town of Maine to Agricultural District #4, correct the Towns as noted and add a Further Resolved paragraph to include the parcels approved by Resolution 09-141. Mr. Nirchi made a motion Seconded by Mr. Whalen to remove parcel ID 092.03-1-35 in the Town of Maine Agricultural District 4. The Chair granted a request from Mr. Nirchi to allow Ms. Darling to speak. Ms. Darling answered questions from the Legislators regarding her parcel in the Town of Maine. **Amendment to remove parcel ID 092.03-1-35 failed.** Ayes-3, Nays-16 (Materese, Keibel, Sanfilippo, Moran, Messina, Pasquale, Howard, Merrill, Garnar, Hutchings, Diffendorf, Marinich, Herz, Buchta, Klipsch, Reynolds). **Motion to amend the 3rd and 4th Whereas paragraphs to 16 parcels, amend the 1st Resolved paragraph to add parcel ID# 092.03-1-35 in the Town of Maine to Agricultural District #4, correct the Towns as noted and add a Further Resolved paragraph to include the parcels approved by Resolution 09-141 carried.** Ayes-19, Nays-0. Mr. Diffendorf made a motion, Seconded by Mr. Marinich to amend the 2nd Further Resolved paragraph to read "... Protection Board; with the exception of parcel ID #'s 146.01-1-33 and 146.01-1-34 in the Town of Kirkwood Agricultural District 4..." and amend the table to remove parcel ID 146.01-1-33 and 146.01-1-34 in the Town of Kirkwood Agricultural District 4. **Amendment carried.** Ayes-19, Nays-0. **Resolution as amended carried.** Ayes-19, Nays-0.

RESOLUTIONS INTRODUCED AT THIS SESSION

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

RESOLUTION NO. 144

By Education, Culture and Recreation Committee
Seconded by Mr. Garnar

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

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Connie Barnes 65 Murray Street Binghamton, NY 13905	Re-Appointment Term Expires 12/31/2014

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 221 of 1984, hereby confirms the appointment of the above-named individual to membership on the Broome County Library Board of Trustees for the term indicated, in accordance with their appointment by the County Executive.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 145

By Transportation and Rural Development Committee
Seconded by Mr. Garnar

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

WHEREAS, Daniel D. Reynolds, Chair of the County Legislature, pursuant to the authority vested in him by Resolution 115 of 1944 as amended by Resolution 27 of 1972 and Chapter 64

of the Broome County Charter and Code, has duly designated and appointed the following named individual to membership on the Broome County Soil and Water Conservation District Board of Directors, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Lester Price 6178 State Route 26 Whitney Point, NY 13862	New Appointment Term Expires 12/31/2011

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 115 of 1944 as amended by Resolution 27 of 1972 and Chapter 64 of the Broome County Charter and Code, hereby confirms the appointment of the above-named individual to membership on the Broome County Soil and Water Conservation District Board of Directors for the term indicated, in accordance with their appointment by the Chair of the County Legislature.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 146

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF PORT DICKINSON FOR FUNDING FROM STOP-DWI FOR 2010

WHEREAS, the Coordinator of STOP-DWI requests authorization for an intermunicipal agreement with the Village of Port Dickinson for funding in the amount of \$700 for the period May 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to provide funding for the Village of Port Dickinson to send three officers to DWI Enforcement Training at the Broome County Police Academy, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the Village of Port Dickinson, 786 Chenango Street, Binghamton, New York 13901 for funding from STOP-DWI for the period May 1, 2010 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 \$700 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 24010003.6004166 (Non-Employee Education and Training), 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-19, Nays-0

RESOLUTION NO. 147

By Personnel and Finance Committees Seconded by Mr. Herz
RESOLUTION AUTHORIZING LABOR AGREEMENT WITH AFSCME LOCAL UNION 1912 FOR 2010-2014

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized AFSCME Local 1912 as an employee organization for those certain Broome County employees represented by said Union, and

WHEREAS, this County Legislature, by Resolution 279 of 2006, authorized a written agreement with the AFSCME Local 1912 setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2006 through December 31, 2009, and

WHEREAS, a new tentative agreement has been reached with AFSCME Local 1912 for the period January 1, 2010 through December 31, 2014, and

WHEREAS, it is desired at this time to renew said labor agreement on the terms and conditions set forth in the Tentative Agreement between Broome County and AFSCME Local 1912 attached hereto as Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with AFSCME Local 1912, setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2010 through December 31, 2014, and be it

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

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

Carried. Ayes-18, Nays-1 (Moran)

RESOLUTION NO. 148

By Personnel and Finance Committees

Seconded by Mr. Marinich

RESOLUTION AUTHORIZING LABOR AGREEMENT WITH AFSCME LOCAL UNION 1883 FOR 2010-2014

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized AFSCME Local Union 1883 as an employee organization for those certain Broome County employees represented by said Union, and

WHEREAS, this County Legislature, by Resolution 155 of 2006, authorized a written agreement with the AFSCME Local 1883 setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2006 through December 31, 2009, and

WHEREAS, a new tentative agreement has been reached with AFSCME Local Union 1883 for the period January 1, 2010 through December 31, 2014, and

WHEREAS, it is desired at this time to renew said labor agreement on the terms and conditions set forth in the Tentative Agreement between Broome County and AFSCME Local 1883 attached hereto as Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with AFSCME Local Union 1883, setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2010 through December 31, 2014, and be it

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

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

Carried. Ayes-18, Nays-1 (Moran)

RESOLUTION NO. 149

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AMENDMENT TO THE INTERMUNICIPAL AGREEMENT WITH THE CITY OF BINGHAMTON FOR SERVICES IN CONNECTION WITH THE DEPARTMENT OF HEALTH'S BUILDING A HEALTHY NATION: STRATEGIC ALLIANCE FOR HEALTH CDC GRANT FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 557 of 2009, authorized an intermunicipal agreement with the City of Binghamton for services in connection with the

Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant at a cost not to exceed \$10,000 for the period November 20, 2009 through September 29, 2010, and

WHEREAS, said agreement is necessary to perform built environment activities associated with increasing physical activity levels in the community and function as designated worksite to implement policies, systems and environmental changes that will increase employee health and wellness and decrease costs associated with health care, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$1,175 to cover travel costs for a mandatory training conference, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the intermunicipal agreement with the City of Binghamton, 38 Hawley Street, Binghamton, New York 13901 to increase the not to exceed amount by \$1,175 to cover travel costs for a mandatory training conference in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant for the period November 20, 2009 through September 29, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$11,175, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510342 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 557 of 2009, 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-19, Nays-0

RESOLUTION NO. 150

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING APPLICATION FOR BROOME COUNTY WELL AND SEPTIC SYSTEM PROGRAM FUNDING FROM THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR THE DEPARTMENT OF HEALTH FOR 2010-2012

WHEREAS, the Director of Public Health requests authorization for application for Broome County Well and Septic System Program Funding from the New York State Office of Community Renewal in the amount of \$400,000 for the period October 1, 2010 through September 30, 2012, and

WHEREAS, Opportunities for Chenango will prepare the application and apply on behalf of Broome County, and

WHEREAS, said funds will be used for improvements to wells and septic systems owned by eligible residents in Broome County, and

WHEREAS, that in consideration of said application, two consecutive public hearing are scheduled for April 19, 2010 at 2:00 P.M. and 3:00 P.M. respectively, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes and approves application for Broome County Well and Septic System Program funding from the New York State Office of Community Renewal in the amount of \$400,000 for the period October 1, 2010 through September 30, 2012, 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-19, Nays-0

RESOLUTION NO. 151

By Public Health and Environmental Protection Committee

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH BUREAU OF INJURY PREVENTION AND HEALTH RESEARCH INC., FOR THE DEPARTMENT OF HEALTH TO PARTICIPATE IN THE CENTERS FOR DISEASE CONTROL FALLS PREVENTION FOR OLDER ADULTS INITIATIVE FOR 2009-2011

WHEREAS, the Director of Public Health requests authorization for an agreement with the New York State Department of Health Bureau of Injury Prevention and Health Research Inc., for the Department of Health to participate in the Centers for Disease Control Falls Prevention for Older Adults Initiative, at no cost to the County, for the period September 30, 2009 through July 31, 2011, and

WHEREAS, said agreement is a special initiative where volunteers from the community will be trained to conduct classes to improve balance in adults 65 and older, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the New York State Department of Health Bureau of Injury Prevention and Health Research Inc., River View Center, 150 Broadway, Suite 560, Albany, New York 12204 for the Department of Health to participate in the Centers for Disease Control Falls Prevention for Older Adults Initiative, at no cost to the County, for the period September 30, 2009 through July 31, 2011, 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-19, Nays-0

RESOLUTION NO. 152

By Human Services, Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE FLEXIBLE FUNDS FOR FAMILY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE STAR GROUP, INC. TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 158 of 2009, as amended by Resolution 211 of 2009, authorized and approved the Flexible Funds for Family Services Program Grant for the Department of Social Services, adopted a program budget in the amount of \$5,559,739 and authorized an agreement with the Star Group to administer said program for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides services to meet the Child Welfare and TANF Employment objectives for the Department of Social Services by serving low income families to assist them in achieving self-sufficiency, and

WHEREAS, it is desired to renew said grant program in the amount of \$8,482,749, adopt a program budget and renew the agreement with the Star Group to continue to administer said program for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,032,516 from the Office of Temporary Disability Assistance, 40 N. Pearl Street, Albany, New York, for the Department of Social Services Flexible Funds for Family Services Grant for the period April 1, 2010 through March 31, 2011, 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 \$8,482,749, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with The Star Group, Inc., P.O. Box 798, Whitney Point, New York 13862 to provide work experience activity for employable TANF recipients for the Department of Social Services Flexible Funds for Family Services Program for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$50,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35010006.6004573.3510259 (Other Fees for Services), and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the Department of Social Services to accept and allocate final funding without further Legislative approval provided there is no increase in employee head count and the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 153

By Finance Committee

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AMENDMENT TO EXHIBIT "A" OF RESOLUTION 604 OF 2009 AUTHORIZING THE SALE OF COUNTY PROPERTIES FROM THE 2009 TAX SALE AUCTION

WHEREAS, this County Legislature, by Resolution 604 of 2009, authorized the sale of County properties from the 2009 tax sale auction as indicated in Exhibit "A", and

WHEREAS, it is necessary to authorize the amendment of Exhibit "A" of said Resolution to reflect a sale price of \$15,500 for Parcel ID 134.19-1-16, Town of Colesville, 2189 NYS Route 79 to successful bidders Nina M. Williams, Gerald A. Williams and Timothy G. Williams, 340 Chaffee Street, Harpursville, New York 13787, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to Exhibit "A": of Resolution 604 of 2009 to reflect a sale price of \$15,500 for Parcel ID 134.19-1-16, Town of Colesville, 2189 NYS Route 79 to successful bidders Nina M. Williams, Gerald A. Williams and Timothy G. Williams, 340 Chaffee Street, Harpursville, New York 13787, and, be

FURTHER RESOLVED, that Resolution 604 of 2009, 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-19, Nays-0

RESOLUTION NO. 154

By Finance Committee

Seconded by Mr. Garnar

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF MAINE

WHEREAS, the County of Broome now owns a parcel of real property as listed on Exhibit "A", and

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said property to the individual listed on Exhibit "A", now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property as indicated on Exhibit "A" attached herewith, and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 17000001.5000517 (Sale of Real Property), and be it

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

Exhibit "A"

Buyer: Amanda Davey, 312 Daugherty Road, Endicott, New York 13760

Serial No. 206-491

Address: 356 Daugherty Road, Town of Maine

Tax Map: 090-02-1-2, Lot size: 4.22 ac

Purchase price: \$1,400

The buyer has agreed to the following deed restrictions: Broome County retains all gas, oil and mineral rights.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 155

By Finance Committee

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH J. J. SHEEHAN ADJUSTERS, INC. FOR INSURANCE ADJUSTER SERVICES FOR THE DEPARTMENT OF RISK AND INSURANCE FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 122 of 2009, authorized renewal of the agreement with J. J. Sheehan Adjusters, Inc. for insurance adjuster services for the Office of Risk and Insurance at a rate of \$47.60 per hour, total amount not to exceed budgeted appropriations for the period March 1, 2009 through February 28, 2010, and

WHEREAS, said agreement is to investigate and accurately value liability claims against Broome County, and

WHEREAS, said agreement expired by its terms on February 28, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$49.06 per hour, for the period March 1, 2010 through February 28, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with J. J. Sheehan Adjusters, Inc., P.O. Box 604, Binghamton, NY 13902 for insurance adjuster services for the Office of Risk and Insurance for the period March 1, 2010 through February 28, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a rate of \$49.06 per hour, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004573 (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-19, Nays-0

RESOLUTION NO. 156

By Finance Committee

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH TIM SHEEHAN ADJUSTER/APPRaiser FOR INSURANCE ADJUSTER SERVICES FOR THE OFFICE OF RISK AND INSURANCE FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 121 of 2009, authorized renewal of the agreement with Tim Sheehan Adjuster/Appraiser for insurance adjuster services for the Office of Risk and Insurance at the rate of \$48.10 per hour, total amount not to exceed budgeted appropriations, for the period March 1, 2009 through February 28, 2010, and

WHEREAS, said agreement is necessary to investigate and accurately value claims against Broome County, and

WHEREAS, said agreement expired by its terms on February 28, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$49.06 per hour, for the period March 1, 2010 through February 28, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Tim Sheehan Adjuster/Appraiser, PO Box 2561, Binghamton, New York 13902-2561 for insurance adjuster services for the Office of Risk and Insurance for the period March 1, 2010 through February 28, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$49.06 per hour, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004573 (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-19, Nays-0

RESOLUTION NO. 157

By Personnel, Public Health and Environmental Protection, and Finance Committees
Seconded by Mr. Garnar

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY MENTAL HEALTH DEPARTMENT

RESOLVED, that in accordance with a request contained in PCR #10-85 from the Director of the Broome County Mental Health Department, this County Legislature hereby authorizes the position of Drug Abuse Counselor, Grade 14, Union Code 04 CSEA, minimum salary \$31,222 at budget line 26000004.6001000.2610284, to be abolished effective March 1, 2010, as part of a cost savings initiative.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 158

By Finance, Personnel, and Human Services Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR COMMUNITY ALTERNATIVE SYSTEMS AGENCY (CASA)

RESOLVED, that in accordance with a request from the Director of CASA, in order to maximize funds for 2009-2010 Long Term Care Point of Entry Program grant, as requested in Journal ID#3531, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	32010006	6004161	3210007	Travel, Hotel & Meals	\$ 2,170
TO:	32010006	6001002	3210007	Salaries, Temporary	\$ 2,000
	32010006	6008002	3210007	Social Security	\$ 155
	32010006	6008004	3210007	Workers Compensation	\$ 15

Carried. Ayes-19, Nays-0

RESOLUTION NO. 159

By Finance and Public Health and Environmental Protection Committees
Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AMENDMENT TO THE LEASE AGREEMENT WITH KRADJIAN ENTERPRISES D/B/A ISI ASSOCIATES LLC FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010-2015

WHEREAS, this County Legislature, by Resolution 16 of 2010, authorized a lease agreement with Kradjian Enterprises d/b/a ISI Associates, LLC for the Department of Mental Health at a cost of \$204,750 per year, total amount not to exceed \$1,023,750 for the period July 1, 2010 through June 30, 2015, and

WHEREAS, said lease agreement provides 19,500 sq.ft at 229 State Street, Binghamton New York for the Department of Mental Health, and

WHEREAS, it is necessary to authorize the amendment of said agreement to include that the Lessee shall have the right and option for three additional renewal terms of five years each, i.e. from July 1, 2015 through June 30, 2020 at a cost of \$224,250 per year; July 1, 2020 through June 30, 2025 at a cost of \$247,650 per year; and July 1, 2025 through June 30, 2030 at a cost of \$273,000 per year, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the lease agreement with Kradjian Enterprises d/b/a ISI Associates, LLC, 84 Court Street, Suite 600, Binghamton, New York 13901-3316 to include that the Lessee shall have the right and option for three additional renewal terms of five years each, i.e., from July 1, 2015 through June 30, 2020 at a cost of \$224,250 per year; July 1, 2020 through June 30, 2025 at a cost of \$247,650 per year; and July 1, 2025 through June 30, 2030 at a cost of \$273,000 per year, for the Department of Mental Health, and, be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004111 (Building and Land Rental), and be it

FURTHER RESOLVED, that Resolution 16 of 2010, 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-19, Nays-0

RESOLUTION NO. 160

By Economic Development and Planning Committee

Seconded by Mr. Garnar

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

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Mary Cronk 33 Jason Drive Binghamton, New York 13901	Re-Appointment 12/31/2011
William Heaviside 3478 Margery Street Binghamton, New York 13903	Re-Appointment 12/31/2011

Anthony Lubzanski
1403 Oakdale Road
Johnson City, New York 13790

Re-Appointment
12/31/2011

Rachel Cornick
68 St. John Avenue
Binghamton, New York 13905

Reappointment
BCC Student Representative
8/31/2010

Cindy Westerman
116 Carol Avenue
Vestal, New York 13850
and,

Reappointment
Conservation Advisory Appointment
12/31/2010

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions by Resolution 277 of
1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980, confirms the
appointments of the above-named individuals to membership on the Broome County
Environmental Management Council for the term indicated, in accordance with their appointment
by the County Executive.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 161

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF THE IMMUNIZATION ACTION PLAN PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 426 of 2009, authorized and approved
renewal of the Immunization Action Plan Program Grant for the Department of Health and
adopted a program budget in the total amount of \$97,880 for the period April 1, 2009 through
March 31, 2010, and

WHEREAS, said program grant monitors and improves immunization rates for children
through 24 months of age, and enhanced adult immunization activities, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the
amount of \$7,410 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Immunization
Action Plan Program Grant to reflect an increase of \$7,410 for the period April 1, 2009 through
March 31, 2010, 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 \$105,290, and be it

FURTHER RESOLVED, that Resolution 426 of 2009, 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-19, Nays-0

RESOLUTION NO. 162

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF THE YOUTH TOBACCO ENFORCEMENT AND PREVENTION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 408 of 2009, 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 \$55,025 for the period October 1, 2009 through September 30, 2010, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$4,505 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Youth Tobacco Enforcement and Prevention Program Grant to reflect an increase of \$4,505 for the period October 1, 2009 through September 30, 2010, 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 \$60,311, and be it

FURTHER RESOLVED, that Resolution 408 of 2009, 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-19, Nays-0

RESOLUTION NO. 163

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF THE TOBACCO CONTROL PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 363 of 2009, authorized and approved renewal of the Tobacco Control Program Grant for the Department of Health and adopted a program budget in the total amount of \$200,000 for the period August 1, 2009 through June 30, 2010, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$6,315 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Tobacco Control Program Grant to reflect an increase of the Cost of Living Adjustment grant appropriation in the amount of \$6,315 for the period August 1, 2009 through June 30, 2010, 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 \$206,315, and be it

FURTHER RESOLVED, that Resolution 363 of 2009, 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-19, Nays-0

RESOLUTION NO. 164

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING ACCEPTANCE OF THE LEAD HAZARD CONTROL CAPACITY BUILDING PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH FIRST WARD ACTION COUNCIL TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, the Director of Public Health requests authorization to accept a Lead Hazard Control Capacity Building Program Grant, adopt a program budget in the amount of \$100,000 and to enter into an agreement with First Ward Action Council to administer said program for the period May 1, 2010 through April 30, 2011, and

WHEREAS, said program grant will be used to develop additional community technical capacity and support for lead hazard reduction in Broome County with outreach, and contractor and homeowner training all leading to support for a successful Paint Hazard Reduction Grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,000 from the United States Department of Housing and Urban Development, 451 7th Street, SW, Room 8236, Washington, DC 20410-3000 for the Department of Health's Lead Hazard Control Capacity Building Program for the period May 1, 2010 through April 30, 2011, and be it

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

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with First Ward Action Council, 167 Clinton Street, Binghamton, New York 13905 to administer said program grant, for the period May 1, 2010 through April 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$87,254 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510362 (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) 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-19, Nays-0

RESOLUTION NO. 165

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF THE HEALTHY FAMILIES NEW YORK: HEALTHY FAMILIES OF BROOME PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LOURDES HEALTH CARE SYSTEM YOUTH SERVICES FOR INTENSIVE HOME VISITING SERVICES FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 267 of 2009, authorized renewal of the Healthy Families New York: Healthy Families of Broome Program Grant for the Department of Health, adopted a program budget in the amount of \$505,739 and authorized an agreement with Lourdes Health Care System Youth Services in the amount of \$349,268 for intensive home visiting services for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said program grant is designed to prevent child abuse and neglect and promote positive outcomes for young children and their families through home visiting services, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$21,056 in grant appropriations and amend the agreement with Lourdes Health Care System Youth Services to reflect a decrease in the amount of \$14,541, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Healthy Families New York: Healthy Families of Broome Program Grant to reflect a decrease of \$21,056 for the period July 1, 2009 through June 30, 2010, 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 \$484,683, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Health Care System Youth Services, 219 Front Street, Binghamton, New York 13905 to reflect a decrease of \$14,541 for intensive home visiting services for the Department of Health for the period July 1, 2009 through June 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$334,727 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 267 of 2009, 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-19, Nays-0

RESOLUTION NO. 166

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF PRIMARY PREVENTION OF CHILDHOOD LEAD PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 407 of 2009, authorized and approved renewal of the Primary Prevention of Childhood Lead Program Grant for the Department of Health and adopted a program budget in the amount of \$280,857 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant will develop a primary prevention program designed to eliminate or reduce the source of lead paint before it is ingested by children, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$13,691 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Primary Prevention of Childhood Lead Program Grant to reflect an increase of \$13,691 for the period October 1, 2009 through September 30, 2010, 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 \$294,548, and be it

FURTHER RESOLVED, that Resolution 407 of 2009, 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-19, Nays-0

RESOLUTION NO. 167

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR LABORATORY SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2009

WHEREAS, this County Legislature, by Resolution 604 of 2008, authorized renewal of agreement with Our Lady of Lourdes Hospital for laboratory services for the Department of Health at a cost not to exceed \$15,000 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement provides diagnostics of TB, CD and STD infections and for testing for immunity to measles and rubella for employee health services and for phlebotomy services, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$5,000 for laboratory services for the Department of Health for the period January 1, 2009 through December 31, 2009, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 to increase the not to exceed amount by \$5,000 for laboratory services for the Department of Health for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$20,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25020004.6004402 (Laboratory Services), and be it

FURTHER RESOLVED, that Resolution 604 of 2009, 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-19, Nays-0

RESOLUTION NO. 168

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF CHILDHOOD LEAD POISONING PREVENTION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 153 of 2009, authorized and approved renewal of the Childhood Lead Poisoning Prevention Program Grant for the Department of Health and adopted a program budget in the amount of \$69,702 for the period April 1, 2009 through March 31, 2010, 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 in the amount of \$5,574 in grant appropriations, 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 \$5,574 for the period April 1, 2009 through March 31, 2010, 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 \$75,276, and be it

FURTHER RESOLVED, that Resolution 153 of 2009, 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-19, Nays-0

RESOLUTION NO. 169

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF THE WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 409 of 2009, as amended by Resolution 615 of 2009, authorized and approved renewal of the Women, Infants and Children Program Grant for the Department of Health and adopted a program budget in the amount of \$1,113,803 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant is designed as a short term intervention to influence lifetime nutrition and health behavior in a targeted high-risk population, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$29,408 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Women, Infants and Children (WIC) Program Grant to reflect a decrease of \$29,408 for the period October 1, 2009 through September 30, 2010, 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 \$1,084,395, and be it

FURTHER RESOLVED, that Resolutions 409 and 615 of 2009, 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-19, Nays-0

RESOLUTION NO. 170

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF THE PREVENTIVE DENTAL SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 299 of 2009, authorized and approved renewal of the Preventive Dentistry/Dental Sealant Program Grant for the Department of Health and adopted a program budget in the amount of \$58,462 for the period July 1, 2009 through June 30, 2010, 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 an increase in the amount of \$3,495 in COLA grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Preventive Dental Services Program Grant to reflect an increase of \$3,495 for the period July 1, 2009 through June 30, 2010, 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 \$61,957, and be it

FURTHER RESOLVED, that Resolution 299 of 2009, 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-19, Nays-0

RESOLUTION NO. 171

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF THE CHILDREN WITH SPECIAL HEALTH CARE NEEDS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 405 of 2009, authorized and approved renewal of the Children with Special Health Care Needs Program Grant for the Department of Health and adopted a program budget in the amount of \$25,927 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides aid in determining children with special needs, identifies relevant issues and works with State agencies to resolve such issues, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$1,040 in COLA grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Children with Special Health Care Needs Program Grant to reflect an increase of \$1,040 for the period October 1, 2009 through September 30, 2010, 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 \$26,967, and be it

FURTHER RESOLVED, that Resolution 405 of 2009, 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-19, Nays-0

RESOLUTION NO. 172

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF THE DIABETES PREVENTION AND CONTROL PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 484 of 2008, as amended by Resolution 195 of 2009, authorized and approved renewal of the Diabetes Prevention and Control Program Grant for the Department of Health and adopted a program budget in the amount of \$91,374 for the period October 1, 2008 through September 30, 2009, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$3,664 in COLA grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Diabetes Prevention and Control Program Grant to reflect an increase of \$3,664 for the period October 1, 2008 through September 30, 2009, 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 \$95,038, and be it

FURTHER RESOLVED, that Resolution 484 of 2008 and Resolution 195 of 2009, 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-19, Nays-0

RESOLUTION NO. 173

By Human Services, Personnel and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING REVISION OF HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 427 of 2009, authorized and approved renewal of the Home Energy Assistance Program (HEAP) Grant for the Department of Social Services and adopted a program budget in the amount of \$520,787 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides assistance with home heating fuel, winterization and fuel equipment, as well as emergency assistance such as utility shut-off prevention and emergency fuel to eligible Temporary Assistance and Food Stamp recipients and low-income families, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$186,670 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Home Energy Assistance Program Grant to reflect an increase of \$186,670 for the period October 1, 2009 through September 30, 2010, 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 \$707,457, and be it

FURTHER RESOLVED, that Resolution 427 of 2009, 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-19, Nays-0

RESOLUTION NO. 174

By Human Services and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING ACCEPTANCE OF A VETERANS ADMINISTRATION PROGRAM GRANT, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH THE VETERANS ADMINISTRATION FOR THE OFFICE FOR AGING TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, the Director of Office for Aging requests authorization to accept a Veterans Administration Program Grant, adopt a program budget in the amount of \$175,000 and to enter into an agreement with the Veterans Administration for the Office for Aging to administer said program for the period April 22, 2010 through December 31, 2011, and

WHEREAS, said program grant is necessary for the Broome County Office for Aging to provide reimburseable services, including but not limited to, personal care, chore service,

consumer-directed, transportation, home delivered meals, congregate meals, social adult day care, PERS and nutrition education and counseling, to veterans in Broome County that are assigned by Veterans Administration, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$175,000 from the Veterans Administration, Syracuse VA Medical Center, 800 Irving Avenue, Syracuse, New York 13210 for the Office for Aging's Veteran's Administration Program Grant for the period April 22, 2010 through December 31, 2011, 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 \$175,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Veterans Administration for the Broome County Office for Aging to administer said program grant, for the period April 22, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 34010006.5000946.3410415 (Other Federal Revenue), and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the Office for Aging to accept additional funding from the Veterans Administration for the period April 22, 2010 through December 31, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 175

By Human Services and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE RUNAWAY AND HOMELESS YOUTH PROGRAM GRANT FOR THE YOUTH BUREAU, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENTS WITH CATHOLIC CHARITIES AND THE BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH TO ADMINISTER SAID PROGRAM FOR 2010

WHEREAS, this County Legislature, by Resolution 240 of 2009, authorized renewal of the Runaway and Homeless Youth Program Grant for the Youth Bureau, adopted a program budget in the amount of \$59,606.10 and authorized agreements with Catholic Charities for an amount not to exceed \$24,673.12 to continue to administer the Transitional Living/Supported Residence portion of said grant and the Berkshire Farm Center and Services for Youth for an amount not to exceed \$28,215.98 to administer the Interim Family Host Homes portion of said grant for the period January 1, 2009 through December 31, 2009, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$43,203, adopt a program budget and renew agreements with Catholic Charities at an amount not to exceed \$21,588 to continue to administer the Transitional Living/Supported Residence program of said grant and the Berkshire Farm Center and Services for Youth for an amount not to exceed

\$14,898 to administer the Interim Family Host Homes program of said grant for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$43,203 from the Office of Children & Family Services, The Atrium, 100 South Salina Street, Syracuse, New York 13202, for the Youth Bureau's Runaway and Homeless Youth Program Grant for the period January 1, 2010 through December 31, 2010, and be it

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

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Catholic Charities of Broome County, 88 Walnut Street, Binghamton, New York 13905 to administer the Transitional Living/Supported Residence program for the Youth Bureau's Runaway Homeless Youth Program Grant for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay Catholic Charities of Broome County an amount not to exceed \$21,588 for the term of the agreement, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with the Berkshire Farm Center and Services for Youth, The Galleria, 2-8 Hawley Street, Binghamton, New York 13901 to administer the Interim Family Host Homes program for the Youth Bureau's Runaway and Homeless Youth Program Grant for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Berkshire Farm Center and Services for Youth at an amount not to exceed \$14,898 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 44020008.6004146.4410034 (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-19, Nays-0

RESOLUTION NO. 176

By Human Services and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF STATE AID FOR THE YOUTH BUREAU'S SPECIAL DELINQUENCY PREVENTION PROGRAM AND RENEWING AGREEMENTS WITH VARIOUS VENDOR TO ADMINISTER SAID PROGRAM FOR 2010

WHEREAS, this County Legislature, by Resolution 242 of 2009, authorized and approved the Application for State Aid and accepted funding in the amount of \$93,222.12 for the Youth Bureau's Special Delinquency Prevention Program, and authorized agreements with various vendors to administer said program for the period January 1, 2009 through December 31, 2009, and

WHEREAS, it is desired to renew said application and accept State Aid for the Youth Bureau's Special Delinquency Program in the amount of \$84,909 and renew the agreement with the various vendors as listed on Exhibit "A" to continue to administer said program for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the application and approves acceptance of \$84,909 from the New York State Office of Children and Family Services, The Atrium, 100 South Salina Street, Suite 104, Syracuse, New York 13202 for the Youth Bureau's Special Delinquency Prevention Program for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes agreements with various vendors for the programs as listed on Exhibit "A" for the Youth Bureau's Special Delinquency Prevention Program for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the amounts as listed on Exhibit "A" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 44020008.6004141.4410035 (Youth Services Program), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, 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-19, Nays-0

RESOLUTION NO. 177

By Human Services and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF STATE AID FOR THE YOUTH BUREAU'S YOUTH DEVELOPMENT DELINQUENCY PREVENTION PROGRAM AND RENEWING AGREEMENTS WITH VARIOUS VENDOR TO ADMINISTER SAID PROGRAM FOR 2010

WHEREAS, this County Legislature, by Resolution 245 of 2009, authorized and approved the Application for State Aid and accepted funding in the amount of \$116,459.03 for the Youth Bureau's Youth Development Prevention Program, and authorized agreements with various vendors to administer said program for the period January 1, 2009 through December 31, 2009, and

WHEREAS, it is desired to renew said application and accept State Aid for the Youth Bureau's Youth Development Delinquency Program in the amount of \$96,146 and renew the agreement with the various vendors as listed on Exhibit "A" to continue to administer said program for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the application and approves acceptance of \$96,146 from the New York State Office of Children and Family Services, The Atrium, 100 South Salina Street, Suite 104, Syracuse, New York 13202 for the Youth Bureau's Youth Development Delinquency Prevention Program for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes agreements with various vendors for the programs as listed on Exhibit "A" for the Youth Bureau's Youth Development Delinquency Prevention Program for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the amounts as listed on Exhibit "A" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 44020008.6004141.4410036 (Youth Services Program), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, 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-19, Nays-0

RESOLUTION NO. 178

By Public Safety and Emergency Services Committee

Seconded by Mr. Garnar

RESOLUTION ACCEPTING THE SOUTHERN TIER EAST REGIONAL EMERGENCY SERVICE INTEROPERABLE COMMUNICATIONS ALLIANCE DRAFT MEMORANDUM OF AGREEMENT FOR THE OFFICE OF EMERGENCY SERVICES

WHEREAS, the Director of Emergency Services requests authorization to accept the Southern Tier East Regional Emergency Service Interoperable Communications Alliance Draft Memorandum of Agreement, and

WHEREAS, said agreement is necessary to develop a common communications network and obtain funding to support it from eight counties, now, therefore, be it

RESOLVED, that this County Legislature hereby accepts the Southern Tier East Regional Emergency Service Interoperable Communications Alliance Draft Memorandum of Agreement for the Office of Emergency 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-19, Nays-0

RESOLUTION NO. 179

By Public Safety and Emergency Services Committee

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE SOUTHERN TIER CHAPTER OF THE AMERICAN RED CROSS FOR AN EMERGENCY OPERATIONS PLAN FOR THE OFFICE OF EMERGENCY SERVICES FOR 2010-2012

WHEREAS, this County Legislature, by Resolution 265 of 2007, authorized renewal of an agreement with the Southern Tier Chapter of the American Red Cross for an Emergency Operations Plan for the Office of Emergency Services for the period April 8, 2007 through April 8, 2010, with the option for one three-year renewal by mutual consent, and

WHEREAS, it is necessary to update the current plan with a new memorandum of understanding for disaster services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of an agreement with the Southern Tier Chapter of the American Red Cross, 620 East Main Street, Endicott, New York 13760 for an Emergency Operations Plan, on file with the Clerk of the Legislature, for the Office of Emergency Services, at no cost to the County, for the period April 1, 2010 through April 8, 2012, 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.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 180

By Public Safety and Emergency Services Committee

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE BROOME COUNTY NURSING HOME COALITION, THE BROOME COUNTY DEPARTMENT OF HEALTH AND THE BROOME COUNTY OFFICE OF EMERGENCY SERVICES FOR AN AREA WIDE HOSPITAL IMMEDIATE RESPONSE PLAN FOR BROOME COUNTY FOR 2010-2013

WHEREAS, the Director of the Office of Emergency Services recommends that this County Legislature authorize a Memorandum of Understanding between the Broome County Nursing Home Coalition, the Broome County Department of Health and the Office of Emergency Services for an Area Wide Hospital Immediate Response Plan for Broome County, for the period April 1, 2010 through March 31, 2013, and

WHEREAS, said Memorandum of Understanding provides for mutual support and evacuation of facility to appropriate alternative care site(s) when the environment cannot support diagnostic patient care and treatment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a Memorandum of Understanding between the Broome County Nursing Home Coalition, the Broome County Department of Health and the Broome County Office of Emergency Services for an Area Wide Hospital Immediate Response Plan for Broome County as attached as Exhibit "A" for the period April 1, 2010 through March 31, 2013, 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-19, Nays-0

RESOLUTION NO. 181

By Public Safety and Emergency Services Committee

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN VARIOUS FIRE DISTRICTS AND THE BROOME COUNTY OFFICE OF EMERGENCY SERVICES FOR THE SHARING OF COMMON RADIO FREQUENCIES AND DISPATCH CHANNELS

WHEREAS, the Director of the Office of Emergency Services recommends that this County Legislature authorize a Memorandum of Understanding between various fire districts and the Office of Emergency Services for the sharing of common radio frequencies and dispatch channels, and

WHEREAS, said Memorandum of Understanding would provide increased interoperability, and more efficient administration of the Broome County Mutual Aid Plan, thereby improving emergency dispatch efficiency and firefighter safety, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a Memorandum of Understanding between various fire districts and the Broome County Office of Emergency Services for the sharing of common radio frequencies and dispatch channels, as attached as

Exhibit "A" for the period from the last date of signature to 180 days written notice to terminate, 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-19, Nays-0

RESOLUTION NO. 182

By Finance and County Administration Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ALLEN TUNNELL CORPORATION FOR SOFTWARE MAINTENANCE AND SUPPORT AND TAX BILL PRINTING FOR THE OFFICE OF REAL PROPERTY TAX SERVICE FOR 2010

WHEREAS, this County Legislature, by Resolution 64 of 2009, authorized renewal of the agreement with Allen Tunnell Corporation for software maintenance and support and tax bill printing for the Office of Real Property Tax Service at an amount not to exceed \$17,450 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary to provide software maintenance, on-site support, and printing for the Town, County, City and School tax bills with internet tax data, and

WHEREAS, said agreement expired by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$21,000, for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Allen Tunnell Corporation, 15 Charles Street, Suite 1D, Binghamton, New York 13905 for software maintenance and support and bill printing for the Office of Real Property Tax Services for the period January 1, 2010 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 \$21,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 17000001.6004192 (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-19, Nays-0

RESOLUTION NO. 183

By Public Works and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AN AGREEMENT WITH STEARNS AND WHELDER, LLC FOR CONSULTING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SOLID WASTE MANAGEMENT FOR 2010

WHEREAS, the Deputy Commissioner of Solid Waste Management requests authorization for an agreement with Stearns and Wheler, LLC for consulting services for the Department of Public Works Division of Solid Waste Management at a cost not to exceed \$51,000, for the period May 1, 2010 through September 30, 2010, and

WHEREAS, said agreement is necessary for Title V Air Permit, Tier II Testing at the Broome County Landfill required by permit, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Stearns and Wheler, LLC, One Remington Park Drive, Cazenovia, New York 13035 for consulting services for the Department of Public Works Division of Solid Waste Management for the period May 1, 2010 through September 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$51,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38040007.6004572 (Engineering and Architectural Services), and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 184

By Transportation and Rural Development and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING A REIMBURSABLE AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION FOR RUNWAY SAFETY AREA IMPROVEMENT DESIGN SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2010-2011

WHEREAS, the Commissioner of Aviation requests authorization for a reimbursable agreement with the Federal Aviation Administration for Runway Safety Area Improvement design services for the Department of Aviation at a cost not to exceed \$29,885.63, for the period April 26, 2010 through October 26, 2011, and

WHEREAS, said agreement is necessary for addressing the relocation of navigational aids used for guidance to aircrews during approaches in low visibility that requires the expertise of the F.A.A. technicians, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a reimbursable agreement with the Federal Aviation Administration for Runway Safety Area Improvement design services for the Department of Aviation for the period April 26, 2010 through October 26, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$29,885.63 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 28010005.6002203.2830032 (Runways), 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-19, Nays-0

RESOLUTION NO. 185

By Economic Development and Planning and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING AN AGREEMENT WITH L & P MEDIA FOR WEBSITE DESIGN DEVELOPMENT AND LOGO DESIGN SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2010

WHEREAS, the Interim Commissioner of Planning and Economic Development requests authorization for an agreement with L & P Media for website design development and logo design services for the Department of Planning and Economic Development a cost not to exceed \$14,880, for the period April 22, 2010 through August 31, 2010, and

WHEREAS, said agreement is necessary for a new website and logo for the Susquehanna Heritage Area to capture significant numbers of tourists and travelers coming to and traveling through the area, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with L & P Media, a Division of Light and Power Communications, Ltd., 255 River Street, Troy, New York 12180 for website design development and logo design services for the Department of Planning and Economic Development for the period April 22, 2010 through August 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$14,880 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.3710046 (Contracted Services), and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 186

By Finance, Transportation and Rural Development and Public Works Committees
Seconded by Ms. Messina

RESOLUTION AMENDING THE 2001 AND 2009 CAPITAL IMPROVEMENT PROGRAMS AND TRANSFERING \$530,372 FROM THE 2001 CAPITAL IMPROVEMENT PROGRAM TO THE 2009 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2001 Capital Improvement Program is hereby revised as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
2930005	Bridge Reconstruction /Rehab	\$2,420,000	\$0	\$2,420,000	\$0
Local Finance Law Section 11					
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>How Financed:</u> <u>Current Revenue</u>
	2001	20	10	\$0	\$0

Description: "Other" funds are Tobacco Funds
Misc Culvert Repair/replacement = \$185,000
Rehabilitate CR177 structure = \$740,701
Transfer to Bevier Street Bridge = \$128,000
3349140 Town of Chenango = \$360,000
(Kattelville Road)
Rehabilitation/Reconstruct Bridges = \$1,006,299

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
2930005	Bridge Reconstruction /Rehab	\$1,889,628	\$0	\$1,889,628	\$0
Local Finance Law Section 11					
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>How Financed:</u> <u>Current Revenue</u>
	2001	20	10	\$0	\$0

Description: Description: "Other" funds are Tobacco Funds
Misc Culvert Repair/replacement = \$185,000
Rehabilitate CR177 structure = \$740,701
Transfer to Bevier Street Bridge = \$128,000
3349140 Town of Chenango = \$360,000
(Kattelville Road)
Rehabilitation/Reconstruct Bridges = \$475,927

and be it

FURTHER RESOLVED, that the 2009 Capital Improvement Program is hereby revised as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
2920045	09 Nanticoke Dr. Bridge Rehabilitation	\$1,100,000	\$0	\$0	\$1,100,000
		Local Finance Law Section 11			How Financed:
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
	2009	20	10	\$1,100,000	\$0

Description: Construction phase of Nanticoke Drive bridge project

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
2920045	09 Nanticoke Dr. Bridge Rehabilitation	\$1,630,372	\$0	\$530,372	\$1,100,000
		Local Finance Law Section 11			How Financed:
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
	2009	20	10	\$1,100,000	\$0

Description: Design and Construction phase of Nanticoke Drive bridge project
"Other" funds transferred from 2001 CIP tobacco funds (5000601)

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 Fund to provide sufficient cash to proceed, 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-19, Nays-0

RESOLUTION NO. 187

By Education, Culture and Recreation and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF A LEASE AGREEMENT WITH BROOME COUNTY COMMUNITY CHARITIES, INC FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2010

WHEREAS, this County Legislature, by Resolution 182 of 2008, authorized a lease agreement with Broome County Community Charities at an amount not to exceed \$200,500 for the period June 1, 2008 through December 31, 2009, and

WHEREAS, said lease agreement is necessary for the 2010 Dick's Sporting Goods Open at the En-Joie Golf Course and

WHEREAS, said agreement expired by its terms on December 31, 2009 and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$101,500 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the lease agreement with Broome County Community Charities, Inc., PO Box 5571, Endicott, New York 13760 for the Department of Parks and Recreation for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount of \$101,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 41010008.5000465.4100001 (Tournament Rentals), and be it

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

Held over by Mr. Pasquale.

RESOLUTION NO. 188

By Economic Development and Planning and Finance Committees Seconded by Mr. Garnar

RESOLUTION AUTHORIZING ACCEPTANCE OF A GREEN JOBS CORPS PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH BROOME TIOGA BOCES TO ADMINISTER SAID PROGRAM FOR 2010

WHEREAS, the Director of Employment and Training requests authorization to accept a Green Jobs Corps Program Grant, adopt a program budget in the amount of \$237,548 and to enter into an agreement with the Broome Tioga BOCES to administer said program for the period January 1, 2010 through September 30, 2010, and

WHEREAS, said program grant will provide occupational skills training in construction and energy efficiency trades and on the job training to TANF and Safety Net eligible recipients, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$237,548 from the Broome County Department of Social Services, 36-42 Main Street, Binghamton, New York 13905 for the Office of Employment and Training's Green Jobs Corps Program Grant for the period October 1, 2009 through September 30, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$237,548, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Broome Tioga BOCES, 435 Glenwood Road, Binghamton, New York 13905 to administer said program grant, for the period January 1, 2010 through September 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$211,848 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 33020006.6004254.3310161 (Contracted Training), 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-19, Nays-0

RESOLUTION NO. 189

By Finance, Public Works and Transportation and Rural Development Committees

Seconded by Ms. Messina

RESOLUTION AMENDING THE 2010 CAPITAL IMPROVEMENT PROGRAM FOR THE AIRPORT RUNWAY SAFETY AREA IMPROVEMENT DESIGN PROJECT

RESOLVED, that the 2010 Capital Improvement Program is hereby amended to create a new project for the Department of Aviation as follows:

TO:

Code	Project Name	Total	Estimated Construction Cost:		County*
			State	Federal/Other	
2830037	Runway Safety Area Improvements Design	\$1,000,000	\$25,000	\$950,000	\$25,000

Year Start	Local Finance Law Section 11			Bond	How Financed: Current Revenue
	YPU	LFL			
2010	10	14		\$1,000,000	0

*County's portion funded by Passenger Facility Charge funds 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 Fund to provide sufficient cash to proceed and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 190

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SOUTHERN TIER SURGICAL CLINIC FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF BROOME, CHENANGO AND TIOGA COUNTIES GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 151 of 2009, authorized renewal of agreements with various vendors, including Southern Tier Surgical Clinic, for services for the Department of Health's Southern Tier Cancer Services Program Grant at rates set forth in the New York State Department of Health Upstate Fee Schedule for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said agreements are necessary to provide a regional approach to breast, cervical, colorectal and prostate cancer screening, diagnostics, education, treatment, and follow up to uninsured or underinsured women and men, and

WHEREAS, said agreements expired by their terms on March 31, 2010, and it is desired at this time to renew the agreement with Southern Tier Surgical Clinic on substantially similar terms and conditions, at rates set forth in the New York State Department of Health Cancer Services Program Reimbursement Rate Schedule, for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Southern Tier Surgical Clinic, 30 Harrison Street, Suite 320, Johnson City, New York 13790 for services for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor according to the 2010-2011 New York State Department of Health Cancer Services Program Reimbursement Rate Schedule, not yet available by the New York State Department of Health, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 25010004.6004413.2510341 (Other Health and Medical Services) for the period April 1, 2010 through June 29, 2010; 25010004.6004406.2510313 (Medical and Hospital Services) for the period April 1, 2010 through March 31, 2011, and 25010004.6004413 (Other Health and Medical Services) for the period June 30, 2010 through March 31, 2011, 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-19, Nays-0

RESOLUTION NO. 191

By Finance and Public Works Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING THE CREATION OF A NEW 2010 CAPITAL IMPROVEMENT PROJECT

RESOLVED, that the 2010 Capital Improvement Program is hereby amended to create a new project as follows:

TO:

Code	Project Name	Total	Estimated Cost:		County
			State	Federal/Other	
3820037	Design/Construction Review or Section IV Cell II & Cell III	1,000,000	0	0	1,000,000
Local Finance Law Section 11					
					How Financed:
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
	2010	20	6-a	1,000,000	0

Description: Engineering services are required for design of Section IV Cell II and Cell III and construction review for Section IV Cell II.

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-19, Nays-0

RESOLUTION NO. 192

By Public Works and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AN AGREEMENT WITH STEARNS AND WHELER LLC, FOR ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SOLID WASTE MANAGEMENT FOR 2010-2011

WHEREAS, the Deputy Commissioner of Solid Waste Management requests authorization for an agreement with Stearns and Wheler LLC for engineering services for the Department of Public Works Division of Solid Waste Management at a cost not to exceed \$849,000 for the period May 1, 2010 through December 31, 2011, and

WHEREAS, said agreement is necessary for the design and permitting of Section IV Cells 2 and 3 and construction oversight for Section IV Cell 2, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Stearns and Wheler LLC, One Remington Park Drive, Cazenovia, New York 13035 for engineering

services for the Department of Public Works Division of Solid Waste Management for the period May 1, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$849,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38040007.6004572.3820037 (Engineering and Architectural Services), and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 193

By County Administration Committee and Finance Committees Seconded by Mr. Garnar

RESOLUTION WAIVING BROOME COUNTY'S QUALIFIED ENERGY CONSERVATION BOND ALLOCATION AND APPLYING SAID BOND ALLOCATION TO THE CITY OF BINGHAMTON

WHEREAS, the New York State Energy Research and Development Authority (NYSERDA) has been designated as New York State's administrator for the allocation of federally authorized Qualified Energy Conservation Bonds (QECB), and

WHEREAS, QECB's are tax-credit bonds where the issuers pay principal on a regular schedule but generally do not pay interest and are used to finance governmental facilities, with the remainder being available for private activity bonds, and

WHEREAS, the County does not have an eligible project for said bonds but believes that a project in the City of Binghamton would qualify, and

WHEREAS, the Deputy County Executive requests authorization for Broome County to waive its Qualified Energy Conservation Bond allocation and apply said bond allocation to the City of Binghamton, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes Broome County to waive its Qualified Energy Conservation Bond allocation and apply said bond allocation to the City of Binghamton, 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-19, Nays-0

RESOLUTION NO. 194

By Personnel, Public Health and Environmental Protection, and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request contained in PCR# 10-90 from the Director of the Broome County Department of Health, this County Legislature hereby authorizes the position of Director of Maternal Child Health & Development, Grade C, Union Code 53 Admin II, minimum salary \$62,207 at budget line 25010004.6001001.2510346, to be changed to Director of Maternal Child Health & Development, Grade C, Union Code 53 Admin II, minimum salary \$62,207 at budget line 25010004.6001001.2510354, due to moving the position from the WIC grant to the Child Fatality Review Team Grant.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 195

By County Administration, Economic Development and Planning and Finance Committees
Seconded by Mr. Garnar

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY. NO. 5 OF 2010, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 185 TAXATION, TO ADD ARTICLE XVII-EXEMPTION FOR HOME IMPROVEMENTS"

RESOLVED, that Local Law Intro. No. 5 of 2010, entitled: "A Local Law Amending Chapter 185 Taxation, to Add Article XVII-Exemption for Home Improvements" be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRODUCTORY. NO. 5 Of 2010

"A LOCAL LAW AMENDING CHAPTER 185 TAXATION, TO ADD ARTICLE XVII EXEMPTION FOR HOME IMPROVEMENTS"

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

Section 1 Article XVII shall be and hereby is adopted to read as follows:

ARTICLE XVII Exemption for Home Improvements

§185-103 Purpose The purpose of this exemption is to encourage owners to make improvements and thus to keep neighborhoods viable and attractive.

§185-104 Exemption. Residential buildings reconstructed, altered or improved subsequent to March 1, 2011 shall be exempt from taxation to the extent provided hereinafter

§185-105 Exemption Criteria.

- A. Only one-family and two-family residences qualify.
- B. This exemption covers only the period from taxable status date of March 1, 2011, through March 1, 2012, and will only apply to building permits issued in that said period and for work that is actually completed on or before March 1, 2012.
- C. Exemption terminates immediately if the property is sold/transferred other than to an immediate family member, heir or distributee or ceases to be used for residential purposes.
- D. Value of the improvement must exceed \$3,000, but the maximum value of the improvement for which the exemption would apply cannot exceed \$80,000, although the total value of the improvement itself may exceed \$80,000.
- E. Ordinary maintenance and repairs do not qualify.
- F. The greater portion of the building reconstructed, altered or improved as determined by square footage must be at least five (5) years old.
- G. The exemption does not apply to special district charges.
- H. Each taxing authority (City, Town, Village, School District) decides independently whether or not to grant the exemption for such taxing authorities' taxes.
- I. The exemption is for eight (8) years. The first year, the exemption will be 100% of the increase in assessment due to the improvement, and thereafter, reduced by 12.5% per year for the remaining term of the exemption.
- J. Applications for exemption must be filed with the assessor who prepares the assessment roll used for the municipality in which the property is located between January 1, 2012, and March 1, 2012, on the prescribed New York State exemption forms.

Section 2 This Local Law shall take effect immediately upon filing with the Secretary of State.

Heldover by Mr. Keibel

RESOLUTION NO. 196

By Education, Culture and Recreation Committee

Seconded by Mr. Garnar

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

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

NAME	TERM EXPIRING
Ron Sall	Reappointment
52 Court Street	December 31, 2011
Binghamton, New York 13901	

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, Section 2408, hereby confirms the appointment of the above-named individual to membership on the Broome County Veterans Memorial Arena Board of Directors for the terms indicated, in accordance with his appointment by the County Executive.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 197

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH UNIFIED COURT SYSTEM SIXTH JUDICIAL DISTRICT FOR COURT SECURITY SERVICES PROVIDED BY BROOME COUNTY DPW SECURITY DIVISION FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 125 of 2010, authorized an agreement with the Unified Court System-Sixth Judicial District for court security services provided by Broome County DPW Security Division with revenue to the County in the amount of \$164,400 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said agreement is necessary for maintaining security in Supreme Court, County Court, Family Court and Binghamton City Court, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through March 31, 2014, and

WHEREAS, the Directory of Security 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 Unified Court System, Sixth Judicial District, State Office Building, 31 Lewis Street, 5th Floor, Binghamton, New York 13901 to extend the period through March 31, 2014 for court security services provided by DPW Security Division, and be it

FURTHER RESOLVED, that in consideration for said services, the contractor shall pay the County \$164,400 for the period April 1, 2009 through March 31, 2010, and an amount for each subsequent year of the agreement as agreed to by the contractor and the Director of Security based upon staffing schedules, and be it

FURTHER RESOLVED, that Resolution 125 of 2010 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-19, Nays-0

RESOLUTION NO. 198

By Economic Development and Planning, and Finance Committees Seconded by Mr. Garnar
RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH SHORTLINE TERMINAL AGENCY INC., FOR SPACE AT THE GREATER BINGHAMTON TRANSPORTATION CENTER FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2010-2020

WHEREAS, the Department of Planning and Economic Development requests authorization for a lease agreement with Shortline Terminal Agency Inc., for space at the Greater Binghamton Transportation Center with revenue to the County in the amount of \$5,729.17 per month for a five year period beginning at the commencement of the lease and \$5,901.05 per month for a second five year period, for a total of ten years, and

WHEREAS, said lease agreement is necessary for bus terminal space at the Greater Binghamton Transportation Center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with Shortline Terminal Agency Inc., 4 Leisure Lane, Mahwah, New Jersey 07430 for space at the Greater Binghamton Transportation Center for the Department of Planning and Economic Development, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$5,729.17 per month for a five year period beginning at the commencement of the lease and \$5,901.05 per month for a second five year period, for a total of ten years, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 31010305.5000139 (Space Rental-Other), 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-19, Nays-0

RESOLUTION NO. 199

By Finance Committee

Seconded by Mr. Moran

RESOLUTION AMENDING THE POLICIES AND PROCEDURES FOR THE SALE OF COUNTY OWNED PROPERTY

WHEREAS, the County updated its policies and procedures regarding the sale of County owned property in December 2009, and

WHEREAS, the County determined that it would retain all subsurface mineral and gas rights on the properties it sold, and

WHEREAS, the County agreed to revisit the mineral and gas rights policy in the first quarter of 2010, and

WHEREAS, upon review of this policy the Finance Committee has proposed modifications to the policy on the retention of mineral and gas rights, now, therefore, be it

RESOLVED, that Section 2 of Resolution 09-598 is amended to add a sentence as follows:

Where a parcel is split for sale by the County, the split must result in parcels that comply with the minimum lot size required under the applicable town, city or village zoning laws,

and be it

FURTHER RESOLVED, that Section 7 of Resolution 09-598 is amended to read as follows:

Section 7. All County owned property which exceeds five acres shall be sold subject to the retention of subsurface mineral and gas rights by the County except in the case of an approved hardship sell back on foreclosed property pursuant to Section 13

and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Mr. Nirchi made a motion, seconded by Mr. LaBare to amend Section 7 to "one acre". After a lengthy discussion Mr. Klipsch made a motion, seconded by Mr. Howard to call the question.

Motion to call the question carried. Ayes-11, Nays-8 (Materese, Sanfilippo, Moran, Garnar, Hutchings, Herz, Buchta, Reynolds). **Amendment failed.** Ayes-6, Nays-13 (Keibel, Sanfilippo, Moran, Messina, Pasquale, Howard, Garnar, Hutchings, Diffendorf, Marinich, Herz, Buchta, Reynolds). Mr. Materese made a motion, seconded by Mr. LaBare to amend Section 7 to "two acres". **Amendment failed.** Ayes-6, Nays-13 (Keibel, Sanfilippo, Moran, Messina, Pasquale,

Howard, Garnar, Hutchings, Diffendorf, Marinich, Herz, Buchta, Reynolds). Mr. Whalen made a motion, seconded by Mr. Nirchi to amend Section 7 to "three acres". Mr. Klipsch made a motion, seconded by Mr. Diffendorf to call the question. **Motion to call the question failed.** Ayes-9, Nays-10 (Materese, Moran, Whalen, Nirchi, LaBare, Merrill, Garnar, Hutchings, Herz, Buchta). **Amendment failed.** Ayes-6, Nays-13. (Keibel, Sanfilippo, Moran, Messina, Pasquale, Howard, Garnar, Hutchings, Diffendorf, Marinich, Herz, Buchta, Reynolds). Ms. Messina made a motion, seconded by Mr. Howard to call the question. **Motion to call the question carried.** Ayes-11, Nays-8 (Materese, Nirchi, LaBare, Garnar, Hutchings, Diffendorf, Herz, Buchta). Resolution as presented carried. Ayes-11, Nays-8 (Keibel, Whalen, Nirchi, LaBare, Pasquale, Merrill, Hutchings, Herz)

Mr. Materese acknowledged the employees that made sacrifices for an agreement to be made in the labor contract negotiations.

Mr. Klipsch stated that the Environmental Management Council will be participating again in Earth Fest this Saturday at the MacArthur Park and School and encouraged everyone to attend.

Mr. Keibel made a motion to adjourn, Seconded by Mr. Garnar Mr. Messina . **Motion to adjourn Carried,** Ayes-19, Nays-0. The meeting was adjourned at 7:27 P.M.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
MAY 18, 2010**

The Legislature convened at 5:09 P.M. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-19, Absent-0.

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

Ms. Messina made a motion, seconded by Mr. Moran, that the Regular Session minutes of April 22, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-19, Nays-0.

Mr. Reynolds noted that the committee minutes for the period April 22, 2010 through May 17, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Ms. Messina, seconded by Mr. Pasquale. **Carried**, Ayes-19, Nays-0.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Reynolds announced that there would be a 30 day review from June 1st through June 30th for Agricultural District #5.

Mr. Reynolds invited County Executive Fiala to the podium who presented the Pelletier Institute Certificate to Christopher H. Marion.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala
 - 1. Appointment to the Broome County Youth Bureau Advisory Board

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds
 - 1. Designation for Ronald J. Keibel on 5/4/2010
 - 2. Designation for Stephen D. Herz on 5/11/2010
 - 3. Designation for Suzann W. Buchta on 5/12/2010
 - 4. Designation for Barry L. Klipsch on 5/13/2010
 - 5. Designation for Jerry F. Marinich on 5/13/2010

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None

- K. Communications:
 - 1. Town of Dickinson, Resolution Supporting Recycling and Extended Producer Responsibility Legislation
 - 2. Greater Binghamton Association of Realtors – Letter in Support of Property Tax Exemptions
 - 3. Cornell Cooperative Extension – Minutes 3/25/2010
 - 4. BCC Budget Transfers for March 2010
 - 5. Somerset County Commissioners Letter Regarding ISTEAs
 - 6. BC Clerk April 2010 Oil & Gas Revenues
 - 7. BC Clerk of the Legislature, Staff Appointment
 - 8. BC Soil & Water Conservation District – Minutes 4/20/2010
 - 9. Letter from Mark Kunzman Regarding Mineral Rights

WHEREAS, Special Hauling Permits issued by the New York State Department of Transportation pursuant to Section 385 and Title 17, Transportation, New York Code of Rules and Regulations Part 154 allow operation of vehicles on highways under its jurisdiction , and

WHEREAS, Section 385.15 provides that a County may issue a similar Special Hauling Permit for operations on highways under its jurisdiction, and

WHEREAS, this Legislature finds that it is advisable to enact a Local Law allowing the issuance of Special Hauling Permits for vehicles that exceed the gross weight or dimensional limits set forth in Section 385 operating on highways under Broome County's jurisdiction, now, therefore, be it

RESOLVED, that Local Law Intro. No. 4 of 2010, entitled: "A Local Law creating Chapter 100 of the Broome County Charter and Code Providing that a Special Hauling Permit Shall Be Required for Use of County Roads by Certain Vehicles that Exceed the Weight or Dimensional Limits in Section 385 of the Vehicle and Traffic Law of the State of New York," be and the same hereby is adopted and approved in accordance with the Broome County Charter, the Municipal Home Rule Law and all applicable statutes and laws pertaining thereto.

LOCAL LAW INTRODUCTORY NO. 4 OF 2010

A LOCAL LAW CREATING CHAPTER 100 OF THE BROOME COUNTY CHARTER AND CODE PROVIDING THAT A SPECIAL HAULING PERMIT SHALL BE REQUIRED FOR USE OF COUNTY ROADS BY CERTAIN VEHICLES THAT EXCEED THE WEIGHT OR DIMENSIONAL LIMITS IN SECTION 385 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK."

Be it enacted by the Legislature of the County of Broome as follows:

Section 1 Chapter 100 of the Broome County Charter and Code shall be and hereby is adopted to read as follows:

Chapter 100-1. Authority for this Local Law

This Local Law is enacted pursuant to the authority of Vehicle & Traffic Law Section 385(15) authorizing a County to issue a Special Hauling Permit (hereinafter "Permit") to operate or move a vehicle or a combination of vehicles, the weights or dimensions of which exceed the limitations provided in Section 385 on County roads or highways, similar to that *permit* issued by the State of New York relating to the state system of highways.

Chapter 100-2. Permit Requirement

A. A vehicle or a combination of vehicles, the weights or dimensions of which exceed the limitations provided in Section 385 shall not be operated on County roads or highways unless a Permit has been issued in accordance with the provisions of this Local Law.

B. The Commissioner of Public Works (hereinafter the "Commissioner") of the County of Broome (hereinafter the "County") is hereby designated as the authority to receive applications for permits to operate or move a vehicle or a combination of vehicles, the weights or dimensions of which exceed the limitations provided in Section 385 on County roads or highways. Such permit can only be issued to applicants who are eligible for or are holders of valid New York State Hauling Permits issued by the New York Department of Transportation (hereinafter NYSDOT) pursuant to Title 17 Transportation, New York Code of Rules and Regulations Part 154.

Chapter 100-3. Application Form

The Commissioner is hereby authorized to promulgate an application form requesting a Permit. The application form shall include

A. A list of Broome County highway(s) to be used as hauling routes, if any, by the permit holder.

B. Copies of valid New York State Vehicle Registrations for each vehicle.

C. Copies of valid New York State Special Hauling Permits, if any, for each vehicle.

D. Proof of Insurance as required by Chapter 100-6 of this Local Law.

E. The Commissioner is authorized to issue regulations that require additional reasonable information on application forms. Any such regulations must be filed by the Commissioner with the Clerk of the Broome County Legislature.

F. Designation of a Permit Fee as allowed by the State of New York Vehicle and Traffic Law.

Chapter 100-4 Permit Form

The Commissioner is hereby authorized to promulgate the Permit form to be issued upon review and approval of an application for a Permit. In the event that the holder of a NYSDOT Special Hauling Permit(s) presents proof (satisfactory to the Commissioner of Public Works) that such holder, for itself, its agents and sub contractors plans to use more than one vehicle the weights or dimensions of which exceed the limitations provided in Section 385 on County roads or highways vehicle, the holder of the NYSDOT Special Hauling permit(s) may elect to execute a County wide road maintenance agreement in lieu of separate permits for each vehicle(s). Said road maintenance agreement shall conform to the minimum requirements of this local law, shall be executed by the County and the Permit holder and shall include such additional terms as are reasonably required by the Commissioner, including but not limited to insurance, maintenance bond, hauling route designations, traffic schedules, inspections and road surveys. All of the vehicles specifically listed in such agreement, including those owned by the holder, its agents and sub contractors, shall be deemed to be covered by such agreement, and upon execution of the agreement the Commissioner shall issue a blanket permit.

Chapter 100-5. Damage to County Roads

With the exception of normal wear and tear, the permit holder is responsible for all damages done to the roadways, ditches, curbs, sidewalks or other improvements and to public utilities in the roadway. Upon due notice being given to the permit holder and at the County option, the County may request the permit holder to repair all damages, or the County may arrange for the necessary repairs and charge the permit holder for all labor and materials at the prevailing rates.

Chapter 100-6. Insurance

The permit holder must present proof satisfactory to the Commissioner that it has satisfied the insurance requirements of the State of New York Department of Transportation for a single vehicle special hauling permit.

Chapter 100-7. Indemnity and Save Harmless

The Permit holder will be required to agree to fully indemnify, defend, save and hold harmless the County of Broome and all of its departments, bureaus, divisions, boards, officers and employees from and against any and all claims, costs, damages, expenses, charges, risks, losses, lawsuits, judgments, executions, penalties, fines, assessments or any other liability of any type arising out of, occurring in connection with, or resulting from any and all activity to be performed by permit holder pursuant to this permit.

Chapter 100-8. Stop Work Orders

The Commissioner shall have the right and authority to issue stop work orders to those operating in violation of the terms of this local law, or contrary to the permit holder's application or conditions upon which its permit was issued.

Chapter 100-9. Revocation of Permit

Upon the violation of any provisions of this permit, the Commissioner may suspend any permit issued hereunder for no more than thirty (30) days, and following a public hearing at which the permit holder shall have the right to appear and be heard, may revoke any permit on notice to the permit holder.

Chapter 100-10. Special Conditions and Exclusions

A. The permit shall not be assigned or transferred without the written consent of the Commissioner

B. The Commissioner shall be given one day's notice by said permit holder of the date when it intends to begin the activity authorized by the permit, and prompt notice of its completion.

C. The permit shall remain valid only for so long as the permit holder continues to hold a valid New York State Hauling Permit.

D. The permit shall not authorize the holder to exceed the maximum gross weight limit authorized for crossing any weight posted bridge.

E. Due to the vital nature of the following vehicles in providing public services deemed necessary in preventing emergencies or in safeguarding the public health, safety and welfare, and since overweight vehicles may be required to perform these services, the following vehicles are granted exemptions from the permitting process of this local law:

- (1) Maintenance, repair and service vehicles owned and operated by the County of Broome or municipal corporations located in the County of Broome and on official County or municipal business.
- (2) Maintenance, repair and service vehicles owned and operated by a utility company or authority and on official utility business.
- (3) Emergency vehicles and vehicles owned by New York or municipal corporations of New York.

F. Nothing contained in this Chapter shall be deemed to limit the right to farm as set forth in Article 25-AA of the New York State Agricultural and Markets Law.

Chapter 100-11 Violation of Local Law; Penalties

A. Any person who shall operate or move a vehicle or a combination of vehicles, the weights or dimensions of which exceed the limitations provided in Section 385 on County roads or highways without obtaining the permit required hereunder shall be guilty of a Class A misdemeanor, which shall be punishable by a fine not exceeding One Thousand (\$1,000.00) Dollars.

B. In addition to the above prescribed penalties, the County Board may in its discretion maintain an action or proceeding in the name of the County in a court of competent jurisdiction to compel compliance with this Local Law by injunction, abatement or otherwise compel cessation of each violation, and obtain restitution to the County for costs incurred by the County in remedying each violation, including but not limited to reasonable attorney's fees.

Chapter 100-12. Severability

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the County Board of the County of Broome hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Chapter 100-13. Repealer

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 2.

This Local Law shall take effect January 1, 2011 after filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

The Resolution was amended in committee and is an automatic **holdover**.

RESOLUTION NO. 201

By Personnel, Human Services, and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that in accordance with a request contained in PCR# 10-107 from the Commissioner of Social Services, this County Legislature hereby authorizes the position of Community Service Worker, Grade 8, Union Code 04 CSEA, minimum salary \$11.85 per hour at budget line 35010006.6001000.3510197, to be abolished effective April 1, 2010, as the grant is no longer funded, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 10-108 from the Commissioner of Social Services, this County Legislature hereby authorizes the position of Social Services Examiner, Grade 11, Union Code 04 CSEA, minimum salary \$13.73 per hour at

budget line 35010006.6001000.3510217, to be abolished effective April 1, 2010, as the grant is no longer funded.

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 202

By Finance, Personnel, and Public Health and Environmental Protection Committees
 Seconded by Mr. LaBare

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF MENTAL HEALTH

RESOLVED, that in accordance with a request from the Commissioner of Mental Health, in order to allocate funds to cover the cost of materials and labor incurred for moving into the Kelly Building, as requested in Journal ID#5280, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Fund</u>	<u>Title</u>	<u>Amount</u>
FROM:	26000004	6001000	1010	Salaries Full-Time	\$ 47,651
	26000004	6008001	1010	State Retirement	\$ 1,129
	26000004	6008002	1010	Social Security	\$ 631
	26000004	6008003	1010	Mandatory Medicare	\$ 147
	26000004	6008006	1010	Life Insurance	\$ 4
	26000004	6008007	1010	Health Insurance	\$ 3,173
	26000004	6008010	1010	Disability Insurance	\$ 26
Total					\$ 52,761
TO:	26000004	6004021	1010	Bldg Maintenance Supplies	\$ 39,085
	26000004	6004023	1010	Bldg Maintenance Supplies	\$ 3,500
	26000004	6004619	1010	Bldg & Gr. Supp. Svc. Chgbk	\$ 10,176
Total					\$ 52,761

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 203

By Finance Committee
 Seconded by Mr. LaBare

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE ENVIRONMENTAL PROTECTION AGENCY FOR RELEASE OF EPA'S CERCLA LIEN AND WAIVER OF RIGHT OF REDEMPTION FOR THE OFFICE OF REAL PROPERTY TAX SERVICES

WHEREAS, the United States Environmental Protection Agency performed cleanup response actions pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA or Superfund), as amended, and

WHEREAS, Broome County has liens against real property within the "Superfund" site (2 Titchener Place, 121 Walnut Street and 2 Erie Street in the City of Binghamton, State of New York), and

WHEREAS, Broome County plans to seek the private redevelopment of the property through solicitation of proposals for such redevelopment, and in that connection, may seek grant funding through New York State in order to enhance the prospects of such redevelopment, and

WHEREAS, in connection with the potential redevelopment of the property, Broome County plans to foreclose its liens and acquire the property and may, thereafter, transfer the property to another local government entity within the County so that the such local governmental entity or quasi-governmental agency might apply for New York State grants, participate in the selection of the developer, and transfer the property to the developer or other end user, and

WHEREAS, Broome County desires that EPA remove its CERCLA lien and waive its right of redemption in order to facilitate the potential redevelopment of the property, and

WHEREAS, the EPA supports the redevelopment of former Superfund sites and is willing to remove its lien and waive its right of redemption in consideration of compensation on account of EPA's CERCLA lien, now therefore be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Environmental Protection Agency for release of the EPA's CERCLA lien and waiver of right of redemption for property within the "Superfund" site, 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-19, Nays-0.

RESOLUTION NO. 204

By Finance Committee

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF LEASE OF 312 MAPLE STREET TO JOSEPH AND CAROLE BELARDINELLI FOR 2010-2013

WHEREAS, this County Legislature by Resolution 86 of 1996 authorized the lease of real property located at 312 Maple Street, Endicott, N.Y. to Joseph and Carole Belardinelli for the period of five years commencing April 1, 1996 with an option to purchase the premises, and

WHEREAS, pursuant to Resolution 352 of 2001 the lease and option to purchase was renewed for an additional term of five years commencing April 1, 2001, and

WHEREAS, pursuant to Resolution 171 of 2006 the lease and option to purchase was renewed for an additional term of two years commencing April 1, 2006, and

WHEREAS, pursuant to Resolution 378 of 2009 the lease and option to purchase was renewed for an additional term of two years commencing April 8, 2008, and

WHEREAS, Broome County took title to the premises through a tax foreclosure proceedings and the premises were discovered to be contaminated, and

WHEREAS, Broome County is working with the New York State Department of Environmental Conservation to clean up the contamination, and

WHEREAS, Broome County, working with its environmental engineer, has formulated a work plan for remediation of the contamination and it is anticipated to begin the remediation within the next few weeks to be completed within the next year so that the property may be purchased, and

WHEREAS, the Belardinelli's have requested that until the property has been remediated that the lease be renewed under the same terms and conditions including the right to purchase the premises, with the provision that they would be able to sublet a portion of the premises, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the April 1, 1996 agreement with Joseph Belardinelli and Carole Belardinelli of 307 Chaumont Drive, Endwell, N.Y. 13760 as subsequently renewed for the lease by Broome County to the Belardinelli's of real property known as 312 Maple Street, Endicott, N.Y. for an additional term of three years commencing April 1, 2010 and be it

FURTHER RESOLVED, that said renewal shall be on the same terms and conditions as the April 1, 1996 lease provided that the Belardinelli's shall have the right to sublet a portion of the premises and further provided that until such time as the environmental cleanup has been completed and the property restored to the tax roll that the Belardinelli's shall owe no real property taxes from April 1, 1996 to the time the property is restored to the tax rolls, and further provided that any rent in arrears shall be added to the original purchase price, 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.

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 205

By County Administration and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING AN AGREEMENT WITH ONONDAGA COUNTY HEALTH DEPARTMENT FOR MEDICAL EXAMINER AND FORENSIC LABORATORY SERVICES FOR THE LAW DEPARTMENT-CORONERS

WHEREAS, the Chief Assistant County Attorney requests authorization for an agreement with Onondaga County Health Department for Medical Examiner and Forensic Laboratory Services at the rates attached as Exhibit "A" for the period May 1, 2010 until termination with 30 days written notice, and

WHEREAS, said agreement is necessary for medical examiner and forensic laboratory services to Broome County on an as needed basis, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Onondaga County health Department, 421 Montgomery Street, 9th Floor, Syracuse, New York 13202 for medical examiner and forensic laboratory services for the Law Department-Coroners for the period May 1, 2010 until termination with 30 days written notice, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates attached as Exhibit "A" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 03000001.6004143 (Transportation) and 03000001.6004123 (Medical/Hospital), 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-19, Nays-0.

RESOLUTION NO. 206

By County Administration and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING AN AGREEMENT WITH NTS DATA SERVICES FOR SOFTWARE FOR THE BOARD OF ELECTIONS FOR 2010-2015

WHEREAS, the Deputy Commissioners of the Board of Elections request authorization for an agreement with NTS Data Services for software at a cost not to exceed \$40,000, for the period May 1, 2010 through April 30, 2015, and

WHEREAS, said agreement is necessary for an Asset Tracking Data System that is required at the State and Federal level, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with NTS Data Services, 1342 Military Road, Niagara Falls, New York 14304 for software for the Board of Elections for the period May 1, 2010 through April 30, 2015, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,000 per year, total amount not to exceed \$40,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 07000001.6004055.0710004 (Computer Software), 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-19, Nays-0.

RESOLUTION NO. 207

By County Administration, Finance and Public Safety and Emergency Services Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING A HOME RULE REQUEST REGARDING AN AMENDMENT TO THE COUNTY LAW TO INCREASE THE SURCHARGE FOR ACCESS LINES FOR THE ENHANCED 911 EMERGENCY LAND-LINE TELEPHONE SYSTEM

WHEREAS, this County Legislature previously adopted Resolution 612 of 2009 requesting the New York State Legislature adopt an amendment to County Law to increase the surcharge for access lines for the enhanced 911 emergency land line telephone system, and

WHEREAS, Assembly Bill A10221 and Senate Bill S7628 have been introduced into the New York State Assembly and Senate, respectively, to amend the County Law to provide that the Broome County Legislature increase the surcharge for access lines for the enhanced 911 emergency land line telephone system as set forth in County Law Section 303, and

WHEREAS, pursuant to Article IX of the Constitution of the State of New York, it is necessary for this Legislature to enact a Home Rule Request for the purpose of said legislation, now, therefore, be it

RESOLVED, that this County Legislature hereby urges and approves the adoption and passage of said Assembly Bill A10221 and Senate Bill S7628 entitled "AN ACT to amend the county law, in relation to authorizing the county of Broome to impose an additional surcharge of not more than sixty-five cents on each telephone access line for enhanced 911 emergency service costs; and providing for the repeal of such provisions upon expiration thereof" and hereby declares that a necessity exists for the passage of such bill and that the local Legislative Body of the County of Broome does not have the power to enact such legislation by local law, and be it

FURTHER RESOLVED, that a Home Rule Request be submitted to the Senate and Assembly of the New York State Legislature indicating the necessity exists for the enactment of said legislation.

Held over by Mr. Marinich.

RESOLUTION NO. 208

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

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 2001-2009

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, 594 of 2006, 747 of 2007 and 587 of 2008, 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, 2009, 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 through December 31, 2010 to cover any post submission follow up activity that may be requested by the State regarding the nursing home feasibility study and certificate of need, 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 to March 1, 2001 through December 31, 2010, 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, 594 of 2006, 747 of 2007 and 587 of 2008, 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.

Mr. Sanfilippo made a motion, seconded by Mr. Materese to amend the title to "Fontanese, Folts, Aubrecht, Ernst Architects PC" and the 1st Resolved paragraph to "Fontanese, Folts, Aubrecht, Ernst Architects PC, 6395 West Quaker Street, Orchard Park, New York 14127".
Amendment carried. Ayes-19, Nays-0. Resolution as amended carried. Ayes-19, Nays-0.

RESOLUTION NO. 209

By Public Health and Environmental Protection Committee Seconded by Mr. LaBare
RESOLUTION APPROVING THE CREDENTIALING AND REAPPOINTMENT OF MEDICAL STAFF AT THE BROOME COUNTY HEALTH DEPARTMENT

WHEREAS, New York State's Official Compliance of Codes, Rules and Regulations requires the operator of an Article 28 Diagnostic and Treatment Center to review the assignment of clinical privileges for the medial and dental staff every two years, and

WHEREAS, the Broome County Health Department Credentials Committee completed its review of Christopher Ryan, M.D., Medical Director, Broome County Health Department, Medical Director, Immunization Clinic; Daniel Young, M.D., Medical Director, STD/HIV and Employee Health Clinics; and Richard Baron, M.D., Medical Director, Chest Clinic, and recommends reappointment to the medial staff, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the credentialing of Christopher Ryan, M.D., Daniel Young, M.D., and Richard Baron, M.D and reappointment to the medical staff at the Broome County Health Department, 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-19, Nays-0.

RESOLUTION NO. 210

By Human Services Committee Seconded by Mr. LaBare
RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY YOUTH BUREAU ADVISORY BOARD

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Beth Roberts 154 North Road Windsor, New York 13865	December 31, 2012 New Appointment

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 163 of 1971 and Resolution 133 of 1976, hereby confirms the appointment of the above-named individual to membership on the Broome County Youth Bureau Advisory Board for the term indicated, in accordance with the appointment by the County Executive.

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 211

By Personnel, Public Health and Environmental Protection, and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request contained in PCR# 10-113 from the Director of the Broome County Department of Health, this County Legislature hereby authorizes the position of Public Health Educator, Grade 18, Union Code 70 (Not Represented), minimum salary \$19.52 per hour at budget line 25010004.6001001.2510339, to be changed to Public Health Educator, Grade 18, Union Code 08 CSEA, minimum salary \$19.52 per hour at budget line 25010004.6001001.2510339, to increase FTE on grant to meet staffing needs for remainder of grant year.

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 212

By Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THERAPEEDS PHYSICAL THERAPY OF UPSTATE NEW YORK PLLC (D/B/A G & E THERAPIES) FOR THERAPY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2010

WHEREAS, this County Legislature, by Resolution 641 of 2009, authorized renewal of the agreement with Therapeeds Physical Therapy of Upstate New York PLLC (d/b/a G & E Therapies) for therapy services for the Willow Point Nursing Home at an amount not to exceed \$18,500 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement provides physical, speech and occupational therapy services in the absence of a staff therapist for residents at the Willow Point Nursing Home, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$15,000, and

WHEREAS, the Director 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 Therapeeds Physical Therapy of Upstate New York PLLC (d/b/a G & E Therapies), 1977 Marshland Road, Apalachin, New York 13732 to increase the not to exceed amount by \$15,000 for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$33,500, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 27020504/27020304/27020604.6004405 (Rehab & Therapy Services), and be it

FURTHER RESOLVED, that Resolution 641 of 2009, 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-19, Nays-0.

RESOLUTION NO. 213

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS AND RESPONSE TO BIOTERRORISM PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 339 of 2009, as amended by Resolution 614 of 2009, authorized and approved renewal of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant for the Department of Health and

adopted a program budget in the amount of \$652,569 for the period August 10, 2009 through August 9, 2010, and

WHEREAS, said program grant is designed to develop and assist in the implementation of response plans that address all forms of communicable disease outbreaks and terrorist threats including geological, chemical, and radiological, to include training, functional drills/exercises, refinement of redundant communication/technology infrastructure, community training, and continuity of operations among other required deliverables, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$250,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant to reflect an increase of \$250,000 for the period August 10, 2009 through August 9, 2010, 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 \$902,569, and be it

FURTHER RESOLVED, that Resolutions 339 and 614 of 2009, 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-19, Nays-0.

RESOLUTION NO. 214

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF THE CHILDHOOD LEAD POISONING PREVENTION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 68 of 2010, authorized and approved renewal of the Childhood Lead Poisoning Prevention Program Grant for the Department of Health and adopted a program budget in the amount of \$69,702 for the period April 1, 2010 through March 31, 2011, 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 a decrease in the amount of \$34,851 in grant appropriations and amend the period to April 1, 2010 through September 30, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Childhood Lead Poisoning Prevention Program Grant to reflect a decrease of \$34,851 and amend the period to April 1, 2010 through September 30, 2010, 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 \$34,851, and be it

FURTHER RESOLVED, that Resolution 68 of 2010, 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-19, Nays-0.

RESOLUTION NO. 215

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF THE CANCER SERVICES PARTNERSHIP OF CHEMUNG AND SCHUYLER COUNTIES HRI PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 342 of 2009, authorized and approved renewal of the Cancer Services Partnership of Chemung and Schuyler Counties HRI Program Grant for the Department of Health and adopted a program budget in the amount of \$36,512 for the period June 30, 2009 through June 29, 2010, and

WHEREAS, said program grant provides early screening and detection of breast and cervical cancer to uninsured and under-served individuals in Chemung and Schuyler Counties, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$5,477 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Cancer Services Partnership of Chemung and Schuyler Counties HRI Program Grant to reflect an increase of \$5,477 for the period June 30, 2009 through June 29, 2010, 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 \$41,989, and be it

FURTHER RESOLVED, that Resolution 342 of 2009, 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-19, Nays-0.

RESOLUTION NO. 216

By Public Works and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AGENCY (NYSERDA) GRANT FUNDING FOR ENERGY MANAGEMENT PERSONNEL FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2010-2011

WHEREAS, the Commissioner of Public Works requests authorization to accept New York State Energy Research Development Agency (NYSERDA) Grant Funding for Energy Management Personnel for the Department of Public Works in the amount of \$150,000 for the period June 1, 2010 through December 31, 2011, and

WHEREAS, said funding will be used for an Energy Manager to help reduce energy expenses, survey and analyze key County assets for a prioritized list of energy and environmental savings opportunities; develop a County-wide greenhouse gas inventory, goals, and plan; and provide outreach to residents, businesses, municipalities, school districts, and hospitals in the community to help them reduce their energy costs and emissions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$150,000 from New York State Energy Research and Development Authority, 17 Columbia Circle, Albany, New York 12203-6399 for Energy Management Personnel for the Department of Public Works for the period June 1, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that the funding hereinabove authorized will be credited to budget line 15020101.5000808.1510001 (Other State Aid), 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 \$150,000, 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-19, Nays-0.

RESOLUTION NO. 217

By Public Works and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AGENCY (NYSERDA) GRANT FUNDING FOR WILLOW POINT NURSING HOME LIGHTING RETROFIT FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2010-2011

WHEREAS, the Commissioner of Public Works requests authorization to accept New York State Energy Research Development Agency (NYSERDA) Grant Funding for the Willow Point Nursing Home Lighting Retrofit for the Department of Public Works in the amount of \$87,045 for the period June 1, 2010 through December 31, 2011, and

WHEREAS, said funding will be used to retrofit 1,200 fluorescent fixtures at the Willow Point Nursing Home, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$87,045 from New York State Energy Research and Development Authority, 17 Columbia Circle,

Albany, New York 12203-6399 for Willow Point Nursing Home Lighting Retrofit for the Department of Public Works for the period June 1, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that the funding hereinabove authorized will be credited to budget line 15020101.5000808.1510002 (Other State Aid), 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 \$87,045, 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-19, Nays-0.

RESOLUTION NO. 218

By Finance Committee

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS PURSUANT TO SECTION 261 OF THE TAX LAW OF THE STATE OF NEW YORK

WHEREAS, the County Clerk and the Commissioner of Finance have presented their report concerning mortgage tax receipts for the period October 2009 through March 2010, pursuant to Section 261 of the Tax Law of the State of New York, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay the Treasurer of the City of Binghamton and to respective Supervisors or Mayors of the 23 Towns and Villages of Broome County, those amounts listed:

**SEMI-ANNUAL MORTGAGE TAX DISTRIBUTION
October 2009 through March 2009**

Dickinson	Village of Port Dickinson	2,740.91
	Outside	16,987.63
Lisle	Village of Lisle	287.34
	Outside	6,015.56
Sanford	Village of Deposit	715.99
	Outside	9,459.33
Triangle	Village of Whitney Point	2,727.90
	Outside	13,354.98
Union	Village of Johnson City	29,738.75
	Village of Endicott	26,226.86
	Outside	188,041.72
Windsor	Village of Windsor	1,431.78
	Outside	26,587.84
Barker		9,941.19
Binghamton (Town)		41,498.45
Chenango		107,207.72
Colesville		18,490.80
Conklin		36,007.51
Fenton		28,290.99

FURTHER RESOLVED, that in accordance with a request from the Director of Health , in order to support an outreach plan designed to meet the WIC Outreach Plan-FFY2010, as requested in Journal ID#5887, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Dept ID</u>	<u>Acct Code</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6004148	2510346	Reserve for Program	\$ 56,150
Total					\$ 56,150
TO:	25010004	6001002	2510346	Salaries Temporary	\$ 32,650
	25010004	6004160	2510346	Mileage and Parking	\$ 500
	25010004	6004161	2510346	Travel Hotel & Meals	\$ 1,400
	25010004	6008001	2510346	State Retirement	\$ 3,428
	25010004	6008002	2510346	Social Security	\$ 2,496
	25010004	6008004	2510346	Workers Compensation	\$ 326
	25010004	6008007	2510346	Health Insurance	\$ 14,904
	25010004	6008010	2510346	Disability Insurance	\$ 120
	25010004	6008011	2510346	Unemployment Insurance	\$ 326
Total					\$ 56,150

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 221

By County Administration Committee

Seconded by Mr. LaBare

RESOLUTION OF THE BROOME COUNTY LEGISLATURE IN SUPPORT OF ASSEMBLY BILL A-9919 AND SENATE BILL S-7338

WHEREAS, the Vehicle and Traffic Law of the State of New York places the responsibility of operating Department of Motor Vehicle offices to 51 Counties across New York State through their respective County Clerk, and

WHEREAS, our county taxpayers bear the cost of running local Department of Motor Vehicle operations, and

WHEREAS, our current share of certain transaction fees is 12.7%, available only if a customer appears in person or 'mails in' their request, and

WHEREAS, numerous transactions that we are required to perform are time consuming, labor intensive and often times New York State does not allow the County any fee, and

WHEREAS, we are often competing with the New York State Department of Motor Vehicles for limited business in order to sustain our operations, and

WHEREAS, the Commissioner of Motor Vehicles has advised the New York State Association of County Clerks that 35 online transactions are currently available for customers via the NYS DMV website and more online transactions can be expected in the near future leaving the County with even fewer revenue sharing opportunities to maintain offices open to the public, now, therefore be it

RESOLVED, the Broome County Legislature supports Assembly Bill A-9919 and companion Senate Bill S-7338, allowing County Clerks who operate DMV offices to retain a share of fees collected from County residents for motor vehicle transactions completed through the New York State DMV website, and be it further

RESOLVED, the clerk of this legislative body is hereby authorized and directed to transmit copies of this resolution to Governor David A. Paterson, state Senator Thomas W. Libous, Assemblywoman Donna A. Lupardo, Assemblyman Clifford W. Crouch and Assemblyman Gary D. Finch.

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 222

By County Administration Committee

Seconded by Mr. Moran

RESOLUTION APPROVING THE NAME OF THE NEW INTERMODAL CENTER "THE GREATER BINGHAMTON TRANSPORTATION CENTER" AND NAMING THE BUILDING "CONGRESSMAN HINCHEY'S HUB"

WHEREAS, the County Executive requests authorization to approve the name of the new intermodal center "The Greater Binghamton Transportation Center" and naming the building "Congressman Hinchey's Hub" and

WHEREAS, Congressman Hinchey secured funding in 1996 for the intermodal center and kept the funding secure until the project began in 2005, and

WHEREAS, Congressman Maurice D. Hinchey also secured federal transportation funding for hybrid buses for BC Transit which will have its junction at the Greater Binghamton Transportation Center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approved naming the new intermodal center "The Greater Binghamton Transportation Center" and naming the building "Congressman Hinchey's Hub", 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-3 (Keibel, Pasquale, Diffendorf).

RESOLUTION NO. 223

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

RESOLUTION AUTHORIZING ACCEPTANCE OF A BOOKS AND BABIES PROGRAM GRANT FOR THE BROOME COUNTY PUBLIC LIBRARY FOR 2010-2012

WHEREAS, the Director of the Broome County Public Library requests authorization to accept a Books and Babies Program Grant in the amount of \$1,000 and adopt a program budget in the amount of \$4,000 for the period April 20, 2010 through March 31, 2012, and

WHEREAS, said program grant will provide coupons for a free board book to all parents of newborns at UHS Wilson Regional Medical Center and encourage registration for library cards, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,000 from the Community Foundation for South Central New York, 70 Front Street, Binghamton, New York 13905 for the Broome County Public Library's Books and Babies Program for the period April 20, 2010 through March 31, 2012, with the remaining program funds being contributed by the Friends of the Broome County Public Library, 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 \$4,000, 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-19, Nays-0.

RESOLUTION NO. 224

By County Administration

Seconded by Mr. LaBare

RESOLUTION SUPPORTING THE PROPOSED RENAMING OF A PORTION OF THE BRANDYWINE HIGHWAY TO THE OFFICER ALDO ROSSI JR. HIGHWAY

WHEREAS, Officer Aldo Rossi had served as a part-time officer with the Port Dickinson Police Department for 15 months and also served as a part-time police officer with the Deposit Police Department, and

WHEREAS, Officer Rossi succumbed to injuries sustained on Sunday, July 27, 2008 when he was struck by a drunk driver on Route 7 while waiting for a Department of Transportation truck to remove a tree that had fallen across the roadway, and

WHEREAS, family and friends of Officer Rossi believe he deserves a lasting memorial and would like to see a portion of the Brandywine Highway named after the Village of Port Dickinson Officer to honor Officer Rossi and to remind motorists of the consequences of drunk driving, and

WHEREAS, it is anticipated that bills will be introduced in the New York State Senate and Assembly authorizing the renaming of the Brandywine Highway to the Officer Aldo Rossi Jr. Highway, and

WHEREAS, Broome County supports this effort to create a memorial for Officer Rossi, now, therefore, be it

RESOLVED, that Broome County Government encourages the New York State Legislature and Governor to adopt legislation authorizing the renaming of a portion of the Brandywine Highway to the Officer Aldo Rossi Jr. Highway, and be it

FURTHER RESOLVED, that the Clerk of the Broome County Legislature shall be directed to forward this resolution to the appropriate State officials.

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 225

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE CENTER FOR APPLIED COMMUNITY RESEARCH AND DEVELOPMENT AT BINGHAMTON UNIVERSITY FOR COMPLETION OF THE DEPARTMENT OF HEALTH'S H1N1 RESPONSE AFTER ACTION REVIEW AND REPORT FOR 2010

WHEREAS, the Director of Public Health requests authorization for an agreement with the Center for Applied Community Research and Development at Binghamton University for completion of the Department of Health's H1N1 Response After Action Review and Report, at a cost not to exceed \$50,000 for the period May 19, 2010 through August 9, 2010, and

WHEREAS, said agreement is necessary to determine why residents of Broome County did or did not receive the H1N1 vaccine by conducting an online survey through the Health Department with analysis by the CACRD, interviewing various cohorts for more in-depth information concerning their choices to receive or not to receive the H1N1 vaccine and providing a flow analysis of vaccine and information through the medical system in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Center for Applied community Research and Development at Binghamton University, PO Box 6000, Binghamton, New York 13902 for completion of the Department of Health's H1N1 Response After Action Review and Report for the period May 19, 2010 through August 9, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$50,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004255.2510343 (Contracted Services), and be it

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

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

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 226

By County Administration, Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION SUPPORTING A TEMPORARY EXTENSION OF ENHANCED FEDERAL MEDICAID MATCHING FUNDS PROVIDED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA)

WHEREAS, Medicaid is a federal, state, and local health care program whose costs and administration represents the largest component of the state and local fiscal relationship in New York, currently totaling over \$51 billion annually, and

WHEREAS, since the program's inception, counties across the state have struggled to fund the growth of the Medicaid local share and even with local budget austerity measures the programs cost has resulted in higher property taxes, higher sales taxes, and a decline in county services, and

WHEREAS, while a local government Medicaid "cap" has been implemented in New York in an effort to provide some budget stability and help shield local taxpayers from the impact of excessive Medicaid growth, counties remain concerned with the future sustainability of the Medicaid program, the effect on other state and local budget priorities, and the overall outlook for New York's economic competitiveness, and

WHEREAS, Congress has provided an increase in Federal Medicaid matching funds, set to expire on December 31, 2010, to all states under the American Recovery and Reinvestment Act in recognition of the recent fiscal crisis, and

WHEREAS, in addition to providing fiscal relief to the State of New York, this increase also provides direct fiscal relief to local governments in New York State which helps ease the local property and sales tax burden for all New Yorkers, and

WHEREAS, the U.S. Senate, House and the President all support a six month extension of this critical temporary enhanced Medicaid assistance through June 30, 2011 because of the continued fiscal pressures experienced by state and local governments due to further declines in tax revenues and increased demand for public services stemming from the recession, and

WHEREAS, New York and twenty-three other states, have included a six month extension of this enhanced funding in their budgets for the coming year, it is imperative that Congress enact a six month extension of enhanced Medicaid assistance payments as soon as possible, to allow states to finalize their budgets without having to fill even larger budget holes with tax increases or service cuts that would be necessary in the absence of this federal funding, now, therefore, be it

RESOLVED, that Broome County supports a six month extension of the enhanced Federal Medical Assistance Percentage (FMAP) as established under the American Recovery and Reinvestment Act, and be it

FURTHER RESOLVED, that Broome County, together with the New York State Association of Counties (NYSAC) calls upon the Governor and the State Legislature to encourage the New York Congressional Delegation to support this six month extension, and be it

FURTHER RESOLVED, that Broome County will forward copies of this Resolution to Governor David A. Paterson, the New York State Legislature, the New York Congressional Delegation, NYSAC and all others deemed necessary and proper.

Carried. Ayes-19, Nays-0.

Mr. Whalen reminded everyone of the financial presentation on Wednesday, May 19th.

Mr. Materese commented that he would like to have a public hearing before voting on the Local Law for Exemptions for Home Improvements. Mr. LaBare believes there needs to be more education on exactly what would be covered.

Mr. Klipsch congratulated Jennifer Royer on her appointment as Second Deputy Clerk.

Ms. Messina read excerpts from a letter for support of exemptions for Veterans of the Cold War.

Mr. Howard made a motion to adjourn, seconded by Mr. Whalen . **Motion to adjourn Carried**, Ayes-19, Nays-0, Absent-0. The meeting was adjourned at 5:45 P.M.

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BROOME COUNTY LEGISLATURE

**SPECIAL SESSION
June 3, 2010**

The Legislature convened at 5:00 P.M. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-17, Absent-2 (Hutchings, Buchta).

The Chair, Mr. Reynolds, led the members of the Legislature in the Pledge of Allegiance to the Flag.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Klipsch and Mr. Marinich were designated with Chairman Reynolds in the "Short Roll Call".

RESOLUTION HELD OVER FROM A PREVIOUS SESSION

RESOLUTION NO. 207

By County Administration, Finance and Public Safety and Emergency Services Committees
Seconded by Ms. Messina

RESOLUTION AUTHORIZING A HOME RULE REQUEST REGARDING AN AMENDMENT TO THE COUNTY LAW TO INCREASE THE SURCHARGE FOR ACCESS LINES FOR THE ENHANCED 911 EMERGENCY LAND-LINE TELEPHONE SYSTEM

Mr. Marinich made a motion, seconded by Mr. Materese to amend the resolution to add a paragraph to read "Whereas, if approved, Broome County shall use said funds to finance equipment upgrades and maintenance costs only for its emergency communications equipment and shall not use said funds on personnel expenses, and".

Amendment carried. Ayes-15, Nays-2 (Whalen, Nirchi), Absent-2 (Hutchings, Buchta).

Resolution as amended carried. Ayes-17, Nays-0, Absent-2 (Hutchings, Buchta).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 227

By Public Works and County Administration Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT WITH NYSEG IN CONNECTION WITH RELOCATING TRANSMISSION LINES ALONG DUNHAM HILL ROAD

WHEREAS, the Broome County is involved in relocating a portion of Knapp Road in the Town of Nanticoke and rebuilding a portion of Dunham Hill Road in the Towns of Nanticoke and Barker as part of the construction of a new entrance to Section IV of the Broome County Landfill (the "Project"), and

WHEREAS, it is necessary to relocate certain NYSEG transmission lines along Dunham Hill Road as part of the new Section IV entrance project, and

WHEREAS, the Deputy Commissioner of Public Works for Solid Waste Management has requested authorization to enter into an easement agreement with NYSEG in connection with relocating NYSEG transmission lines on county owned land along Dunham Hill Road in the Town of Nanticoke as part of the new entrance to the Broome County Landfill – Section IV, and

WHEREAS, the Commissioner of Public Works has determined that granting this easement is necessary to complete the project, now, therefore, be it

RESOLVED, that this County Legislature hereby grants an easement to New York State Electric and Gas Corporation (NYSEG), 18 Link Drive, Kirkwood, NY, running through land owned by Broome County north of Dunham Hill Road in the Towns of Nanticoke and Barker as more fully described in a map and property description referred to as Exhibit "A," and be it

FURTHER RESOLVED, that in consideration of the relocation of said transmission lines NYSEG will pay Broome County no sum of money, 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 (Hutchings, Buchta).

RESOLUTION NO. 228

By Public Works and County Administration Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT WITH VERIZON-NEW YORK, INC. IN CONNECTION WITH RELOCATING A POLE AND SUPPORT MECHANISMS ALONG KNAPP ROAD

WHEREAS, the Broome County is involved in relocating portion of Knapp Road in the Town of Nanticoke and rebuilding a portion of Dunham Hill Road in the Towns of Nanticoke and Barker as part of the construction of a new entrance to Section IV of the Broome County Landfill (the "Project"), and

WHEREAS, it is necessary to relocate certain Verizon/NYSEG poles in the vicinity of Knapp Road in the Town of Nanticoke as part of the new Section IV entrance project, and

WHEREAS, the Deputy Commissioner of Public Works for Solid Waste Management has requested authorization to enter into an easement agreement with VERIZON-NEW YORK INC (Verizon) in connection with relocating poles and support mechanisms along Knapp Road on county owned land along Knapp Road in the Town of Nanticoke as part of the new entrance to the Broome County Landfill – Section IV, and

WHEREAS, the Commissioner of Public Works has determined that granting this easement is necessary to complete the project, now, therefore, be it

RESOLVED, that this County Legislature hereby grants an easement to VERIZON-NEW YORK INC (Verizon) 140 West Street, New York, NY running through land owned by Broome County East of Knapp Road in the Town of Nanticoke as more fully described in a map and property description referred to as Exhibit "A," and be it

FURTHER RESOLVED, that in consideration of the relocation of said poles Verizon will pay Broome County no sum of money, 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 (Hutchings, Buchta).

RESOLUTION NO. 229

By Finance, and Public Works Committees Seconded by Mr. Klipsch
RESOLUTION AMENDING THE 2008 CAPITAL IMPROVEMENT PROGRAM FOR THE LANDFILL ROAD RECONSTRUCTION PROJECT

RESOLVED, that the 2008 Capital Improvement Program as amended in resolution 08-239 is hereby revised as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			
			<u>State</u>	<u>Federal/Other</u>	<u>County*</u>	
3820031	Landfill road reconstruction	2,500,000	0	0	2,500,000	
			<u>How Financed:</u>			
			<u>Local Finance</u>	<u>Law Section 11</u>	<u>Bond</u>	<u>Current Revenue</u>
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	
			2008	15	20	2,500,000
						0

TO:

Estimated Construction Cost:

2010 Journal of Proceedings

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Ot</u> <u>her</u>	<u>County*</u>	
3820031	Landfill road reconstruction	2,550,000	0	0	2,550,000	
		<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
		<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current</u> <u>Revenue</u>
		2008	15	20	2,500,000	50,000

*County's portion is funded by tipping fees 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 Fund to provide sufficient cash to proceed and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Hutchings, Buchta).

Mr. Howard made a motion to adjourn, seconded by Klipsch. **Motion to adjourn carried.** The meeting was adjourned at 5:39 P.M.

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**BROOME COUNTY LEGISLATURE
REGULAR SESSION
JUNE 17, 2010**

The Legislature convened at 5:00 P.M. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-18, Absent-1 (Merrill)

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

Ms. Messina made a motion, seconded by Mr. Sanfilippo, that the Regular Session minutes of May 18, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-18, Nays-0, Absent-1 (Merrill).

Mr. Reynolds noted that the committee minutes for the period May 18, 2010 through June 16, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Ms. Buchta, seconded by Mr. Diffendorf. **Carried**, Ayes-18, Nays-0, Absent-1 (Merrill).

ANNOUNCEMENTS FROM THE CHAIR

Mr. Reynolds announced that the Public Hearing on the County Executive's Proposed BCC Budget would be held on July 15, 2010 at 5:00 P.M.

Mr. Moran and Mr. Sanfilippo presented a proclamation to Jerry D'Amigo for his hockey accomplishments.

Mr. Howard and Mr. Marinich presented a proclamation to the Chenango Forks Lunar Research Team.

Mr. Materese presented a proclamation to Jordon Thomas for his accomplishments in track and football.

Ms. McFadden from the Health Department addressed the Legislature on the Employee Wellness Program and encouraged everyone to participate.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala
 - 1. Appointments to the Broome County Library Board of Trustees
 - 2. Appointments to the Broome Community College Board of Trustees
 - 3. Copy of Communication on Resolution 2010-200 sent to Local Municipalities on 6/4/2010

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds:
 - 1. Designation for John F. Hutchings on 6/3/2010
 - 2. Designation for Stephen D. Herz on 6/3/2010
 - 3. Designation for Joseph A. Merrill for week of 6/7/2010
 - 4. Designation for Joseph S. Sanfilippo for week of 6/7/2010
 - 5. Designation for Matthew J. Pasquale on 6/9/2010
 - 6. Designation for Mark R. Whalen on 6/10/2010
 - 7. Formation of Ad Hoc Committee on Intergovernmental Relations

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. PETITIONS: None

C. COMMUNICATIONS:

1. Assemblyman Crouch-Receipt of Resolutions 2010-221,224,226
2. Reality Check Youth Members – Support of Anti-Tobacco Ads
3. Governor Paterson-Receipt of Resolutions 2010-221,224,226
4. BCC Budget Transfers for April 2010
5. BC Clerk May 2010 Oil & Gas Revenues

C. NOTICES:

1. BC Legislature Notice of Special Session 6/3/2010
2. BC Legislature Notice of Special Public Works & Special Session on 6/3/2010
3. BC Legislature Notice of Special Public Works & Finance Committee Meetings and Notice of Special Session on 6/3/2010
4. BC Legislature Notice of 30 Day Public Review of Agricultural District 5
5. BC Legislature Notice of Special Session on 6/17/2010
6. BC Legislature Notice of Public Hearing on the BCC Budget for 2010-2011 on 7/15/2010

D. REPORTS:

1. BCC Recommended 2010-2011 Budget
2. BC Probation 2008 Annual Report
3. Mary Wilcox Library 2011 Budget & Goals
4. BC County Clerk 2009 Annual Report
5. BC CASA 2009 Annual Report
6. BC Sheriff 2009 Annual Report
7. BCC Above Minimum Hire Report April 2010
8. Town of Union Final 2010 Budget
9. BC Audit & Control Employee Final Clearance Payout Audit June 2010
10. BC Finance Bond Issuance

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

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

RESOLUTION NO. 200

By County Administration, Transportation and Rural Development, Public Health and Environmental Protection, and Public Works Committees

Seconded by Mr. Nirchi

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO 4 OF 2010, ENTITLED: "A LOCAL LAW CREATING CHAPTER 100 OF THE BROOME COUNTY CHARTER AND CODE PROVIDING THAT A SPECIAL HAULING PERMIT SHALL BE REQUIRED FOR USE OF COUNTY ROADS BY CERTAIN VEHICLES THAT EXCEED THE WEIGHT OR DIMENSIONAL LIMITS IN SECTION 385 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK."

Carried. Ayes-17, Nays-0, Abstain-1 (Pasquale), Absent-1 (Merrill)

RESOLUTION NO. 230

By County Administration Committee

Seconded by Mr. Herz

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 7 of 2010, ENTITLED "A LOCAL LAW REVISING THE BOUNDARIES OF THE TRIPLE CITIES EMPIRE ZONE"

Carried. Ayes-18, Nays-0, Asent-1 (Merrill)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 231

By County Administration and Public Safety and Emergency Services and Finance Committees
Seconded by Materese

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 6 OF 2010, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE IN RELATION TO THE OFFICE OF THE SHERIFF"

RESOLVED, that Local Law Introductory No. 6 of 2010, entitled: "A Local Law Amending the Broome County Charter and Code in Relation to the Office of the Sheriff", be and the same hereby is adopted and approved in accordance with the Broome County Charter and Administrative Code and all the applicable statutes and laws pertaining thereto.

ARTICLE XXVI

General Provisions

C2606. Filling vacancy in elective office of District Attorney, Sheriff and County Clerk.

A vacancy occurring otherwise than by expiration of term in any elective county office, including but not limited to the offices of District Attorney, Sheriff and County Clerk, shall be filled in accordance with Section 400 of the County Law of the State of New York, [by appointment by the County Executive, subject to confirmation by the County Legislature, of a qualified elector of the county having the same political affiliation as the person last elected to that office. The term of such person so appointed shall be until the commencement of the calendar year next succeeding the first general election after the happening of the vacancy if the vacancy occurs before September 20 of any year. If the vacancy occurs after September 20 of any year, then the term of such person so appointed shall be until the commencement of the second calendar year next succeeding the first general election after the happening of the vacancy, at which election a District Attorney, Sheriff and County Clerk, as the case may be, shall be elected for the balance of the term, if any]

ARTICLE XXIII

Sheriff

§ A2303. Reports.

On or before **[March 1 April 30]** in each year, the Sheriff shall make an annual report for the immediately preceding calendar year, covering generally the work of his office.

The Sheriff shall make such other reports at such times as may be required by the County Legislature, County Executive or any other applicable law. Copies of all reports shall be filed with the Clerk of the County Legislature and the County Executive.

§ A2304. Appointment of Undersheriff and deputies.

(A) The Sheriff shall appoint an Undersheriff and such deputies as shall be authorized by the County Legislature. The Undersheriff shall serve at the pleasure of the Sheriff. **[All deputies above the rank of Sergeant shall serve at the pleasure of the Sheriff, subject to the provisions of this section.]** All promotions to the rank of Captain shall be made from and with the personnel holding the grade or rank of Lieutenant or Sergeant at the time of such appointment, and all promotions to the rank of Lieutenant shall be made from and with the personnel holding the grade or rank of Sergeant at the time of such appointment.

(B) All **[deputies of the Sheriff of the rank or grade of Sergeant and below the rank or grade of Sergeant, including civil deputies of such ranks or grades] Sheriff's deputies, corrections officers, civil deputies, and civilian employees,** are hereby placed in the competitive classified service of the civil service and shall be hired by competitive examinations under the provisions of the Civil Service Law of the State of New York, and such **[deputies of the ranks or grades of Sergeant and below] Sheriff's deputies, corrections officers, civil deputies, and civilian employees** shall be subject to and governed and controlled by the rules and regulations of the New York State Department of Civil Service and the Broome County Department of Personnel.

(C) The Undersheriff shall execute the powers and duties of the Office of the Sheriff in the absence or inability of the Sheriff to act. In the event that a vacancy occurs in the Office of the

Sheriff, the Undersheriff shall execute the powers and duties of the Office until a new Sheriff has been duly elected or appointed and has qualified.

(D) The Sheriff may, within the appropriations provided therefor, appoint **[jail matrons] Corrections Officers** and such other officers and employees as may be necessary to operate the county jail facilities. **[The matron shall have sole charge of the female prisoners and of that portion of the jail facilities in which female prisoners are detained, subject to the direction of the Sheriff. A matron shall be in attendance at all times when females are confined to the jail facilities.]**

(E) The Sheriff or Undersheriff may deputize a person or persons in accordance with the applicable state law.

(F) Each appointment made by the Sheriff or revocation thereof pursuant to this Article shall be in writing and filed with the Department of Personnel records.

§ A2305. Disbursements.

Whenever the Sheriff is required by law to transport a prisoner or any other person and the cost of the transportation is made a county charge by law, the Sheriff or Deputy Sheriff shall, within the appropriations provided therefor, be entitled to his necessary and actual disbursement incurred for travel, lodging and food.

[§ A2306. Board and lodging of jurors.

Whenever it shall be necessary to keep together the members of a jury during their deliberations, the county may direct the Sheriff to furnish specified meals and/or lodging to such jury. The claim for expenses therefor shall be presented to the Commissioner of Finance. The claims must bear the approval of the Sheriff, Undersheriff or other deputy designated by the Sheriff to approve the same and of the judge or clerk of the court for which the jury was chosen. The claims shall be audited and paid as a county charge.]

§ A230[7] **6.** Accounting for fees and funds.

All moneys to which the county may be entitled under and by virtue of the laws of the State of New York or which the Sheriff may receive for services performed by his office shall belong to the county and be collected by the Sheriff, accounted for and paid over to the Commissioner of Finance by a written statement within five days after the expiration of each month. Each monthly statement shall have attached thereto a certification by the Sheriff to the effect that the same is in all respects a full and true statement of all such moneys received by him for the preceding month. At the time of the rendering of any such statement, the Sheriff shall pay to the Commissioner of Finance all moneys received by him since the last preceding monthly statement. Other funds or fees collected by the Sheriff shall be paid over and reported to the Commissioner of Finance as above provided, except where otherwise specifically provided by statute.

§ A230[8] **7** Bond of sheriff.

The Sheriff, Undersheriff and such of his deputies, officers and employees as the County Legislature shall require shall each give a surety bond to the county in a sum fixed by the County Legislature conditioned for the faithful performance of his duties. Such Bond shall be approved as to form by the County Attorney and as to the sufficiency of surety by the County Legislature and filed with the Department of Finance.

Chapter 60: [SHERIFF'S DEPARTMENT] OFFICE OF THE SHERIFF

[HISTORY: Adopted by the Broome County Legislature: Art. I, 2-18-1981 as L.L. No. 2-1981; Art. II, 10-17-1983 as L.L. No. 15-1983. Amendments noted where applicable.]

GENERAL REFERENCES Sheriff — See Charter Art. XXIII and Administrative Code Art. XXIII. Workers' compensation — See Ch. 76. Code enforcement — See Ch. 98. Criminal background checks

— See Ch. 110.[**Sheriff's Department] Office of the Sheriff** fees — See Ch. 125, Art. II.

ARTICLE I Mutual Police Assistance [Adopted 2-18-1981 as L.L. No. 2-1981]

§ 60-1. Requests for assistance authorized.

The Broome County Sheriff, or, during his absence, illness or disability, the individual in command who is authorized to exercise the powers of the Sheriff in emergency situations, is hereby authorized and empowered, whenever he deems the public interest requires it, to request the Chief Executive Officer of any other local government, or the individual duly authorized to act in his behalf, to detail, assign and make available for duty and use in aiding the **Office of the Broome County Sheriff[’s Department]** any part of the forces, equipment and supplies of the Police Department or police force of the local government of which the request is made.

Chapter 86: ALARM SYSTEMS

[HISTORY: Adopted by the Broome County Legislature as indicated in article histories. Amendments noted where applicable.]

ARTICLE I Avoidable Alarms [Adopted 6-18-1992 as L.L. No. 8-1992]

§ 86-2. Registration required; fee.

- A. All residences and businesses containing or installing emergency alarm systems in Broome County connected to the Broome County **Office of the Sheriff [Sheriff’s Department]** and/or the Office of Emergency Services must register with the Broome County **Office of the Sheriff [Sheriff’s Department]** and/or the Office of Emergency Services.
- B. Registration shall be upon forms provided by the Broome County Sheriff. A registration fee of \$5 should be charged at the time the registration is filed with the **Office of the Sheriff [Sheriff’s Department].** [Added 8-18-1994 by L.L. No. 12-1994; amended 4-20-1995 by L.L. No. 5-1995]
- C. Alarm companies shall distribute and collect the registration forms and fee from their customers and file the forms with the Office of the Broome County Sheriff or the Office of Emergency Services. The Office of the Broome County Sheriff shall forward a copy of the registration forms to the Broome County Communications Center. [Added 4-20-1995 by L.L. No. 5-1995; amended 9-21-2000 by L.L. No. 14-2000]
- D. Any residence and/or business containing an emergency alarm system which fails to register the emergency alarm system shall be subject to a charge of \$25 per unregistered alarm system. [Added 4-20-1995 by L.L. No. 5-1995]

§ 86-3. Charges. [Amended 9-21-2000 by L.L. No. 14-2000]

Each alarm user shall pay to Broome County a charge for each and every avoidable alarm after the first three avoidable alarm calls per calendar year per user at a charge of \$25 for the fourth avoidable false alarm each calendar year per user and \$50 for each additional avoidable false alarm per calendar year per user.

§ 86-4. Notification to user; failure to pay charges.

- A. The **Office of the Sheriff [Sheriff’s Department]** and/or the Office of Emergency Services shall notify the alarm user, by mail, of said avoidable alarm call or unregistered alarm, and within 30 days of such notice, the alarm user may appeal to the Broome County Executive by showing proof to demonstrate that the alarm was not an avoidable alarm or unregistered alarm, and the County Executive shall have 10 business days to determine the appeal. [Amended 4-20-1995 by L.L. No. 5-1995]
- B. Should the alarm user fail to pay any and all alarm charges within 30 days of receipt of

notice or receipt of appeal denial, whichever is later, the Broome County Sheriff and/or the Office of Emergency Services shall certify to the Broome County Commissioner of Finance the amount of the penalties.

- (1) If the alarm user is the owner of the real property which contains the residence or business, all alarm charges and penalties shall become a lien upon the real property and shall be included in the next tax bill rendered to the owner, unless paid before, and shall be collected in the same manner as other taxes against the real property.
- (2) If the owner of the real property is not the same person or business as the alarm user and the alarm user fails to pay any penalty assessed, the Broome County Sheriff and/or the Office of Emergency Services may institute a suit in his name in any court of competent jurisdiction to recover penalties, costs and disbursements, including attorney's fees, incurred in the collection of penalties.

ARTICLE II Office of the Sheriff's [Sheriff's Department] Fees [Adopted 2-21-1979 by L.L. No. 1-1979]

§ 125-4. Fees established. [Amended 6-24-1980 by L.L. No. 5-1980; 4-4-1991 by L.L. No. 10-1991]

The County of Broome **[does hereby establish the following]** charges **[and]** fees in connection with services rendered by the Broome County **Office of the Sheriff** **[Sheriff's Department]** at the request of citizens[:] **A schedule of said fees is available through the Office of the Sheriff.**

A. Accident photographs.

- (1) Eight inches by 10 inches, black and white: \$10.
- (2) Eight inches by 10 inches, color: \$15.

B. Identification cards.

- (1) First application: \$7.50.
- (2) Replacement: \$3.

C. Fingerprinting fee: \$7.50 (no charge for pistol permit and citizenship fingerprinting.

D. Accident reports: \$2.]

ARTICLE III Pistol or Revolver License Fees [Adopted 3-22-1988 by L.L. No. 1-1988]

§ 125-5. Fee established.

[The County Clerk shall collect and pay into the County Treasury a license fee of \$10 for the possessing or carrying of a pistol or revolver.]

The Office of the Sheriff processes license applications for the possessing or carrying of a hand gun, pistol, or revolver upon completion of an application or other requirement(s) the Sheriff may establish. A processing fee may apply to such application. Any fees collected in connection with the issuance of said license and not due to the Federal or State government shall be paid into the County Treasury.

Material **[bold brackets]** deleted

Material **bold underlined** added

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

RESOLUTION NO. 232

By Personnel and County Administration Committees Seconded by Mr. Sanfilippo
ADOPTING A STANDARD WORK DAY AND REPORTING RESOLUTION AS REQUIRED BY THE STATE OF NEW YORK

WHEREAS, effective August 12, 2009, the New York State comptroller has issued Regulation 2 NYCRR 315.4 which modifies the reporting requirements for elected and appointed officials who are members of the New York State Retirement System, now therefore, be it

RESOLVED, Richard R. Blythe, Broome County Clerk, pursuant to 2 NYCRR 315.4 (A) has recorded his work activities for a period of three consecutive months and has filed said record with the Clerk of the Legislature of the County of Broome, and be it

FURTHER RESOLVED, that for the sole purpose of reporting days worked to the New York State and Local Employees' Retirement System, the Legislature of the County of Broome hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
County Clerk	Richard R. Blythe	7.5	1/1/2010-12/31/2013	N	23.5

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 (Merrill)

RESOLUTION NO. 233

By Personnel, Public Health and Environmental Protection, and Finance Committees
 Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request contained in PCR# 10-135 from the Director of Public Health, this County Legislature hereby authorizes the creation of Senior Public Health Sanitarian, Grade 20, Union Code 07 BAPA, minimum salary \$44,992, at budget line 25010004.6001001.2510347, effective May 31, 2010 and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 10-136 from the Director of Public Health, this County Legislature hereby authorizes the creation of Senior Public Health Sanitarian, Grade 20, Union Code 07 BAPA, minimum salary \$44,992, at budget line 25010004.6001001.2510348, effective May 31, 2010.

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

RESOLUTION NO. 234

By Personnel, Human Services, and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE OFFICE FOR AGING

RESOLVED, that in accordance with a request contained in PCR# 10-130 from the Director of the Office for Aging, this County Legislature hereby authorizes the creation of Senior

Account Clerk, Grade 09, Union Code 08 CSEA, minimum salary \$12.44 per hour, at budget line 34010006.6001001.3410388, effective June 28, 2010.

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

RESOLUTION NO. 235

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE GRANT-IN-AID PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 353 of 2009, authorized and approved the Grant-In-Aid Program Grant for the Office For Aging and adopted a program budget in the amount of \$13,000 for the period April 1, 2009 through July 31, 2010, and

WHEREAS, said program grant provides funding for new or expanded services to senior centers, and

WHEREAS, it is desired to renew said program grant in the amount of \$75,000 for the period April 1, 2010 through July 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$75,000 from the New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251, for the Office for Aging's Grant-In-Aid Program Grant for the period April 1, 2010 through July 31, 2011, 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 \$78,000, 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 (Merrill)

RESOLUTION NO. 236

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AOA EVIDENCE BASED CHRONIC DISEASE MANAGEMENT GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH RETIRED & SENIOR VOLUNTEER PROGRAM (RSVP) TO ADMINISTER THE OFFICE FOR AGING'S AOA EMPOWERING OLDER PEOPLE PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 350 of 2009, authorized and approved the renewal of the AoA Evidence Based Chronic Disease Management Grant for the Office For Aging, adopted a program budget in the amount of \$64,364 and authorized an agreement by Resolution 349 of 2009 with Retired & Senior Volunteer Program (RSVP) to administer said program for the period August 1, 2009 through July 31, 2010, and

WHEREAS, said grant program is necessary to administer chronic disease management programs and is designed to empower people to take control of their health through evidence-based prevention programs, and

WHEREAS, it is desired to renew said grant program in the amount of \$23,034, adopt a program budget and renew the agreement with Retired & Senior Volunteer Program (RSVP) to

continue to administer said program for the period August 1, 2010 through July 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$23,034 from the New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251, for the Office For Aging's AoA Evidence-based Chronic Disease Management Grant for the period August 1, 2010 through July 31, 2011, 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 \$23,034, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Retired & Senior Volunteer Program (RSVP), 230 Main Street, Binghamton, NY 13905, for administering chronic disease management programs for seniors, for the Office for Aging for the period August 1, 2010 through July 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$20,731 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410417 (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 (Merrill)

RESOLUTION NO. 237

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING ACCEPTANCE OF ARRA CDSMP GRANT – CHRONIC DISEASE SELF-MANAGEMENT PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH RETIRED & SENIOR VOLUNTEER PROGRAM (RSVP) TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, the Office for Aging requests authorization to accept a ARRA CDSMP Grant–Chronic Disease Self-Management Program Grant, to adopt a program budget in the amount of \$26,000 and to enter into an agreement with Retired & Senior Volunteer Program (RSVP) to administer said program for the period August 1, 2010 through July 31, 2011, and

WHEREAS, said program grant will administer chronic disease management programs for seniors and will empower people to take control of their health through evidence-based prevention programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$26,000 from the the New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office for Aging's Chronic Disease Self-Management Programs for Seniors for the period August 1, 2010 through July 31, 2011, 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 \$26,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Retired & Senior Volunteer Program (RSVP) to administer said program grant, for the period August 1, 2010 through July 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$22,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410418 (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) 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 (Merrill)

RESOLUTION NO. 238

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VARIOUS INSTITUTIONAL CHILD CARE PROVIDERS FOR DEPARTMENT OF SOCIAL SERVICES FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 225 of 2009, authorized renewal of the agreements with various vendors as approved by the New York State Office of Children and Family Services for institutional child care services for the Department of Social Services at an amount not to exceed \$16,403,074, for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said services are necessary to provide room, board and various services to children who require placement outside their homes, and

WHEREAS, said agreements expires by their terms on June 30, 2010, and it is desired at this time to renew said agreements on substantially similar terms and conditions, for a total amount not to exceed \$17,237,352, for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with various vendors as approved by the New York State Office of Children and Family Services for institutional child care, including but not limited to those listed in Exhibit "A", for the Department of Social Services for the period July 1, 2010 through June 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at rates not to exceed the Maximum State Reimbursement rates set by New York State, total amount not to exceed \$17,237,352 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 35070006.6004309 (EAF/TANF) 35070006.6004312 (Foster Care Homes/Institutions-CW) 35070006.6004313 (Foster Care Homes/Institutions-ADC) 35070006.6004316 (JD/PINS Institutions-ADC) 35070006.6004317 (JD/PINS Institutions-CW) 35070006.6004328 (EAF JD/PINS) 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 (Merrill)

RESOLUTION NO. 239

By Human Services, Personnel, and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING RENEWAL OF DSS/BU CREDIT AND NON-CREDIT TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 330 of 2009, authorized and approved the renewal of the DSS/BU Credit and Non-Credit Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$58,194 for the period August 1, 2009 through July 31, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$55,627 for the period August 1, 2010 through July 31, 2011, and

WHEREAS, the Commissioner of Social Services requests authority to transfer funds between the Binghamton University and the Broome Community College training contracts without further legislative approval as long as the total amount does not exceed \$137,653, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,627 from New York State Office of Children and Family Services, Capital View Office Park, 52 Washington Street, Rensselaer, NY, 12144 for the DSS/BU Credit and Non-Credit Training Program Grant for the period August 1, 2010 through July 31, 2011, 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 \$55,627 and authorizes the Commissioner of Social Services authority to transfer funds between the Binghamton University and Broome Community College employee training contracts without further legislative approval as long as the total amount does not exceed \$137,653, 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 (Merrill)

RESOLUTION NO. 240

By Human Services, Personnel, and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING RENEWAL OF DSS/BCC CREDIT AND NON-CREDIT TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 116 of 2010, authorized and approved the revision of the DSS/BCC Credit and Non-Credit Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$85,542 for the period August 1, 2009 through July 31, 2010, and

WHEREAS, said program grant provides employees with educational training at Broome Community College for credit and non-credit classes to develop staff job skills, and

WHEREAS, it is desired to renew said program grant in the amount of \$82,026 for the period August 1, 2010 through July 31, 2011, and

WHEREAS, the Commissioner of Social Services requests authority to transfer funds between the Broome Community College and the Binghamton University employee training contracts without further legislative approval as long as the total amount does not exceed \$137,653, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$82,026 from New York State Office of Children and Family Services, Capital View Office Park, 52 Washington Street, Rensselaer, NY, 12144 for the DSS/BCC Credit and Non-Credit Training Program Grant for the period August 1, 2010 through July 31, 2011, 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 \$82,026 and authorizes the Commissioner of Social Services authority to transfer funds between the Broome Community College and Binghamton University employee training contracts without further legislative approval as long as the total amount does not exceed \$137,653, 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 (Merrill)

RESOLUTION NO. 241

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH CCRX OF NEW YORK, LLC FOR PHARMACY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2009

WHEREAS, this County Legislature, by Resolution 514 of 2008, authorized an agreement with CCRx of New York, LLC for pharmacy services for the Willow Point Nursing Home at an amount not to exceed \$561,000, for the period January 1, 2009 through December 31, 2009 with the option for two twelve month renewals under the same terms and conditions and Broome County exercised its option to renew the agreement for the period January 1, 2010 through December 31, 2010 at an amount not to exceed \$545,000, and

WHEREAS, said agreement is necessary to maintain pharmaceutical regimes and stability for residents, monitor cost containment, third party reimbursement, private billing, facility billing and minimize staff time in pharmacy process, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$3,648 for the period January 1, 2010 through December 31, 2010 for consultation services and authorize an additional option for a twelve month renewal through December 31, 2012, 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 CCRx of New York, LLC, 2308 Bleeker Street, Utica, NY 13501 to increase the not to exceed amount by \$3,648 for the period January 1, 2010 through December 31, 2010 and

authorizing an additional option for a twelve month renewal through December 31, 2012, for pharmacy services for the Willow Point Nursing Home, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$548,648, for the term of the agreement, and be it

FURTHER RESOLVED, that the additional payment hereinabove authorized shall be made from budget line 27020404.6004573 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 514 of 2008, 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 (Merrill)

RESOLUTION NO. 242

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING REVISION OF THE LOCAL REENTRY TASK FORCE INITIATIVE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE SOUTHERN TIER AIDS PROGRAM FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 498 of 2009, authorized the Local Reentry Task Force Initiative Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$100,000 and authorized an agreement with the Southern Tier AIDS Program in the amount of \$60,428 for a Reentry Coordinator for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said program grant is to reduce recidivism in local jurisdictions and increase public safety, and

WHEREAS, it is necessary at this time to revise said program to extend the period to July 1, 2009 through September 30, 2010 and amend the agreement with the Southern Tier Aids Program to reflect an increase of \$32,297, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Local Reentry Task Force Initiative Program Grant to extend the period to July 1, 2009 through September 30, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Southern Tier Aids Program, 122 Baldwin Street, Johnson City, New York 13790, to reflect an increase of \$32,297 for a Reentry Coordinator for the Department of Mental Health's Local Reentry Task Force Initiative Program Grant for the period July 1, 2009 through September 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$92,725 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 498 of 2009, 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 (Merrill)

RESOLUTION NO. 243

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE RESEARCH FOUNDATION, STATE UNIVERSITY OF NEW YORK, OFFICE OF RESEARCH AND SPONSORED PROGRAMS FOR STUDENT INTERNS TO PROVIDE CLINICAL SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 326 of 2009, authorized renewal of the agreement with The Research Foundation, State University of New York, Office of Research and Sponsored Programs for student interns to provide clinical services for the Department of Mental Health at an amount not to exceed \$21,800, for the period September 1, 2009 through August 31, 2010, and

WHEREAS, said agreement is necessary for Binghamton University Psychology doctoral students to provide clinical services to the Broome County Department of Mental Health, and

WHEREAS, said agreement expires by its terms on August 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$21,800 for the period September 1, 2010 through August 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with The Research Foundation, State University of New York, Office of Research & Sponsored Programs, PO Box 6000, Binghamton, NY 13902 for student interns to provide clinical services for the Department of Mental Health for the period September 1, 2010 through August 31, 2011 and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$21,800 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573 (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 (Merrill)

RESOLUTION NO. 244

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DR IVAN FRAS FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010

WHEREAS, this County Legislature, by Resolution 563 of 2009, authorized an agreement with Dr. Ivan Fras for psychiatric service for the Department of Mental Health at a rate of \$94.30 per hour, total amount not to exceed \$107,879, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement provides required psychiatric services to children with serious emotional problems, and

WHEREAS, it is necessary to authorize the amendment of said agreement to decrease to not to exceed amount by \$18,289 for psychiatric services for the Department of Mental Health, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Dr. Ivan Fras, 33 Avon Road, Binghamton, New York 13905 to decrease the not to exceed amount by \$18,289 for psychiatric services for the Department of Mental Health for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$94.30 per hour, total amount not to exceed \$89,590, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 26000004.6004573 and 26000004.6004573.2610285 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 563 of 2009, 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 (Merrill)

RESOLUTION NO. 245

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH DR. FLORANTE TINIO FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with Dr. Florante Tinio for psychiatric services for the Department of Mental Health at the rate of \$94.30 per hour, total amount not to exceed \$56,580 for the period June 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for required psychiatric services for clients with serious emotional problems, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Dr. Florante Tinio, 164 Sheedy Road, Vestal, New York 13850 for psychiatric services for the Department of Mental Health for the period June 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$94.30 per hour, total amount not to exceed \$56,580 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573 (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 (Merrill)

RESOLUTION NO. 246

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE SOUTHERN TIER AIDS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 269 of 2009, authorized and approved renewal of the Southern Tier AIDS Program Grant for the Department of Health and adopted a program budget in the amount of \$19,500 for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said program grant provides free, anonymous HIV/AIDS counseling and testing for people in Broome County who would be considered at risk, and

WHEREAS, it is desired to renew said program grant in the amount of \$19,500 for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$19,500 from the Southern Tier AIDS Program Inc. (STAP), 122 Baldwin Street, Johnson City, New York 13790, for the Department of Health's Southern Tier AIDS Program for the period July 1, 2010 through June 30, 2011 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 \$19,500, 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 (Merrill)

RESOLUTION NO. 247

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF PREVENTIVE DENTISTRY/DENTAL SEALANT PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 170 of 2009, as amended by Resolution 170 of 2010, authorized and approved renewal of the Preventive Dentistry/Dental Sealant Program Grant for the Department of Health and adopted a program budget in the amount of \$58,462 for the period July 1, 2009 through June 30, 2010, 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 desired to renew said program grant in the amount of \$58,763 for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$43,580 from the New York State Department of Health, Bureau of Dental Health, Empire State Plaza, Corning Tower, Room 542, Albany, New York 12237, for the Department of Health's Preventive Dentistry/Dental Sealant Program Grant for the period July 1, 2010 through June 30, 2011, 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 \$58,763, 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 (Merrill)

RESOLUTION NO. 248

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE TOBACCO CONTROL PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 363 of 2009, as amended by Resolution 163 of 2010, authorized and approved renewal of the Tobacco Control Program Grant for the Department of Health and adopted a program budget in the amount of \$206,315 for the period August 1, 2009 through June 30, 2010, and

WHEREAS, said program grant's purpose is to prevent initiation of tobacco use, educate the public about tobacco industry marketing tactics, prevent exposure to second-hand smoke, prevent tobacco sponsorship in local non-profit venues, prevent tobacco promotions in local bars and restaurants, and promote the New York State Smoker's Quitline, and

WHEREAS, it is desired to renew said program grant in the amount of \$200,000 for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$200,000 from the New York State Department of Health, Corning Tower, Rockefeller Empire State Plaza, Albany, New York 12237 for the Department of Health's Tobacco Control Program Grant for the period July 1, 2010 through June 30, 2011, 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 \$200,000, and be it

FURTHER RESOLVED, that the Broome County Health Department is authorized to modify the grant budget to reflect any increases or decreases in grant funding as may be required by New York State from July 1, 2010 through June 30, 2011 provided there are no increases or decreases in employee head count and that Broome County's financial contribution is not increased, 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 (Merrill)

RESOLUTION NO. 249

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE HEALTHY FAMILIES NEW YORK: HEALTHY FAMILIES BROOME PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH LOURDES HEALTH CARE SYSTEM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 267 of 2009, as amended by Resolution 165 of 2010, authorized and approved renewal of the Healthy Families New York Home Visiting Program Grant for the Department of Health, adopted a program budget in the amount of \$484,683 and authorized an agreement with Lourdes Health Care System in the amount of \$334,727 for intensive home visiting services for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said program grant is designed to prevent child abuse and neglect and promote positive outcomes for young children and their families through home visiting services, and

WHEREAS, it is desired to renew said program grant in the amount of \$484,683, adopt a program budget and renew the agreement with Lourdes Health Care System in the amount of \$322,139 for intensive home visiting services for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$484,683 from the New York State Office of Children and Family Services, 52 Washington Street, 3rd Floor, Rensselaer, New York 12144-2796, for the Department of Health's Healthy Families New York: Healthy Families Broome Program Grant for the period July 1, 2010 through June 30, 2011, 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 \$484,683, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Lourdes Health Care System, 219 Front Street, Binghamton, New York 13905, for intensive home visiting services for the Department of Health's Healthy Families New York: Healthy Families Broome Program Grant for the period July 1, 2010 through June 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$322,139 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510365 (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 (Merrill)

RESOLUTION NO. 250

By Public Health & Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING ACCEPTANCE OF OHS STATE ASSISTANCE TO LOCAL HEALTH DEPARTMENTS PROGRAM GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET FOR 2009-2011

WHEREAS, the Public Health Director requests authorization to accept an OHS State Assistance to Local Health Departments Program Grant and adopt a program budget in the amount of \$72,495 for the period August 10, 2009 through August 9, 2011, and

WHEREAS, said program grant provides funding to local health departments to build local capacity in order to better respond to natural and man-made disasters, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$72,495 from the New York State Office of Homeland Security, 1220 Washington Avenue, Albany, New York 12242 for the Health Department's OHS State Assistance to Local Health Departments Program Grant for the period August 10, 2009 through August 9, 2011, 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 \$72,495, 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 (Merrill)

RESOLUTION NO. 251

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH HEALTH MINISTRY OF THE SOUTHERN TIER, INC. FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES GRANT FOR 2010-2011

WHEREAS, the Director of Public Health requests authorization for an agreement with Health Ministry of the Southern Tier, Inc., for services for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties Grant at rates set by the New York State Department of Health for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said agreement is necessary to provide breast, cervical and colorectal cancer screening services and HPV Vaccine, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Health Ministry of the Southern Tier, Inc., 300 Nasser Civic Center Plaza, Suite 230, Corning, New York 14830 for services for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties Grant for the period April 1, 2010 through March 31, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413.2510340 (Other Health and Medical Services) for the period April 1, 2010 through June 29, 2010, 25010004.6004406.2510312 (Medical and Hospital Services) for the period April 1, 2010 through March 31, 2011, and 25010004.6004413 (Other Health and Medical Services) for the period June 30, 2010 through March 31, 2011, 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 (Merrill)

RESOLUTION NO. 252

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH VICKIE MONTALVO FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S PRESCHOOL EDUCATION PROGRAM FOR 2010-2012

WHEREAS, the Director of Public Health requests authorization for an agreement with Vickie Montalvo for services for the Department of Health's Preschool Education Program at rates set by the New York State Department of Health and the Broome County Health Department for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said agreement is necessary for speech evaluations and services for the Preschool Education Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Vickie Montalvo, 2004 County Road 3, Oxford, New York 13830 for services for the Department of Health's Preschool Education Program for the period July 1, 2010 through June 30, 2012, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various, 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 (Merrill)

RESOLUTION NO. 253

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH CARRIE MITROWITZ FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S PRESCHOOL EDUCATION PROGRAM FOR 2010-2012 AND EARLY INTERVENTION PROGRAM FOR 2010-2011

WHEREAS, the Director of Public Health requests authorization for an agreement with Carrie Mitrowitz for services for the Department of Health's Preschool Education Program for the period July 1, 2010 through June 30, 2012 and the Early Intervention Program for the period July 1, 2010 through December 31, 2011, at rates set by the New York State Department of Health and the Broome County Health Department, and

WHEREAS, said agreement is necessary for speech evaluations and services for the Preschool Education Program and Early Intervention Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Carrie Mitrowitz, 273 Dimmock Hill Road, Binghamton, New York 13905 for services for the Department of Health's Preschool Education Program for the period July 1, 2010 through June 30, 2012, and the Early Intervention Program for the period July 1, 2010 through December 31, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various, 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 (Merrill)

RESOLUTION NO. 254

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH BUILDING BLOCKS COMPREHENSIVE SERVICES, INC., FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S PRESCHOOL EDUCATION PROGRAM FOR 2010-2012 AND EARLY INTERVENTION PROGRAM FOR 2010-2011

WHEREAS, the Director of Public Health requests authorization for an agreement with Building Blocks Comprehensive Services, Inc., for services for the Department of Health's Preschool Education Program for the period July 1, 2010 through June 30, 2012 and the Early Intervention Program for the period July 1, 2010 through December 31, 2011, at rates set by the New York State Department of Health and the Broome County Health Department, and

WHEREAS, said agreement is necessary for special education evaluations and services for the Preschool Education Program and Early Intervention Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Building Blocks Comprehensive Services, Inc., 275 Parrish Street, Canandaigua, New York 14424 for services for the Department of Health's Preschool Education Program for the period July 1, 2010 through June 30, 2012, and the Early Intervention Program for the period July 1, 2010 through December 31, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various, 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 (Merrill)

RESOLUTION NO. 255

By Public Health & Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AGREEMENTS AND RENEWAL OF THE AGREEMENTS WITH VARIOUS PROVIDERS FOR THE PRESCHOOL SPECIAL EDUCATION PROGRAM FOR THE DEPARTMENT OF HEALTH FOR 2010-2012

WHEREAS, this County Legislature, by Resolution 201 of 2008, authorized renewal of agreements with various vendors for professional services for the Department of Health's Preschool Education Program at rates set by the New York State Department of Education and the Broome County Department of Health, total amount not to exceed budget appropriations, for the period July 1, 2008 through June 30, 2010, and

WHEREAS, said services are necessary to provide various services including evaluations, services and tuition-based preschool for the 3-5 Preschool Program, and

WHEREAS, said agreements expire by their terms on June 30, 2010, and it is desired at this time to renew said agreements on substantially similar terms and conditions and authorize new contracts with new service providers, at rates set by the Broome County Department of Health and the New York State Education Department, total amount not to exceed budgeted appropriations, for the period July 1, 2010 through June 30, 2012 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes new agreements and the renewal of the agreements with various vendors as shown on Exhibit "A" and Exhibit "C" for various services for the Department of Health for the period July 1, 2010 through June 30, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors on Exhibit "A" at the rates shown on Exhibit "B" for the term of the agreements, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors on Exhibit "C" at the rates shown on Exhibit "D" and the approved tuition rates established by the New York State Department of Education, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various.HPSEDP (Various), 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 (Merrill)

RESOLUTION NO. 256

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH MILLENNIUM MEDICAL IMAGING FOR RADIOLOGICAL SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2010-2013

WHEREAS, this County Legislature, by Resolution 564 of 2009, authorized an agreement for services with Millennium Medical Imaging for radiological services for the Department of Health at current Medicaid rates, total cost not to exceed \$7,500, for the period September 1, 2007, through August 31, 2010, and,

WHEREAS, said agreement is necessary to interpret x-rays of chest clinic patients who test positive for latent and active TB disease, now, therefore, be it

WHEREAS, said agreement expires by its terms on August 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$2,500 annually or \$7,500 for a term of three years, for the period September 1, 2010 to August 31, 2013 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Millennium Medical Imaging, P.O. Box 130, Latham, NY 12110 for radiological services for the Department of Health for the period September 1, 2010 to August 31, 2013, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor the current Medicaid rates, total amount not to exceed \$2,500 per year, total amount not to exceed \$7,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25020004.6004123.1010 (Medical, Hospital & Lab 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 (Merrill)

RESOLUTION NO. 257

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING ACCEPTANCE OF THE WORKFORCE INVESTMENT ACT DISLOCATED WORKER PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2012

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Dislocated Worker Program Grant and adopt a program budget in the amount of \$471,127 for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said program grant provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$471,127 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Dislocated Worker Program Grant for the period July 1, 2010 through June 30, 2012, 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 \$471,127, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA funding as may be allocated by New York State from July 1, 2010 through June 30, 2012, provided there is no increase in employee head count and that the County's contribution is not increased, 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 (Merrill)

RESOLUTION NO. 258

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING ACCEPTANCE OF THE WORKFORCE INVESTMENT ACT ADULT PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2012

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Adult Program Grant and adopt a program budget in the amount of \$449,091 for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said program grant provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$449,091 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Adult Program Grant for the period July 1, 2010 through June 30, 2012, 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 \$449,091, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA Adult Program funding as may be allocated by New York

State from July 1, 2010 through June 30, 2012, provided there is no increase in employee head count and that the County's contribution is not increased, 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 (Merrill)

RESOLUTION NO. 259

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING ACCEPTANCE OF THE WORKFORCE INVESTMENT ACT ADMINISTRATION PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2012

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Administration Program Grant and adopt a program budget in the amount of \$156,322 for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said program grant covers the administrative costs associated with the grant programs that provide customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$156,322 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Administration Program Grant for the period July 1, 2010 through June 30, 2012, 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 \$156,322, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA Administration Program funding as may be allocated by New York State from July 1, 2010 through June 30, 2012, provided there is no increase in employee head count and that the County's contribution is not increased, 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 (Merrill)

RESOLUTION NO. 260

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING ACCEPTANCE OF A WORKFORCE INVESTMENT ACT YOUTH PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2012

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Youth Program Grant and adopt a program budget in the amount of \$486,677 for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said program grant provides customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$486,677 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Youth Program Grant for the period July 1, 2010 through June 30, 2012, 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 \$486,677, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA Youth Program funding as may be allocated by New York State from July 1, 2010 through June 30, 2012, provided there is no increase in employee head count and that the County's contribution is not increased, 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 (Merrill)

RESOLUTION NO. 261

By Economic Development and Planning, Personnel and Finance Committees
Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING ACCEPTANCE OF A WORKFORCE INVESTMENT ACT SHARED COST POOL PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2012

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Shared Cost Pool Program Grant and adopt a program budget in the amount of \$842,649 for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said program grant provides a pool to report salary and fringe information for monthly distribution to the appropriate Workforce Investment Act grants, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$842,649 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Shared Cost Pool Program Grant for the period July 1, 2010 through June 30, 2012, 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 \$842,649, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA Shared Cost Pool Program funding as may be allocated by New York State from July 1, 2010 through June 30, 2012, provided there is no increase in employee head count and that the County's contribution is not increased, 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 (Merrill)

RESOLUTION NO. 262

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING ACCEPTANCE OF THE WORKFORCE INVESTMENT ACT DISLOCATED WORKER DISCRETIONARY PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Dislocated Worker Discretionary Program Grant and adopt a program budget in the amount of \$250,000 for the period January 1, 2010 through June 30, 2010, and

WHEREAS, said program grant supports the training and services to targeted eligible Dislocated Workers through occupational training and on the job training, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$250,000 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Dislocated Worker Discretionary Program Grant for the period January 1, 2010 through June 30, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$250,000, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA Dislocated Worker Discretionary Program funding as may be allocated by New York State from January 1, 2010 through June 30, 2010, provided there is no increase in employee head count and that the County's contribution is not increased, 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 (Merrill)

RESOLUTION NO. 263

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING ACCEPTANCE OF A WIA 13-N SOUTHERN TIER OF NEW YORK REGIONAL TRANSFORMATION STRATEGIES PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, the Director of Employment and Training requests authorization to accept a WIA 13-N Southern Tier of New York Regional Transformation Strategies Program Grant and adopt a program budget in the amount of \$18,000 for the period November 1, 2009 through October 31, 2010, and

WHEREAS, said program grant provides school visitations, job fairs and oversees the 13-N partnership activities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$18,000 from Chemung, Schuyler and Steuben Workforce New York, Inc., 20 Denison Parkway West, Corning, New York 14830 for the Office of Employment and Training's WIA 13-N Southern Tier of New York Regional Transformation Strategies Program Grant for the period November 1, 2009 through October 31, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$18,000, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA 13-N Southern Tier of New York Regional Transformation Strategies Program funding as may be allocated from November 1, 2009 through October 31, 2010, provided there is no increase in employee head count and that the County's contribution is not increased, 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 (Merrill)

RESOLUTION NO. 264

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS EMPLOYERS AND EDUCATIONAL PROVIDERS FOR TRAINING SERVICES FOR THE OFFICE OF EMPLOYMENT AND TRAINING FOR 2010-2012

WHEREAS, the Director of Employment and Training requests authorization for agreements with various employers and educational providers for training services for qualified persons for the Office of Employment and Training for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said employment and educational providers are organizations approved by the Broome Tioga Workforce Development Board, who provide job training services or hire

qualified persons and are reimbursed partial salary costs by Workforce Investment Act-WIA grants previously approved by this Legislature, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with various employers and educational providers for training services for qualified persons for the period July 1, 2010 through June 30, 2012, and be it

FURTHER RESOLVED, that the Office of Employment and Training is hereby directed to file a list of employers and educational providers who will be providing training services authorized by this resolution with the Commissioner of Finance, County Comptroller, Clerk of the Legislature and the County Executive, and provide an updated list each month new providers are added, and be it

FURTHER RESOLVED, that in consideration of services delivered, the County shall compensate the training and educational providers at the stated training rate as identified within the training and educational providers catalogs for the provision of services, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the following programs: WIA Administration, Adult, Dislocated Worker, Youth and Trade Act Assistance from the following budget lines: 6004252 (Tioga County), 6004250 (Client Tuition, Books, Fees) and 6004254 (Contracted Training); 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 (Merrill)

RESOLUTION NO. 265

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SHUMAKER CONSULTING ENGINEERING AND LAND SURVEYING PC FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 372 of 2008, authorized an agreement with Shumaker Consulting Engineering and Land Surveying, PC for professional services for the Department of Public Works at a cost not to exceed \$92,750 for the period July 17, 2008 through December 31, 2009, and

WHEREAS, said agreement provides professional engineering services for the Hooper Road turning lane and traffic signal upgrades Capital Improvement Project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2011 at no additional cost to the County, and

WHEREAS, the Deputy Commissioner of Public Works-Engineering 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 Shumaker Consulting Engineering and Land Surveying, PC, 143 Court Street, Binghamton, New York 13901 to extend the period to July 17, 2008 through December 31, 2011 for professional services for the Department of Public Works at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 372 of 2008, 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 (Merrill)

RESOLUTION NO. 266

By Education, Culture and Recreation and Finance Committees

Seconded by Mr. Materese

RESOLUTION AUTHORIZING AMENDMENT TO THE INTERMUNICIPAL AGREEMENT BETWEEN BROOME COUNTY AND THE VILLAGE OF ENDICOTT FOR MANAGEMENT OF ENJOIE GOLF COURSE AND RELATED FACILITIES

WHEREAS, this County Legislature, by Resolution 354 of 2005, authorized an intermunicipal agreement with the Village of Endicott for management of Enjoie Golf Course and related facilities for the period January 1, 2006 through December 31, 2010, and

WHEREAS, said agreement provides for the management of Enjoie Golf Course and related facilities by Broome County, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period to January 1, 2006 through December 31, 2013 and include that the Village of Endicott will bond to repair the roof on the clubhouse, which during the term of the agreement the principal and interest on the bond will be paid from Enjoie revenues before distribution of any net profits, and at the end of the term of the agreement the Village of Endicott pays all principal and interest, 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 the Village of Endicott, 1009 East Main Street, Endicott, New York 13760 to extend the period to January 1, 2006 through December 31, 2013 and include that the Village of Endicott will bond to repair the roof on the clubhouse; the term of said bond shall not be less than fifteen years; during the term of the agreement the principal and interest on the bond will be paid from Enjoie revenues before distribution of any net profits, and at the end of the term of the agreement the Village of Endicott pays all principal and interest, and be it

FURTHER RESOLVED, that Resolution 354 of 2005, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-16, Nays-2 (Keibel, Pasquale), Absent-1 (Merrill)

RESOLUTION NO. 267

By Education, Culture and Recreation Committee

Seconded by Mr. Sanfilippo

RESOLUTION IN SUPPORT OF A VETERANS DISPLAY CASE ON THE CONCOURSE OF THE BROOME COUNTY VETERANS MEMORIAL ARENA

WHEREAS, the Broome County Arena Board of Directors recommends improvements at the Broome County Veterans Memorial Arena which will honor our Veterans, and

WHEREAS, these improvements include relocating the flags over the All Wars Memorial and creating a glass enclosed case showcasing mannequins with uniforms from four major wars, and

WHEREAS, the Arena Manager requests endorsement and support from the Legislature for a Veterans Display Case on the Concourse of the Broome County Veterans Memorial Arena at no cost to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby endorses and supports the improvements recommended by the Broome County Arena Board including relocating the flags over the All Wars Memorial and creating a glass enclosed case showcasing mannequins with uniforms from four major wars, at no cost to the County, 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 (Merrill)

By County Administration and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE BROOME COUNTY PURCHASE PROCUREMENT PROCESS MANUAL PROCUREMENT CARD PROGRAM

WHEREAS, this County Legislature, by Resolution 128 of 2008, adopted the Broome County Purchase Procurement Process Manual, and

WHEREAS, said manual included authorization of the Procurement Card Program, which set a \$500 per purchase limit and a \$2,500 per month limit, and

WHEREAS, it is necessary to authorize the amendment to the Broome County Purchase Procurement Process Manual Procurement Card Program to increase the limits to \$1,000 per purchase and up to \$10,000 per month, and

WHEREAS, the Purchasing 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 Broome County Purchase Procurement Process Manual Procurement Card Program to increase the limits to \$1,000 per purchase and up to \$10,000 per month, and

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 (Merrill)

RESOLUTION NO. 271

By Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SYSTEMED LLC FOR PRESCRIPTION BENEFIT MANAGEMENT SERVICES FOR THE OFFICE OF RISK AND INSURANCE FOR 2010-2012

WHEREAS, this County Legislature, by Resolution 558 of 2006, as amended by Resolutions 207 of 2008, authorized an agreement with Systemed LLC for prescription benefit management services for the Office of Risk and Insurance at an amount not to exceed \$24,000 per year for the period January 1, 2006 through December 31, 2009, and

WHEREAS, this County Legislature, by Resolution 257 of 2008 amended said agreement to increase the not to exceed amount by \$50,000 per year to add the utilization management program RationalMed for the period June 1, 2008 through December 31, 2009, and

WHEREAS, said agreement is necessary for administration of the County's prescription benefit plan, and

WHEREAS, said agreement expired by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$93,000 per year, total amount not to exceed \$279,000 for the period January 1, 2010 through December 31, 2012, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Systemed LLC, 100 Parsons Pond Drive, Franklin Lakes, New Jersey 07417 for prescription benefit management services for the Office of Risk and Insurance for the period January 1, 2010 through December 31, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$93,000 per year, total amount not to exceed \$279,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18010001.6004207.2080 (Prescription Drugs), and be it

FURTHER RESOLVED, that the contractor will send quarterly reports to the County documenting the financial savings achieved by the utilization management program; said financial savings shall be calculated by comparing members claims before and after a utilization management program intervention, and be it

FURTHER RESOLVED, that if any quarterly report does not demonstrate average financial savings of \$1.86 or more per claim for the quarter, then within 90 days after the end of the quarter, the contractor shall pay the County or credit the County on its invoices for the prescription benefit plan an amount equal to the difference between average financial savings of \$1.86 per claim and the actual amount of savings realized, 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 (Merrill)

RESOLUTION NO. 272

By County Administration and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING AN AGREEMENT WITH AMERICAN MADE ELECTION EQUIPMENT FOR PRIVACY SCREENS FOR THE BOARD OF ELECTIONS FOR 2010

WHEREAS, the Deputy Commissioners of the Board of Elections request authorization for an agreement with American Made Election Equipment for privacy screens for the Board of Elections at a cost not to exceed \$25,550, for the period June 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for 175 privacy screens for voting machines, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with American Made Election Equipment, PO Box 769, Blythewood, South Carolina 29016 for privacy screens for the Board of Elections for the period June 1, 2010 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 \$25,550 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 07000001.6004138.0710004 (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 (Merrill)

RESOLUTION NO. 273

By Finance Committee Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING ADJUSTMENT OF DELINQUENT REAL PROPERTY TAXES ON A PROPERTY IN THE TOWN OF NANTICOKE

WHEREAS, the Director of Real Property Tax Service requests authorization to adjust delinquent taxes due on a property in the Town of Nanticoke, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes correction of delinquent taxes on the following property:

Town: Nanticoke, Tax Map Number 039.04-1-25.1

Owner: Ralph Jackson

Address: 300 Cherry Hill Road

Reason: Assessment is going from \$50,100 to \$3,000

	<u>Incorrect Tax</u>	<u>Correct Tax</u>	
County	\$457.88	\$27.42	
Town	114.15	6.84	
School	1,303.40	78.05	
Fire	<u>123.54</u>	<u>7.40</u>	
	\$1,998.97	\$119.71	Plus penalties and interest
Penalties & Interest	585.69		
	\$2,584.66		

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

RESOLUTION NO. 274

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING THE BROOME COUNTY SHERIFF TO DONATE OLD HOLSTERS TO THE CITY OF BINGHAMTON POLICE DEPARTMENT OR ANY OTHER POLICE AGENCY

WHEREAS, the Broome County Sheriff requests authorization to donate old holsters to the City of Binghamton Police Department or any other Police Agency, and

WHEREAS, said holsters are no longer in use by the Office of the Sheriff and have no value to Broome County, and

WHEREAS, under the authority of County Law Section 215, Subdivision 9, the Broome County Legislature may authorize the disposal of property having no value to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Sheriff to donate used holsters to the City of Binghamton Police Department or any other Police Agency, 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.

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

RESOLUTION NO. 275

By Finance, Personnel, and Public Health and Environmental Protection Committees
 Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Youth Tobacco Enforcement & Prevention Grant, as requested in Journal ID#7983, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001001	2510347	Travel, Hotel & Meals	\$ 2,319
	25010004	6004610	2510347	Personal Services Chgbk	\$ 5,244
	25010004	6008001	2510347	State Retirement	\$ 541
	25010004	6008002	2510347	Social Security	\$ 395
	25010004	6008004	2510347	Workers Compensation	\$ 101
	25010004	6008007	2510347	Health Insurance	\$ 733
	25010004	6008010	2510347	Disability Insurance	\$ 44
				Total	\$ 9,377
TO:	25010004	6004045	2510347	Training & Edu. Supplies	\$ 3,400
	25010004	6004055	2510347	Misc Operational Supplies	\$ 600
	25010004	6004137	2510347	Advertising & Promotion Exp	\$ 3,000
	25010004	6004605	2510347	County Attorney Chgbk	\$ 2,376
	25010004	6008006	2510347	Life Insurance	\$ 1
				Total	\$ 9,377

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Primary Prevention of Childhood Lead Grant, as requested in Journal ID#7985, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001000	2510348	Salaries Full Time	\$ 21,267

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	25010004	6001002	2510348	Salaries Temporary	\$ 3,507
	25010004	6008001	2510348	State Retirement	\$ 2,316
	25010004	6008002	2510348	Social Security	\$ 2,761
	25010004	6008004	2510348	Workers Compensation	\$ 981
	25010004	6008006	2510348	Life Insurance	\$ 7
	25010004	6008007	2510348	Health Insurance	\$ 4,925
	25010004	6008010	2510348	Disability Insurance	\$ 48
				Total	\$ 35,812
TO:	25010004	6001001	2510348	Salaries Part Time	\$ 3,762
	25010004	6004146	2510348	Subcontracted Prog. Exp.	\$ 22,050
	25010004	6004610	2510348	Personal Svcs. Chgbk	\$ 10,000
				Total	\$ 35,812

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

RESOLUTION NO. 276

By Finance and Personnel Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING POSITION CHANGE REQUEST AND TRANSFER OF FUNDS FOR DEPARTMENT OF RISK AND INSURANCE

RESOLVED, that in accordance with a request contained in PCR# 10-140 from the Manager of Risk and Insurance, this County Legislature hereby authorizes the position of Safety Specialist, Grade 22, Union Code 09 (Admin I), minimum salary \$47,388 at budget line 18020001.6001000.1800003, 37.5 weekly hours to be changed to Safety Specialist, Grade 22, Union Code 09 (Admin I), minimum salary \$50,499 at budget line 18020001.6001000.1800003, 40 weekly hours, to assume duties from DPW Engineering and be responsible for compliance with EPA and DEC regulations of the County's fuel storage tanks and be it,

FURTHER RESOLVED, that in accordance with a request from the Manager of Risk and Insurance, to allow for increase in Safety Specialist hours to maintain compliance with EPA and DEC regulations, as requested in Journal ID#7844, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Fund</u>	<u>Title</u>	<u>Amount</u>
FROM:	18020001	6004201	2090	Insurance Premiums	\$2,175
				Total	\$2,175
TO:	18020001	6001000	2090	Salary & Wages FT	\$1,832
	18020001	6008001	2090	State Retirement	\$ 203
	18020001	6008002	2090	Social Security	\$ 140
				Total	\$2,175

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

RESOLUTION NO. 277

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SUNY HEALTH SCIENCE CENTER AT SYRACUSE CLINICAL CAMPUS AT BINGHAMTON FOR MEDICAL DIRECTOR SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 214 of 2009, authorized renewal of the agreement with the SUNY Health Science Center at Syracuse Clinical Campus at Binghamton for the Department of Health at the amount of \$80,000 for medical director services for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said agreement provides professional physician services, consultation and clinical supervision for the Department of Health, and

WHEREAS, said agreement expired by its terms on March 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at an amount

not to exceed \$53,333 for the period April 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with SUNY Health Science Center at Syracuse, Clinical Campus at Binghamton, 425 Robinson Street, Binghamton, New York 13904 for medical director services for the Department of Health for the period April 1, 2010 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 \$53,333 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413. (Other Health and Medical 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 (Merrill)

RESOLUTION NO. 278

By Economic Development and Planning Committee Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR A NYS ENVIRONMENTAL PROTECTION FUND HERITAGE AREAS SYSTEM GRANT FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT

WHEREAS, the Commissioner of Planning and Economic Development requests authorization to submit an application for a NYS Environmental Protection Fund Heritage Areas System Grant in the amount of \$400,000, and

WHEREAS, said grant is intended for projects that preserve, rehabilitate or restore structures identified in the approved Management Plan for the NYS Heritage Areas designated under the Parks, Recreation and Historic Preservation Law, and

WHEREAS, said grant would be used for the restoration and rehabilitation of the Forum Theatre, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves submission of an application for a NYS Environmental Protection Fund Heritage Areas System Grant from the New York State Office of Parks and Recreation and Historic Preservation for the Department of Planning and Economic Development in the amount of \$400,000, 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.

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

RESOLUTION NO. 279

By Finance, Public Works and Transportation and Rural Development Committees

Seconded by Mr. Whalen

RESOLUTION AMENDING THE 2005 CAPITAL IMPROVEMENT PROGRAM FOR THE INTERMODAL CENTER PROJECT

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

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal</u>	<u>County</u>
3120008	Intermodal Center Project	\$12,406,000	\$1,233,434	\$9,867,469	\$1,305,097

<u>Year Start</u>	<u>Local Finance Law Section 11</u>			<u>Bond</u>	<u>How Financed: Current Revenue</u>
	<u>YPU</u>	<u>LFL</u>			

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	2005	30	11	\$12,406,000	0
TO:					
			Estimated Construction Cost:		
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
312000	Intermodal	\$14,106,000	\$1,233,434	\$9,907,	\$2,965,097
8	Center Project			469	
			Local Finance Law Section 11		
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>How Financed:</u>
	2005	30	11	\$14,106,000	<u>Current Revenue</u>
					0

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 Fund to provide sufficient cash to proceed and be it

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

Carried. Ayes-16, Nays-2 (Pasquale, Diffendorf), Absent-1 (Merrill)

RESOLUTION NO. 280

By County Administration and Finance Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BROOME COUNTY URBAN LEAGUE

WHEREAS, the County Executive requests authorization for an agreement with the Broome County Urban League at a cost not to exceed \$10,000, and

WHEREAS, said agreement is necessary to provide funding to assist the Urban League in providing staff and programming for its summer youth program which serves inner city children and provides them with recreational & educational activities as well as meals, and

WHEREAS, the Urban League has assured the Administration that it is working on a long range restructuring plan to try to prevent future funding shortfalls, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Broome County Urban League, 43-45 Carroll Street, Binghamton, NY 13901 for one time funds, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 05000001.6004573 (Other Fees for Service), and be it

FURTHER RESOLVED, that a transfer in the amount of \$10,000, from 2010 funds, is hereby authorized and approved as follows and disbursed as described:

<u>Amount</u>	<u>Index Code</u>	<u>Subobject</u>	<u>Title</u>
FROM:			
\$10,000	90000099	6004581	Contingency Fund
TO:			
\$10,000	05000001	6004573	Other Fees for Service

and be it

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

Mr. Materese made a motion, seconded by Mr. Moran to amend the amount to \$5,000.

Amendment carried. Ayes-16, Nays-2 (Garnar, Hutchings), Absent-1 (Merrill). Mr. Garnar made a motion, seconded by Mr. Hutchings to amend the amount to \$7,195. **Amendment**

failed. Ayes-4, Nays-14 (Materese, Keibel, Moran, Messina, Whalen, Nirchi, LaBare, Pasquale, Howard, Diffendorf, Marinich, Herz, Buchta, Reynolds), Absent-1 (Merrill). **Resolution as amended carried.** Ayes-14, Nays-4 (Keibel, LaBare, Pasquale, Diffendorf), Absent-1 (Merrill).

RESOLUTION NO. 281

By Public Works Committee

Seconded by Mr. Sanfilippo

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE CREATION OF CHAPTER 100 OF THE BROOME COUNTY CHARTER AND CODE PROVIDING THAT A SPECIAL HAULING PERMIT BE REQUIRED FOR USE OF COUNTY ROADS BY CERTAIN VEHICLES THAT EXCEED THE WEIGHT OR DIMENSIONAL LIMITS IN SECTION 385 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK

WHEREAS, it is necessary to create Chapter 100 of the Broome County Charter and Code to provide that a special hauling permit be required for use of county roads by certain vehicles that exceed the weight or dimensional limits in section 385 of the Vehicle and Traffic Law of the State of New York, and

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

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

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

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

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the creation of Chapter 100 of the Broome County Charter and Code providing that a special hauling permit be required for use of county roads by certain vehicles that exceed the weight or dimensional limits in section 385 of the Vehicle and Traffic Law of the State of New York, and be it

FURTHER RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that said action will not have a significant effect on the environment, and be it

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

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

Mr. Howard made a motion to adjourn, seconded by Mr. Marinich . **Motion to adjourn Carried,** Ayes-18, Nays-0, Absent-1 (Merrill). The meeting was adjourned at 6:12 P.M.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
JULY 22, 2010**

The Legislature convened at 5:02 P.M. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-19, Absent-0.

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

Ms. Messina made a motion, seconded by Mr. Moran, that the Session minutes of June 3, 2010 and June 17, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-19, Nays-0.

Mr. Reynolds noted that the committee minutes for the period June 17, 2010 through July 21, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Ms. Messina, seconded by Mr. Moran. **Carried**, Ayes-19, Nays-0.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Sanfilippo presented a proclamation to Dr. Barbara Chaffee for her accomplishments and dedication in the health field and service to Broome County

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala
 - 1. Appointments to the Broome Community College Board of Trustees
 - 2. Designation of Marie F. Kalka as Interim Commissioner of Finance
 - 3. Appointments to the Broome-Tioga Workforce Investment Board

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE:

- A. Letters from the Chair, Daniel D. Reynolds:
 - 1. Memorandum on Broome County Natural Gas Lease Voting by Legislators
 - 2. Designation for Mr. Hutchings 7/13/2010
 - 3. Designations for Mr. LaBare week of July 12, 2010
 - 4. Designation for Mr. Pasquale 7/15/2010
 - 5. Designations for Mr. LaBare 7/15/2010

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. PETITIONS: None
- D. COMMUNICATIONS:
 - 1. BC Soil & Water Conservation District Meeting Minutes 6/15/ 2010
 - 2. BC Environmental Management Council Comments on Proposed 6 NYCRR Part 247 Outdoor Wood Boilers
 - 3. Cornell Cooperative Extension of Broome County Board of Directors Meeting Minutes 5/27/2010
 - 4. BCC Budget Transfers for May 2010
 - 5. BC County Clerk June 2010 Oil & Gas Revenues
 - 6. NYS Dept. of Agriculture and Markets Certification of Feasibility of Reso. 2010-86 – plan to modify Agricultural District No. 5
 - 7. NYS Dept. of Agriculture and Markets Certification of Feasibility of Reso. 2010-14 and 2010-86 – plan to modify Agricultural Districts No. 4

C. NOTICES:

1. BC Legislature Notice of Public Hearing on Proposed Natural Gas Leasing of Broome County Property on 7/19/2010
2. BC Legislature Notice of BC Agricultural and Farm Land Protection Board on 7/21/10
3. BC Legislature Notice of Committee of the Whole Meeting on 7/7/2010
4. BC Legislature Notice of Ad Hoc Intergovernmental Relations Committee 6/29/2010
5. Special Finance Meeting 7/22/2010

D. REPORTS:

1. Ninevah Public Library Annual Report for 2009
2. Four County Library System Contract Payment CA 60-3 Report
3. Fenton Free Library 2009 Annual Report and 2010 Proposed Budget
4. BCC Above Minimum Hire Report May 2010
5. Binghamton Zoo at Ross Park Annual Report on Claim Payments for 2010 to the Southern Tier Zoological Society, Inc.
6. Greater Binghamton Chamber of Commerce 2010 Marketing Plan for the Greater Binghamton Convention & Visitors Bureau
7. BCC Quarterly Income Statement Period Ending May 31, 2010
8. BC Risk/Harbridge Consulting Actuarial Valuation of Postretirement Benefits for GASB 45 as of 1/1/2009 for Broome County

OTHER MATTERS PENDING OR REFERRED FROM PREVIOUS MEETING

Mr. Whalen requested that the Legislature consider an appeal from Karen Keith regarding a hardship denied by the Finance Committee and the Director of Real Property. The members of the Legislature heard Ms. Keith's appeal stating a medical hardship. Mr. Howard made a motion, seconded by Ms. Messina to accept Ms. Keith's hardship appeal with the stipulation that all funds owed are received by the County by the end of business on Monday July 26, 2010. If the funds are received by the deadline the County will issue a quit claim and return the property to Ms. Keith and the parcel will be removed from the auction list (Resolution 32-326) and be added to the sell back list (Resolution 33-311). **Carried.** Ayes-15, Nays-4 (Herz, Whalen, Keibel, Materese)

RESOLUTIONS INTRODUCED AT THIS SESSION

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

RESOLUTION NO. 282

By Finance and Education, Culture and Recreation Committees Seconded by Mr. Klipsch
RESOLUTION ADOPTING THE BUDGET FOR BROOME COMMUNITY COLLEGE FOR 2010-2011

WHEREAS, the Broome County Legislature is required to approve the College's annual unrestricted operating budget, and

WHEREAS, such approval must state the total unrestricted appropriations, sponsor contribution and fiscal year for which the operating budget is approved, and

WHEREAS, the Finance Committee of the County Legislature recommends approval of the total budget and sponsor contribution as presented, now therefore, be it

RESOLVED, that the unrestricted operating budget for Broome Community College for the college fiscal year September 1, 2010 through August 31, 2011, in the sum of \$48,845,907 be approved, and be it

FURTHER RESOLVED, that the Sponsor Contribution for Broome Community College for the college fiscal year September 1, 2010 through August 31, 2011, in the sum of \$6,791,937 be approved, and be it

FURTHER RESOLVED, that the Broome Community College's operating budget be submitted to the State University Board of Trustee's for approval.

Carried. Ayes-18, Nays-0, Abstain-1 (LaBare)

RESOLUTION NO. 283

By Education, Culture and Recreation Committee

Seconded by Mr. Herz

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

WHEREAS, Barbara Fiala, Broome County Executive, pursuant to the authority vested in her by Article XXIII-A of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individuals to membership on the Broome Community College Board of Trustees, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM</u>
Marc Newman PO Box 678 Vestal, New York 13850	7/01/2010-6/30/2017 Reappointment

James Orband 1635 Sylvia Drive Endicott, New York 13760	7/01/2010-6/30/2017 Reappointment
---	--------------------------------------

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIII-A of the Broome County Charter and Administrative Code, confirms the appointments of the above-named individuals to membership on the Broome Community College Board of Trustees for the terms indicated, in accordance with their appointment by the County Executive.

Held over by Mr. Nirchi

RESOLUTION NO. 284

By Education, Culture and Recreation Committee

Seconded by Hutchings

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

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

<u>NAME</u>	<u>TERM EXPIRES</u>
Christina Archie 8 Montour Street Binghamton, New York 13903	12/31/2012 New Appointment (Replaces Mary Jane Bolles)

John Milward Meador, Jr., 24 Dellwood Road Binghamton, New York 13903	12/31/2012 New Appointment (Replaces Karima Legette)
---	--

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XIV of the Broome County Charter and Administrative Code, confirms the appointments of the above-named individuals to membership on the Broome County Library Board of Trustees for the terms indicated, in accordance with their appointment by the County Executive.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 285

By Economic Development and Planning Committee

Seconded by Mr. Hutchings

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME TIOGA WORKFORCE INVESTMENT BOARD

WHEREAS, Barbara Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 499 of 2000, has duly designated and appointed the following named individuals to membership on the Broome Tioga Workforce Investment Board , for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM</u>
David DeSantis 600 Main Street Johnson City, New York 13790	Reappointment Private 7/1/2010-6/30/2013
Robin Eccleston 86 Hawley Street Binghamton, New York 13901	Reappointment Private 7/1/2010-6/30/2013
Diane Julian 232 Antoinette Drive Endicott, New York 13760	Reappointment Private 7/1/2010-6/30/2013
Mary Hughs PO Box 549 Binghamton, New York 13902	Reappointment Private 7/1/2010-6/30/2013
Alexander Penrose 455 Court Street Binghamton, New York 13904	Reappointment Private 7/1/2010-6/30/2013
Jane Ryan 152 Willis Road Binghamton, New York 13905	Reappointment Private 7/1/2010-6/30/2013
Janet Vanek PO Box 1625 Binghamton, New York 13901	Reappointment Private 7/1/2010-6/30/2013
Paul D. West 281 Lower Stella Ireland Road Binghamton, New York 13905	Reappointment Public 7/1/2010-6/30/2013
Allison Alden AB 121 SCHK Binghamton University Binghamton, New York 13902-6000	Reappointment Public 7/1/2010-6/30/2013
Allen Buyck 435 Glenwood Road Binghamton, New York 13905	Reappointment Public 7/1/2010-6/30/2013
Ken Smith 435 Glenwood Road Binghamton, New York 13905	Reappointment Public 7/1/2010-6/30/2013

Darcy Fauci 60 Hawley Street Binghamton, New York 13901	Reappointment Public 7/1/2010-6/30/2013
Alan Hertel 4425 Old Vestal Road Binghamton, New York 13902	Reappointment Public 7/1/2010-6/30/2013
Richard Bohman 44 Hawley Street Binghamton, New York 13901	Reappointment Public 7/1/2010-6/30/2013
Richard D'Atillio PO Box 1766 Binghamton, New York 13902	Reappointment Public 7/1/2010-6/30/2013
Anthony Fiala 53 Front Street Binghamton, New York 13905	New Appointment Public 7/1/2010-6/30/2013
Michael Keenan 80 Fairview Avenue Binghamton, New York 13904	New Appointment Public 7/1/2010-6/30/2013
Len Basso 1006 Route 11 Kirkwood, New York 13795	New Appointment Private 7/1/2010-6/30/2013
Amy Shaw 49 Court Street Binghamton, New York 13901	New Appointment Private 7/1/2010-6/30/2013
Debra Bevans 379 Corporate Road Conklin, New York 13748	New Appointment Private 7/1/2010-6/30/2013
Barbara Kane 1 Kattleville Road Chenango Bridge, New York 13745	New Appointment Private 7/1/2010-6/30/2013
Michael Atchie 8 Brevity Court Binghamton, New York 13905	New Appointment Private 7/1/2010-6/30/2013

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 499 of
2000, confirms the appointments of the above-named individuals to membership on the Broome
Tioga Workforce Investment Board for the terms indicated, in accordance with their appointment
by the County Executive.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 286

By Personnel, Human Services, and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that in accordance with a request contained in PCR# 10-152 from the Commissioner of Broome County Social Services, this County Legislature hereby authorizes the position of Human Services Program Coordinator II, Grade 20, Union Code 04 CSEA, minimum salary \$21.60 per hour at budget line 35010006.6001000.3510253, to be abolished effective May 17, 2010, as the grant is no longer funded.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 287

By Finance, Public Works and Transportation and Rural Development Committees
Seconded by Mr. Merrill

RESOLUTION AMENDING THE 2010 CAPITAL IMPROVEMENT PROGRAM FOR AIRPORT SNOW REMOVAL EQUIPMENT (SRE) BUILDING IMPROVEMENT PROJECT TO INCLUDE FIRE SUPPRESSION SYSTEM

RESOLVED, that the 2010 Capital Improvement Program is hereby amended to create a new project for the Department of Aviation as follows:

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>
			<u>State</u>	<u>Federal/Other</u>		
2830035	Snow Removal Equipment (SRE) Building Improvement Project	\$150,000	\$0	\$0		\$150,000

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2010	10	14	\$0	150,000

*County's portion funded by Passenger Facility Charge funds 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 Fund to provide sufficient cash to proceed and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 288

By Finance, Personnel, and Public Health and Environmental Protection Committees
Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Health, in order to revise the Public Health Emergency Preparedness and Response to Bioterrorism Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

FROM:	Department	Account	Project	Description	Amount
	25010004	6001000	2510343	Salaries Full-Time	\$ 6,401
	25010004	6001003	2510343	Salaries Overtime	\$ 21,850
	25010004	6004106	2510343	General Office Expense	\$ 3,500
	25010004	6004138	2510343	Other Operational Expense	\$ 31,814
	25010004	6004255	2510343	Contracted Services	\$ 56,585

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25010004	6004604	2510343	Dpw Security Chargeback	\$ 9,000
25010004	6004606	2510343	Telephone Billing Account	\$ 16,377
25010004	6004617	2510343	Duplicating Chargeback Building Service	\$ 16,000
25010004	6004619	2510343	Chargeback	\$ 4,400
25010004	6008004	2510343	Workers Compensation	\$ 301
25010004	6008011	2510343	Unemployment Insurance	\$ 1,907
25010004	6004165	2510343	Advisory Board/Trustee	\$ 500
			TOTAL	\$ 168,635

TO:	Department	Account	Project	Description	Amount
	25010004	6001001	2510343	Salaries Part-Time	\$ 1,324
	25010004	6001002	2510343	Salaries Temporary	\$ 1,402
	25010004	6004012	2510343	Office Supplies Training And Educational Supplies	\$ 18,075
	25010004	6004045	2510343	Supplies	\$ 1,475
	25010004	6004048	2510343	Misc Operational Supplies Computer Software & Supplies	\$ 7,400
	25010004	6004055	2510343	Supplies	\$ 2,481
	25010004	6004056	2510343	Computer Equipment Medical Lab & Clinical Supplies	\$ 700
	25010004	6004062	2510343	Supplies	\$ 8,950
	25010004	6004102	2510343	Telephone Equipment	\$ 25,746
	25010004	6004127	2510343	Other Institutional Subcontracted Program Expense	\$ 7,500
	25010004	6004146	2510343	Expense	\$ 50,000
	25010004	6004161	2510343	Travel Hotels And Meals Personal Services Chargeback	\$ 2,000
	25010004	6004610	2510343	Chargeback	\$ 3,964
	25010004	6004618	2510343	Office Supplies Chargeback	\$ 2,000
	25010004	6008001	2510343	State Retirement	\$ 14,842
	25010004	6008002	2510343	Social Security	\$ 2,206
	25010004	6008006	2510343	Life Insurance	\$ 18
	25010004	6008007	2510343	Health Insurance	\$ 3,637
	25010004	6008010	2510343	Disability Insurance	\$ 65
	25010004	6002503	2510343	Computer Equipment	\$ 14,850
				TOTAL	\$ 168,635

Carried. Ayes-19, Nays-0

RESOLUTION NO. 289

By Public Health and Environmental Protection, and Finance Committees
Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING ACCEPTANCE OF STAP WOMENS OUTREACH SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Public Health Director requests authorization to accept a STAP Womens Outreach Services Program Grant and adopt a program budget in the amount of \$10,000 for the period June 1, 2010 through May 31, 2011, and

WHEREAS, said program grant is necessary to enable Clinic Services employees to provide outreach, education and testing services to women at risk of HIV, hepatitis and other sexually transmitted infections, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,000 from the Southern Tier AIDS Program, 122 Baldwin Street, Johnson City, NY 13790 for the Department of Health's STAP Womens Outreach Services Program Grant for the period June 1, 2010 through May 31, 2011, and be it

FURTHER RESOLVED, that revenue from said program grant shall be credited to line 25010004.5000912.2510367 (Health Department – Federal), 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 \$10,000, 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-19, Nays-0

RESOLUTION NO. 290

By Public Health and Environmental Protection, Personnel, and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION APPROVING THE CREDENTIALING AND REAPPOINTMENT OF MEDICAL STAFF AT THE BROOME COUNTY HEALTH DEPARTMENT

WHEREAS, New York State's Official Compliance of Codes, Rules and Regulations requires the operator of an Article 28 Diagnostic and Treatment Center to review the assignment of clinical privileges for the medical and dental staff every two years, and

WHEREAS, the Broome County Health Department Credentialing Committee completed its review of Robin Eastman-Abaya, MD, Laboratory and Frank Biondolillo, DDS, Supervising Dentist, and recommends reappointment to the medical/director staff, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the credentialing of Robin Eastman-Abaya, MD and Frank Biondolillo, DDS and reappointment to the medical staff at the Broome County Health Department, 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-19, Nays-0

RESOLUTION NO. 291

By Public Health and Environmental Protection, Personnel, and Finance Committees
Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING RENEWAL OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS AND RESPONSE TO BIOTERRORISM PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 339 of 2009, as amended by 614 of 2009 and 213 of 2010, authorized and approved the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant for the Department of Health and adopted a program budget in the amount of \$902,569 for the period August 10, 2009 through August 9, 2010, and

WHEREAS, said program grant is designed to develop and assist in the implementation of response plans that address all forms of communicable disease outbreaks and terrorist threats including geological, chemical, and radiological, to include training, functional drills/exercises, refinement of redundant communication/technology infrastructure, community training, and continuity of operations among other required deliverables, and

WHEREAS, it is desired to renew said program grant in the amount of \$57,996 for the period August 10, 2010 through August 9, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$57,996 from the New York State Department of Health/Health Research, Inc., P.O. Box 22002, Albany, NY 12201-2002, for the Department of Health's Public Health and Emergency Preparedness and Response to Bioterrorism Program Grant for the period August 10, 2010 through August 9, 2011, 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 \$57,996, 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-19, Nays-0

RESOLUTION NO. 292

By Public Health and Environmental Protection, Personnel, and Finance Committees
Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING REVISION OF THE CANCER SERVICES PROGRAM OF BROOME, TIOGA AND CHENANGO COUNTIES GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 75 of 2010, authorized and approved renewal of the Broome, Tioga and Chenango Counties Cancer Services Program Grant for the Department of Health and adopted a program budget in the amount of \$262,081 for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said program grant provides outreach, community education and comprehensive breast, cervical, and colorectal cancer screenings and case management services to uninsured, under-insured and under-served men and women who meet program eligibility criteria as outlined by the NYS DOH Operations Manual, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$22,361 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Cancer Services Program of Broome, Tioga and Chenango Counties Grant to reflect a decrease of \$22,361 for the period April 1, 2010 through March 31, 2011, 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 \$239,720, and be it

FURTHER RESOLVED, that Resolution 75 of 2010, 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-19, Nays-0

RESOLUTION NO. 293

By Public Health and Environmental Protection, Personnel, and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING REVISION OF THE CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 74 of 2010, authorized and approved renewal of the Chemung and Schuyler Counties Cancer Services Program Grant for the Department of Health and adopted a program budget in the amount of \$153,610 for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said program grant provides outreach, community education and comprehensive breast, cervical, and colorectal cancer screenings and case management services to uninsured, under-insured and under-served men and women in Chemung and Schuyler Counties, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$13,106 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Cancer Services Program of Chemung and Schuyler Counties Grant to reflect a decrease of \$13,106 for the period April 1, 2010 through March 31, 2011, 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 \$140,504, and be it

FURTHER RESOLVED, that Resolution 74 of 2010, 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-19, Nays-0

RESOLUTION NO. 294

By Public Health and Environmental Protection and Public Safety and Emergency Services Committees
Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING MEMORANDUMS OF UNDERSTANDING WITH VARIOUS BROOME COUNTY HOME HEALTH CARE AGENCIES FOR THE BROOME COUNTY DEPARTMENT OF HEALTH

WHEREAS, the Broome County Department of Health requests authorization to enter into non-monetary Memorandums of Understanding with various Home Health Care Agencies serving Broome County Residents for a transfer of data within the Home Healthcare Patient Tracking System, and

WHEREAS, said Memorandums of Understanding between Broome County and these various Home Health Care Agencies which serve Broome County residents are necessary so that the agencies may enter and the Health Department may access patient data in the Home Healthcare Patient Tracking System during a localized or county-wide emergency, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Department of Health to enter into non-monetary Memorandums of Understanding as indicated in Exhibit "B" with various Home Health Care Agencies as indicated in Exhibit "A", and be it

FURTHER RESOLVED, this County Legislature authorizes the County Executive and the Director of Public Health to sign the Memorandums of Understanding, 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-19, Nays-0

RESOLUTION NO. 295

By Economic Dev & Planning, Transportation & Rural Dev, Finance Committees
Seconded by Mr. Herz

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH C & S DESIGN BUILD, INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT'S INTERMODAL TRANSIT TERMINAL PROJECT 2007-2010

WHEREAS, this County Legislature, by Resolution 395 of 2007 and amended by Resolution 586 of 2009, authorized an agreement with C & S Construction Management Services for construction management services for the Department of Planning and Economic Development's Intermodal Transit Terminal Project at a cost not to exceed \$352,328 for the period June 1, 2007 through September 30, 2010, and

WHEREAS, said agreement is necessary to oversee the construction of the Intermodal Transit Terminal Project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to amend the cost for an increase of \$104,570 to the total not to exceed amount of \$456,898, to amend the period to June 1, 2007 through March 31, 2011, and to correct name of the contractor to

C & S Design Build, Inc., and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with C & S Design Build, Inc., 499 Col. Eileen Collins Boulevard, Syracuse, NY 13212, to amend the amount paid to the Contractor to \$456,898 and amend the period to June 1, 2007 through March 31, 2011, for construction management services for the Intermodal Transit Terminal Project, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 31010105.6004132.3120008 (Engineering Services) Fund Code 5202, and be it

FURTHER RESOLVED, that Resolution 395 of 2007, as amended by Resolution 586 of 2009, 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-1 (Diffendorf)

RESOLUTION NO. 296

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Hutchings
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH TIOGA COUNTY FOR HOUSING OF BROOME COUNTY PRISONERS FOR THE OFFICE OF THE SHERIFF FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 207 of 2009, authorized renewal of the agreement with Tioga County for housing Broome County Prisoners at an amount not to exceed \$80.00 per day, per prisoner for the Office of the Sheriff for the period August 14, 2009 through August 13, 2010, and

WHEREAS, said services are necessary to relieve overcrowding at the Broome County Public Safety Facility, and

WHEREAS, said agreement expires by its terms on August 13, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$80 per day, per prisoner, for the period August 14, 2010 through August 13, 2011 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Tioga County Sheriff's Office, 103 Corporate Drive, Owego, New York 13827 for housing Broome County prisoners for the Office of the Sheriff for the period August 14, 2010 through August 13, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$80 per day, per prisoner, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 23010003.6004124 (Inmate Exp. – Other Facility), 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-19, Nays-0

RESOLUTION NO. 297

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Hutchings
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH WATCH SYSTEMS FOR A CENTRAL SEX OFFENDERS REGISTRY FOR THE OFFICE OF THE SHERIFF FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 305 of 2009, authorized renewal of the agreement with Watch Systems for a Central Sex Offender Registry for the Office of the Sheriff at a

cost of a license fee of \$9,000 and a fee of \$9,000 for postage, total amount not to exceed \$18,000, for the period September 1, 2009 through August 31, 2010, and

WHEREAS, said services are necessary to provide for the registration, verification and community notification tool for sex offenders in Broome County, and

WHEREAS, said agreement expires by its terms on August 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$18,000, for the period September 1, 2010 through August 31, 2011 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Watch Systems, 516 E. Rutland Street, Covington, LA 70433, for a Central Sex Offender Registry for the Office of the Sheriff for the period September 1, 2010 through August 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor the cost of a license fee of \$9,000, and a fee of \$9,000 for postage, total amount not to exceed \$18,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 23020403.6004194 (Software Rental) and 23020403.6004100 (Postage), 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-19, Nays-0

RESOLUTION NO. 298

By Public Safety and Emergency Services, Personnel, and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING RENEWAL OF THE AID TO PROSECUTION GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 435 of 2009, authorized and approved the Aid to Prosecution Grant for the Office of the District Attorney and adopted a program budget in the amount of \$247,385 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides funds for approximately 34.4% of the salary and fringe benefits for the Chief Assistant District Attorney and one Senior Assistant District Attorney, and

WHEREAS, it is desired to renew said grant program in the amount of \$251,367 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$86,400 from the New York State Division of Criminal Justice Services, 4 Tower Place, Albany, NY 12203 for the Office of the District Attorney's Aid to Prosecution Grant for the period April 1, 2010 through March 31, 2011, 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 \$251,367, 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-19, Nays-0

RESOLUTION NO. 299

By Education, Culture and Recreation and Finance Committees Seconded by Mr. Hutchings
RESOLUTION AUTHORIZING RENEWAL OF THE BOOKS WITH SENATOR LIBOUS IN PARTNERSHIP WITH MORRISVILLE STATE COLLEGE PROGRAM GRANT FOR THE BROOME COUNTY PUBLIC LIBRARY AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 388 of 2009, authorized and approved the renewal of the Senator Libous Children's Books Program Grant for the Broome County Public Library and adopted a program budget in the amount of \$1,300 for the period June 1, 2009 through May 31, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$750 for the period June 1, 2010 through May 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$750 from the 2010 BOOKS Children's Programming Grant in Partnership with Morrisville State College, P.O. Box 2127, Binghamton, NY 13902, for the Broome County Public Library's Books with Senator Libous program for the period June 1, 2010 through May 31, 2011, 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 \$750, 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-19, Nays-0

RESOLUTION NO. 300

By Finance Committee Seconded by Mr. Hutchings
RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE VARIOUS CITY, TOWNS AND VILLAGES AS SHOWN IN EXHIBIT A

WHEREAS, the Director of Real Property Tax Services requests this Legislature to authorize the cancellation of the tax records of these parcels of real property by virtue of the reason as shown in Exhibit A, the parcels are either owned by the County or State or because the parcel does not exist, therefore all entities are exempt, now, therefore, be it

RESOLVED, that taxes will be cancelled on the following parcels of real property as seen on Exhibit "A".

Carried. Ayes-19, Nays-0

RESOLUTION NO. 301

By Finance Committee

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING ADJUSTMENT TO DELINQUENT TAXES IN THE TOWN OF NANTICOKE AND THE TOWN OF UNION

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

RESOLVED, that this County Legislature hereby approves authorization for the Commissioner of Finance to execute any and all adjustments to delinquent tax bills, tax records and property records for the following properties for the reasons stated:

Parcel ID: 046.01-1-18
Town/Village: Town of Nanticoke
Owner: David & Holly Slack
Action Required: School Re-levy of \$590.08 should be adjusted to -0-
Amount to be Cancelled: \$590.08
Reason: Basic STAR not applied

Parcel ID: 143.65-1-32
Town/Village: Town of Union
Owner: Goodwill Theater, Inc.
Action Required: The following should be adjusted:
County Tax: \$1,465 to \$366.35
Town Tax: \$152.19 to \$38.05
School Re-levy: \$4,788.30 to \$1,197.08
Village Re-levy: \$3,308.54 to \$827.14
Library: \$97.63 to \$24.41
Ambulance: \$18.78 to \$4.70

Amount to be Cancelled: \$7,275
Reason: There should have been a \$7,275 non profit exemption

Carried. Ayes-19, Nays-0

RESOLUTION NO. 302

By Public Works and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SCS ENGINEERS, PC FOR CONSTRUCTION REVIEW SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SOLID WASTE MANAGEMENT FOR 2003-2009

WHEREAS, this County Legislature, by Resolution 374 of 2003, as amended by Resolution 402 of 2005, 348 and 739 of 2006, 407 of 2007, 665 of 2008 and 636 of 2009, authorized an agreement with SCS Engineers, PC for design and construction review services for the Department of Public Works-Division of Solid Waste Management at a cost not to exceed \$148,119, for the period October 6, 2003 through June 30, 2010, and

WHEREAS, said agreement is necessary for consulting services for landfill gas management and reporting, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$10,000 and extend the term through June 30, 2011, and

WHEREAS, the Deputy Commissioner of Public Works-Division of Solid Waste 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 SCS Engineers, PC, 140 Route 303, Valley Cottage, New York, 10989, to

increase the not to exceed amount by \$10,000 and extend the term through June 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$158,119, for the term October 6, 2003 through June 30, 2011, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38040007.6004146.2020 (Subcontracted Program), and be it

FURTHER RESOLVED, that Resolution 374 of 2003, 402 of 2005, 348 and 739 of 2006, 407 of 2007 and 665 of 2008 and 636 of 2009, 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-19, Nays-0

RESOLUTION NO. 303

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING APPLICATION FOR A JUSTICE ASSISTANCE GRANT JOINTLY WITH THE CITY OF BINGHAMTON

WHEREAS, the City of Binghamton and the County of Broome are jointly eligible for a Justice Assistance Grant (JAG), offered through the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, and

WHEREAS, this grant is the successor to three prior Bureau of Justice Assistance programs, the Local Law Enforcement Block Grant Program and the Edward Byrne Memorial Formula Grant Program, and

WHEREAS, this Legislature by Resolution 291 of 2009 authorized the execution of an Interlocal Agreement with the City of Binghamton to apply for a Justice Assistance Grant in the amount of \$26,768, and

WHEREAS, in past years the City of Binghamton has received 100% of the grants for the purpose of funding the City Parks Program, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the execution of an Interlocal Agreement between the City of Binghamton and the County of Broome to apply for the 2010 Justice Assistance Grant offered through the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, and be it

FURTHER RESOLVED, that the Interlocal Agreement will provide that the City of Binghamton retain 100% (\$29,666) from the JAG award and that there shall be no local match requirements to the Grant, 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-19, Nays-0

RESOLUTION NO. 304

By Transportation and Rural Development and Finance Committees Seconded by Mr. Hutchings
RESOLUTION AUTHORIZING ACCEPTANCE OF A FEDERAL AVIATION IMPROVEMENT PROGRAM GRANT FOR THE DEPARTMENT OF AVIATION'S MAIN AIRCRAFT PARKING APRON REHABILITATION CAPITAL PROJECT AT THE GREATER BINGHAMTON AIRPORT

WHEREAS, the Commissioner of Aviation requests authorization to accept a Federal Aviation Improvement Program Grant and adopt a program budget in the amount of \$3,816,350 to rehabilitate the airport's main aircraft parking apron surface, and

WHEREAS, said program grant will provide ninety-five percent of the cost associated with work that will address failing pavement surfaces, full depth reconstruction of the asphalt pavements, overhead area lighting, replacement of pavement markings, and pavement seal-coating, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,800,000 from the Federal Aviation Administration, New York Airports District Office, 600 Old Country Road, Suite 446, Garden City, NY 11530 for the Department of Aviation's Greater Binghamton Airport Federal Airport Improvement Program Grant, 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-19, Nays-0

RESOLUTION NO. 305

By Transportation and Rural Development and Finance Committees Seconded by Mr. Hutchings
RESOLUTION AUTHORIZING THE ENTERING INTO AN AGREEMENT WITH MCFARLAND-JOHNSON, INC. FOR ENGINEERING DESIGN FOR THE DEPARTMENT OF AVIATION FOR 2010-2011

WHEREAS, the Department of Aviation requests authorization for an agreement with McFarland-Johnson, Inc. for engineering design and administrative services for the Department of Aviation at a cost not to exceed \$39,309, for the period July 23, 2010 through February 1, 2011, and

WHEREAS, said services shall provide professional engineering design and administrative services pursuant to the terms of Task Order Authorization Number 29 for the Snow Removal Equipment Building Improvements Project at the Greater Binghamton Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland-Johnson, Inc., 49 Court Street, P.O. Box 1980, Binghamton, NY 13902, for engineering design and administrative services for the Snow Removal Equipment Building Improvements Project at the Greater Binghamton Airport, for the Department of Aviation for the period July 23, 2010 through February 1, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$39,309 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 28010005.6002102.2830035 (Improvements/Alterations to Buildings), 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-19, Nays-0

RESOLUTION NO. 306

By Transportation and Rural Development and Finance Committees Seconded by Mr. Hutchings
RESOLUTION AUTHORIZING THE ENTERING INTO AN AGREEMENT WITH MCFARLAND-JOHNSON, INC. FOR CONSTRUCTION OBSERVATION FOR THE DEPARTMENT OF AVIATION FOR 2010-2011

WHEREAS, the Department of Aviation requests authorization for an agreement with McFarland-Johnson, Inc. for the Department of Aviation at a cost not to exceed \$379,395, for the period July 1, 2010 through November 15, 2011, and

WHEREAS, said services will provide administrative and full-time resident inspection services pursuant to the terms of Task Order Authorization Number 28 during the construction of the Main Apron Rehabilitation Project at the Greater Binghamton Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland-Johnson, Inc., 49 Court Street, P.O. Box 1980, Binghamton, NY 13902, for construction observation and administration services for the Main Apron Rehabilitation Project at the Greater Binghamton Airport, for the Department of Aviation for the period July 1, 2010 through November 15, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$379,395 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 28010005.6002204.2820033 (Other Improvements), 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-19, Nays-0

RESOLUTION NO. 307

By Public Works and Finance Committees Seconded by Mr. Hutchings
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MCFARLAND-JOHNSON, INC. FOR DESIGN SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2010

WHEREAS, this County Legislature, by Resolution 80 of 2010, authorized an agreement with McFarland-Johnson, Inc. for design service for the Department of Aviation at a cost not to exceed \$33,300, for the period February 18, 2010 through October 1, 2010, and

WHEREAS, said agreement is necessary for design phase services for the airport security upgrades project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to reflect changes in the scope of work and to increase the not to exceed amount by \$12,700, and

WHEREAS, the Commissioner of Aviation 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 McFarland-Johnson, Inc., 49 Court Street, P.O. Box 1980, Binghamton, NY 13902, for changes to design phase services for the airport security upgrades project for the Department of Aviation for the period February 18, 2010 through October 1, 2010 to increase the scope of work and increase the not to exceed amount by \$12,700, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 28010005.6002102.2830034 (Improvements/Alterations to Buildings), and be it

FURTHER RESOLVED, that Resolution 80 of 2010, 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-19, Nays-0

RESOLUTION NO. 308

By Education, Culture and Recreation and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF THE BROOME COUNTY VETERANS DISPLAY CASE FUND

WHEREAS, this County Legislature, by Resolution 267 of 2010, authorized and supported the creation of a Veterans Display Case on the concourse of the Broome County Veterans Memorial Arena, and

WHEREAS, Broome County expects to receive various gifts and donations to fund the creation of the display case, and

WHEREAS, it is this Legislature's intent to create a trust account for these gifts and donations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the establishment of the "Broome County Veterans Display Case Trust Account", and be it

FURTHER RESOLVED, that the Manager of the Arena, is hereby authorized to expend said funds in accordance with the provisions of state and local laws and the consensus of the Deputy Commissioner of Parks and Recreation and the Arena Board, and that use of these funds shall be solely restricted to the establishment of a Veterans Display Case at the Broome County Veterans Memorial Arena, and be it

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

Ms. Buchta made a motion, seconded by Mr. Herz to amend the Resolved paragraph to read "Broome County Veterans Display Case Trust Account Fund 4660045..." and include a paragraph to read "Further Resolved that funds for the Broome County Veterans Display Case Trust Account shall be credited to trust account fund 4660045, and be it"

Amendment carried. Ayes-19, Nays-0. **Resolution as amended carried.** Ayes-19, Nays-0.

RESOLUTION NO. 309

By Personnel and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING A LABOR AGREEMENT WITH THE AMALGAMATED TRANSIT UNION FOR 2010-2013

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

WHEREAS, this County Legislature, by Resolution No. 532 of 2006, authorized a written agreement with the Amalgamated Transit Union Local 1145 setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2006 through December 31, 2009, and

WHEREAS, a tentative agreement has been reached with the Amalgamated Transit Union for the period January 1, 2010 through December 31, 2013, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with the Amalgamated Transit Union Local 1145, setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2010 through December 31, 2013, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 2006-2009 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 310

By Economic Development and Planning and Finance Committees Seconded by Mr. Hutchings
RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF UNION FOR DEMOLITION AND SITE REMEDIATION OF A FORMER INDUSTRIAL PROPERTY LOCATED AT 46 CORLISS AVENUE IN THE VILLAGE OF JOHNSON CITY AND AUTHORIZING A TRANSFER OF FUNDS AND PAYMENT TO THE TOWN OF UNION FOR SAID ACTIVITY

WHEREAS, the Department of Planning and Economic Development requests authorization for an intermunicipal agreement with the Town of Union for services for demolition and site remediation of a former industrial property located at 46 Corliss Avenue in the Village of Johnson City, with payment to the Town of Union in an amount not to exceed \$90,000, for the period July 1, 2010 through December 31, 2010, and

WHEREAS, said intermunicipal agreement is necessary to supplement the Restore NY funds expended for the purpose of the demolition and site remediation of 46 Corliss Avenue, and

WHEREAS, following the demolition and site remediation of 46 Corliss Avenue, the site will be shovel ready and marketed to potential developers, now, therefore, be it

RESOLVED, that the Broome County Legislature hereby authorizes an intermunicipal agreement with the Town of Union, 3111 East Main Street, Endwell NY 13760, for the demolition and site remediation of 46 Corliss Avenue in the Village of Johnson City, for the Department of Planning and Economic Development, for the period July 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby authorized the amendment of the 2010 County budget to allow for the increase of expenditures and revenues by \$90,000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Town of Union an amount not to exceed \$90,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 90000099.6005035 (Brownfield Remediation), 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-19, Nays-0

RESOLUTION NO. 311

By Finance Committee

Seconded by Mr. Sanfilippo

RESOLUTION APPROVING SALE OF 2010 IN REM FORECLOSURE PROPERTIES TO FORMER OWNERS

WHEREAS, the County of Broome now owns certain parcels of real property by virtue of the completion of proceedings and foreclosure in rem for year 2010, and

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

WHEREAS, the Director of Real Property Tax Service advises that the former owners of certain properties have requested to have the properties sold back to them, and the Director and the Legislature's sponsoring committee recommend that such requests be granted based on the unusual circumstances of each such case as reviewed and approved by the sponsoring committee, now, therefore, be it

RESOLVED, that the sale back to former owners of the parcels listed in Exhibit "A" for the amounts as stated is hereby approved by this County Legislature based on the unusual circumstances of each such case, as determined by the sponsoring committee as well as the undue hardship to the former owners that the failure to approve such sales would cause, and be it

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

Held over by Mr. Nirchi

RESOLUTION NO. 312

By Finance Committee

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE SUSQUEHANNA VALLEY SCHOOL DISTRICT FOR THE COLLECTION AND ENFORCEMENT OF SCHOOL DISTRICT TAXES

WHEREAS, the school district taxes for the Susquehanna Valley School District are currently collected by the Business Manager for the School District, and

WHEREAS, the Susquehanna Valley School District has indicated that there are savings and economies to be gained by having the tax collection be performed by Broome County rather than internally by the School District, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Susquehanna Valley School District authorizing the Broome County Real Property Tax Service to perform those functions necessary to collect School District Taxes within the Susquehanna Valley School District, and be it

FURTHER RESOLVED, that the agreement for the collection of school district taxes for the Susquehanna Valley School District shall follow the outline as indicated on the attached Exhibit "A", and be it,

FURTHER RESOLVED, that in consideration of said agreement \$3,900 will be credited to budget line 1700001.5000803 (Property Tax Administration) and \$6,400 will be credited to budget line 1700001.5000185, and be it

FURTHER RESOLVED, that this agreement shall renew automatically unless the parties agree to terminate the agreement, and be it,

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 313

By Finance Committee

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING THE COUNTY TO ENTER INTO AN AGREEMENT WITH THE BINGHAMTON CITY SCHOOL DISTRICT FOR BROOME COUNTY TO PROVIDE COLLECTION SERVICES FOR SCHOOL TAXES FOR A PORTION OF THE DISTRICT WHICH IS IN TOWN OF DICKINSON FOR THE 2010-2011 SCHOOL YEAR

WHEREAS, the Director of Real Property Tax Service requests authorization for an agreement with the Binghamton City School District to provide collection services for school taxes for the part of the Binghamton City School District that is in the Town of Dickinson, with revenue to the County for the 2010-2011 school year, and

WHEREAS, said agreement is necessary for Broome County to provide school tax collection services at the request of the school district, now, therefore, be it

RESOLVED, that the Broome County Legislature hereby authorizes an agreement with the Binghamton City School District, 164 Hawley Street, Binghamton, New York 13901 authorizing tax collection services by the Office of Real Property Tax Service for a portion of the District within the Town of Dickinson, and be it

FURTHER RESOLVED, that the fees for the collection of school district taxes under this agreement shall follow the outline as indicated on the attached Exhibit "A", and be it

FURTHER RESOLVED, that in consideration of said agreement \$600 will be credited to budget line 1700001.5000803 (Property Tax Administration) and \$364 will be credited to budget line 1700001.5000185, and be it

FURTHER RESOLVED, that this agreement shall renew automatically unless the parties agree to terminate the agreement, and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 314

By Public Works and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT WITH NYSEG IN CONNECTION WITH RELOCATING TRANSMISSION LINES IN THE VICINITY OF THE HIGHWAY GARAGE

WHEREAS, NYSEG has requested an easement on lands of Broome County located in the vicinity of the highway garage in order to re-locate an overhead electric transmission line, and

WHEREAS, the Deputy Commissioner of Public Works Highway Division has reviewed the proposed easement and has no objection, and

WHEREAS, the Commissioner of Public Works has no objection; now, therefore, be it

RESOLVED, that this County Legislature hereby grants an easement to New York State Electric and Gas Corporation (NYSEG), 18 Link Drive, Kirkwood, NY, running through land owned by Broome County in the vicinity of the highway garage in the Town of Chenango as more fully described in a map and property description referred to as Exhibit "A," and be it

FURTHER RESOLVED, that in consideration of the relocation of said transmission lines NYSEG will pay Broome County the sum of one dollar, 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-19, Nays-0

RESOLUTION NO. 315

By Personnel and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING AGREEMENT WITH UNITED HEALTH SERVICES HOSPITALS, INC. FOR DRUG AND ALCOHOL TESTING SERVICES FOR THE PERSONNEL DEPARTMENT FOR 2010 THROUGH 2012

WHEREAS, the Personnel Department requests authorization for an agreement with United Health Services for drug and alcohol testing services with payment according to the fee schedule attached as Exhibit "A", total amount not to exceed budgeted appropriations for the period March 31, 2010 through December 31, 2012, and

WHEREAS, said agreement is necessary to conduct drug and alcohol testing for Broome County employee commercial driver license holders and safety sensitive positions, as required by the United States Department of Transportation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with United Health Services, for drug and alcohol testing services, for the Personnel Department for the period March 31, 2010 through December 31, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor according to the fee schedule attached as Exhibit "A" at an amount not to exceed the budgeted appropriations for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004402 (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-19, Nays-0

RESOLUTION NO. 316

By Public Works and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF CHENANGO FOR TREATMENT OF LEACHATE FROM THE NANTICOKE LANDFILL FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SOLID WASTE MANAGEMENT FOR 2010-2012

WHEREAS, this County Legislature, by Resolution 267 of 2008, authorized renewal of the agreement with the Town of Chenango for treatment of effluent from the County leachate treatment facility at the Nanticoke Landfill at the rate of \$13 per 1,000 gallons of leachate, total annual cost not to exceed \$90,000 for the Department of Public Works Division of Solid Waste Management for the period July 5, 2008 through July 4, 2010, and

WHEREAS, said agreement is necessary to dispose of effluent from the County leachate treatment facility at an approved wastewater treatment plant, and

WHEREAS, said agreement expired by its terms on July 4, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$13 per 1,000 gallons of leachate, total annual cost not to exceed \$90,000 for the period July 5, 2010 through July 4, 2012, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Chenango, 1529 NYS Route 12, Binghamton, New York 13901, for treatment of effluent from the County leachate treatment facility at the Nanticoke Landfill for the Department of Public Works Division of Solid Waste Management for the period July 5, 2010 through July 4, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$13 per 1,000 gallons of leachate, total annual cost not to exceed \$90,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38040007.2020.6004146 (Subcontracted programs), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.
Carried. Ayes-19, Nays-0

RESOLUTION NO. 317

By Personnel and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING A LABOR AGREEMENT WITH THE BROOME COUNTY ADMINISTRATIVE AND PROFESSIONAL ASSOCIATION FOR 2010-2014

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

WHEREAS, this County Legislature, by Resolution No. 546 of 2006, authorized a written agreement with the Broome County Administrative and Professional Association setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2006 through December 31, 2009, and

WHEREAS, a tentative agreement has been reached with the Broome County Administrative and Professional Association for the period January 1, 2010 through December 31, 2014, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with the Broome County Administrative and Professional Association, setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2010 through December 31, 2014, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 2006-2009 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.
Carried. Ayes-19, Nays-0

RESOLUTION NO. 318

By Personnel and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING A LABOR AGREEMENT WITH CIVIL SERVICE EMPLOYEES ASSOCIATION (CSEA) FOR 2010-2014

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

WHEREAS, this County Legislature, by Resolution No. 197 of 2006, authorized a written agreement with Civil Service Employees Association setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2006 through December 31, 2009, and

WHEREAS, a tentative agreement has been reached with Civil Service Employees Association for the period January 1, 2010 through December 31, 2014, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with Civil Service Employees Association Local 804 Broome County Unit 6150, setting forth the terms and conditions

of employment for those employees represented by said Union, for the period January 1, 2010 through December 31, 2014, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 2006-2009 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 319

By Personnel, Public Health and Environmental Protection, and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request contained in PCR# 10-172 from the Director of the Public Health, this County Legislature hereby authorizes the creation of Public Health Nurse, Grade 17, Union Code 70 CSEA, minimum salary \$18.55/hr, at budget line 25060004.6001001.1010000101080, effective August 9, 2010, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 10-171 from the Director of the Public Health, this County Legislature hereby authorizes the creation of Secretary, Grade 13, Union Code 04 CSEA, minimum salary \$15.17/hr, at budget line 25060004.6001000.1010000, effective August 9, 2010, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 10-170 from the Director of the Public Health, this County Legislature hereby authorizes the abolishing of Senior Registered Professional Nurse, Grade 16, Union Code 04 CSEA, minimum salary \$17.63/hr, at budget line 25060004.6001000.1010000101080, effective July 31, 2010, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 10-169 from the Director of the Public Health, this County Legislature hereby authorizes the abolishing of Medical Assistant, Grade 11, Union Code 04 CSEA, minimum salary \$13.73/hr, at budget line 25020004.6001000.1010000, effective July 31, 2010.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 320

By Personnel, Public Health and Environmental Protection, and Finance Committees

Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request contained in PCR# 10-175 from the Director of the Public Health, this County Legislature hereby authorizes the creation of Health Program Director, Grade 20, Union Code 07 BAPA, minimum salary \$47,831, at budget line 25010004.6001001.2510366, effective August 10, 2010 and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 10-165 from the Director of the Public Health, this County Legislature hereby authorizes an account code change and position data update of Principal Account Clerk, Grade 13, Union Code 08 CSEA, minimum salary \$15.17/hr, from budget line 25010004.6001001.2510315 to budget line 25010004.6001001.2510349 and to reduce weekly hours from 18.75 to 9.38/week, effective July 1, 2010 to September 30, 2010.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 321

By Finance and Public Works Committees

Seconded by Mr. Sanfilippo

RESOLUTION AMENDING BOND RESOLUTION 05-742 DATED DECEMBER 28, 2005 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME, AS AMENDED BY BOND RESOLUTION 2010-37 DATED FEBRUARY 18, 2010, WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, Bond Resolution 05-742 adopted by this County Legislature on December 28, 2005, as amended by Resolution 2010-37 dated February 18, 2010 set forth an Intermodal Center project at \$12,406,000 and

WHEREAS, the costs for the Intermodal Center project are now estimated to be \$14,106,000 as set forth in Resolution 2010-279 dated June 17, 2010 and

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

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

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

<u>Project Name</u>	<u>PPU/LFL</u>	<u>Section 11:00</u>	<u>Maximum Estimated Cost</u>
Intermodal Center Project		30/11	\$14,106,000

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$1,700,000 for the Intermodal Center project with amount of serial bonds to be issued increased by \$1,700,000 to \$76,351,993 and the amount of Federal monies received increased by \$40,000 in the following monies and allocated in their entirety to the following project: \$40,000 for the Intermodal Center project.

Section 3. This Resolution to the extent inconsistent with Resolution 742 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:

- 7) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 8) 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
- 9) 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-19, Nays-0

RESOLUTION NO. 322

By Finance and Public Works Committees

Seconded by Ms. Messina

BOND RESOLUTION DATED

RESOLUTION AUTHORIZING THE ISSUANCE OF \$2,000,000 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 of the State of New York and periods of probable usefulness applicable thereto:

<u>Project Name PPU/L.F.L. Sect 11</u>	<u>Estimated Maximum Cost</u>	
Runway Safety Area Improvements Design	10/14	\$1,000,000
Design/construction Review for Section IV Cell II & Cell III	20/6-a	\$1,000,000
Total		\$2,000,000

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 is \$2,000,000 and the plan for the financing thereof is by the issuance of \$2,000,000 bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law and by the application of \$950,000 from the Federal government in the following monies and allocated in their entirety to the following project: \$950,000 for Runway Safety Area Improvements Design and there being anticipated \$25,000 received from State government in the following amounts and allocated entirely to the following project: \$25,000 for Runway Safety Area Improvements Design, 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.

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 Broome 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 provision 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:

- 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 such 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 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-19, Nays-0

RESOLUTION NO. 323

By Public Health and Environmental Protection Committee

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE LEASE OF OIL AND NATURAL GAS MINERAL RIGHTS ON BROOME COUNTY REAL PROPERTY AND RENDERING A "NEGATIVE DECLARATION"

WHEREAS, the County of Broome owns substantial acreage in the County which is suitable for oil and natural gas exploration, and

WHEREAS, the County of Broome has received an offer from Inflection Energy, LLC to lease more than 100 acres of County property for oil and natural gas exploration, and

WHEREAS, it has been determined that a potential lease of more than 100 acres of mineral rights is a Type 1 action subject to the requirements of the New York State Environmental Quality Review Act (SEQRA), and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, under Article 23 of the Environmental Conservation Law, of the State of New York, the laws and regulations of the state supersede all local laws and ordinances relating to the regulation of the oil, gas and solution mining industries, except jurisdiction over local roads and the rights of local governments under the Real Property Law, and

WHEREAS, the NYS Department of Environmental Conservation (DEC) has already prepared a [Generic Environmental Impact Statement](#) (GEIS) under SEQRA to provide a comprehensive review of the potential environmental impacts of oil and natural gas drilling and production and how they are mitigated; and the DEC is currently preparing a supplemental GEIS to assess issues unique to horizontal drilling and high-volume hydraulic fracturing of the Marcellus and other low permeability reservoirs, and

WHEREAS, the commencement of the lease term between the County of Broome and Inflection Energy, LLC would not begin until DEC completes the supplemental GEIS pursuant to SEQRA, and

WHEREAS, this County Legislature recently adopted permanent resolution 2010-200 Local Law 5 of 2010 entitled "A LOCAL LAW CREATING CHAPTER 100 OF THE BROOME COUNTY CHARTER AND CODE PROVIDING THAT A SPECIAL HAULING PERMIT SHALL BE REQUIRED FOR USE OF COUNTY ROADS BY CERTAIN VEHICLES THAT EXCEED THE WEIGHT OR DIMENSIONAL LIMITS IN SECTION 385 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK", AND

WHEREAS, this County Legislature recently adopted permanent resolution 2010-281 entitled RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE CREATION OF CHAPTER 100 OF THE BROOME COUNTY CHARTER AND CODE PROVIDING THAT A SPECIAL HAULING PERMIT BE

REQUIRED FOR USE OF COUNTY ROADS BY CERTAIN VEHICLES THAT EXCEED THE WEIGHT OR DIMENSIONAL LIMITS IN SECTION 385 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK, and

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

WHEREAS, Broome County is the only involved agency with respect to the action, and

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

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of a lease between Inflection Energy, LLC and Broome County for oil and natural gas rights on Broome County property, and be it

FURTHER RESOLVED, that this County Legislature hereby declares its intention to incorporate by reference the environmental assessment and negative declaration set forth in permanent resolution 2010-281, and be it

FURTHER RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that said action of entering into a lease with Inflection Energy, LLC will not have a significant effect on the environment, and be it

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

At the request of the County Executive no action was taken.

RESOLUTION NO. 324

By Finance, Public Health and Environmental Protection Committees

RESOLUTION AUTHORIZING LEASE AGREEMENTS WITH INFLECTION ENERGY LLC FOR OIL AND NATURAL GAS RIGHTS ON COUNTY PROPERTY

WHEREAS, the County of Broome owns substantial acreage in the County which is suitable for oil and natural gas exploration, and

WHEREAS, the County of Broome solicited oil and natural gas lease offers by request for proposal, direct mail and trade show solicitation from interested parties, and

WHEREAS, the County of Broome has received an offer from Inflection Energy, LLC to lease County property for oil and natural gas exploration, and

WHEREAS, the County Legislature finds that the offer is commercially reasonable and wishes to execute a lease agreement with Inflection Energy, LLC, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with Inflection Energy, LLC, 1125 Seventeenth Street, Suite 2540, Denver, CO 80202, hereinafter referred to as lessee, for the lease to lessee of the right to develop and extract oil and natural gas in all depths and formations on certain County owned real property set forth in Exhibit A and attached to the resolution; the final acreage of each parcel may or may not be adjusted following title searches before any payment herein, and be it

FURTHER RESOLVED, that the term of the lease shall be five years commencing on the date that New York State Department of Environmental Conservation (DEC) has issued a final supplemental generic impact statement pursuant to the State Environmental Quality Review Act for horizontal drilling and completion of wells into shale formations using hydraulic fracturing techniques, and DEC is then able to issue permits for drilling and completion of wells in such manner, provided, however, that lessee shall have the right as set forth below to extend the term for an additional three years, and be it

FURTHER RESOLVED, that in consideration of the lease, lessee shall pay the County \$3,000.00 per mineral acre owned by the County which payment shall be due and payable within 90 days of execution of the lease; and be it

FURTHER RESOLVED, that in consideration of the lease, lessee shall have the right to extend the lease term for an additional three years upon payment to the County of an additional \$3,000 per mineral acre owned by the County, and be it further

FURTHER RESOLVED, that in consideration of the lease, lessee shall pay the County a 20 per cent royalty subject to the County's share of post production costs, provided, however, that the County's share of post production costs shall never exceed \$0.30 per mcf deduct, and be it

FURTHER RESOLVED, that in consideration of the lease, if in the year following commencement of the lease term, the lessee executes any third party oil and gas leases on real property located in Broome County in which the royalty is greater than 20 per cent or the deduct is less than \$0.30, then the lessee shall grant to the County from the commencement date of the lease term the increased royalty or lessened deduct, and be it

FURTHER RESOLVED, that in consideration of the lease, the County shall grant to lessee all rights of ingress and egress to install gathering line pipelines and all rights to conduct operations necessary to explore, drill, produce and market natural gas and oil; all such locations shall be approved in advance by the Commissioner of Public Works pursuant to department guidelines, which consent shall not be unreasonably withheld; any natural gas pipelines will be constructed of steel and according to the best practices of the industry; the lessee shall pay the County \$1.00 per foot for pipeline installed and \$2,000.00 per acre for other surface operations; the \$1.00 per foot and \$2,000 per acre limits shall be subject to a Consumer Price Index adjustment after five years and every three years thereafter, and be it

FURTHER RESOLVED, that in consideration of the lease, lessee agrees to drill at least two wells, vertical or horizontal, on real property subject to this lease or on lands pooled therewith targeting a depth to at least the geological formation known as the Marcellus Shale or deeper formations; and be it

FURTHER RESOLVED, that notwithstanding the above, the lessee shall have no rights of egress or ingress on any leased property used as a watershed impoundment area in connection with County flood control projects or County owned dedicated parkland, and the lessee shall conduct no surface operations on any County owned real property used as a watershed impoundment area or parkland, and be it

FURTHER RESOLVED, that on any wells on real property subject to this lease or on lands pooled therewith the lessee shall provide the funds for the County to hire an independent consultant to function as an environmental monitor for drilling, well construction, fracturing, plugging and related activities; said environmental monitor will report directly to Broome County on NYS DEC regulatory compliance and contractual lease compliance; said lessee and the County shall use their best efforts to create an environmental monitoring pilot program that may be used by third parties, 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.

At the request of the County Executive no action was taken.

RESOLUTION NO. 325

By Public Safety and Emergency Services, Personnel, and Finance Committees
Seconded by Mr. Hutchings

RESOLUTION AUTHORIZING ACCEPTANCE OF THE OPERATION IMPACT VII PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Office of the District Attorney requests authorization to accept an Operation Impact VII Program Grant, and adopt a program budget in the amount of \$129,724 for the period July 1, 2010 through June 30, 2011, and

WHEREAS, said program grant funds 100% salary and fringe benefits for one Assistant District Attorney II position to be part of a collaborative law enforcement effort to reduce narcotics and violent crime in Broome County; and one Crime Analyst position in the Broome County Department of Planning, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$129,724 from the New York State Division of Criminal Justice Services, 4 Tower Place, Albany, New York, 12203, for the Office of the District Attorney's Operation Impact VII Program Grant, for the period July 1, 2010 through June 30, 2011, 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 \$129,724, 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-19, Nays-0

RESOLUTION NO. 326

By Finance Committee

Seconded by Mr. Moran

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

WHEREAS, the County of Broome now owns certain parcels of real property as listed on Exhibit "A", and

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said properties to the individuals listed on Exhibit "A", now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property as indicated on Exhibit "A" attached herewith, and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 17000001.5000002 (Gain From Tax Acquired Property), and be it

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

Held over by Mr. Nirchi

Mr. LaBare thanked Mr. Sluzar for all his work on the gas lease agreement.

Mr. Klipsch announced that there was a ceremony at the Health Department for the thirty year anniversary of the WIC Program.

Ms. Messina made a motion to adjourn, seconded by Mr. Whalen . **Motion to adjourn Carried,** Ayes-19, Nays-0. The meeting was adjourned at 6:17 PM

**BROOME COUNTY LEGISLATURE
SPECIAL SESSION
AUGUST 19, 2010**

The Legislature convened at 5:02 PM with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-18, Absent-1 (Howard).

The Chair, Mr. Reynolds, led the members of the Legislature in the Pledge of Allegiance to the Flag.

ANNOUNCEMENTS FROM THE CHAIR

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 327

By County Administration, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 11, 2010, ENTITLED: "A LOCAL LAW ELECTING A RETIREMENT INCENTIVE AS AUTHORIZED BY PART A, CHAPTER 105, LAWS OF 2010, FOR THE ELIGIBLE EMPLOYEES OF THE COUNTY OF BROOME"

RESOLVED, that Local Law Introductory No. 11, 2010, entitled: "A Local Law Electing A Retirement Incentive As Authorized By Part A, Chapter 105, Laws Of 2010, For The Eligible Employees Of The County Of Broome," be and the same hereby is adopted and approved in accordance with the Broome County Charter, Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto

LOCAL LAW INTRODUCTORY NO. 11, 2010

A Local Law Electing a Retirement Incentive as Authorized by Part A, Chapter 105, Laws of 2010, for the Eligible Employees of the County of Broome

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

SECTION 1. The County of Broome hereby elects to provide all its eligible employees with a retirement incentive program authorized by Part A, Chapter 105, Laws of 2010.

SECTION 2. The commencement date of the retirement incentive shall be October 1, 2010.

SECTION 3. The open period, during which eligible employees may retire and receive the additional retirement benefit, shall be 30 days in length.

SECTION 4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this Local Law shall be paid as one lump sum or in 5 annual installments. The amount of the annual payment shall be determined by the actuary of the New York State and Local Employees' Retirement System, and it shall be paid by the County of Broome for each employee who receives the retirement benefits payable under this Local Law.

SECTION 5. This Local Law shall take effect upon filing with the Secretary of State.

Held over by Mr. LaBare

Mr. Whalen made a motion to adjourn, seconded by Mr. LaBare. **Motion to adjourn carried.** The meeting was adjourned at 5:04PM.

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**BROOME COUNTY LEGISLATURE
REGULAR SESSION
AUGUST 19, 2010**

The Legislature convened at 5:04 PM with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-18, Absent-1 (Howard)

A prayer was offered by Legislator Buchta.

Mr. Moran made a motion, seconded by Ms. Messina, that the Regular Session minutes of July 22, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

Mr. Reynolds noted that the committee minutes for the period July 22, 2010 through August 18, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Ms. Buchta, seconded by Mr. Herz. **Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

PUBLIC HEARING-Eight Year Review of Agricultural District #5

Mr. Reynolds opened the public hearing and Mr. Denk read the notice of public hearing published in the Press & Sun Bulletin on August 5, 2010 and in the Whitney Point Reporter on August 12, 2010. David Bradstreet from Cornell Cooperative Extension of Broome County described the make up of district and how the review process works. There being no further speakers Mr. Reynolds closed the public hearing.

ANNOUNCEMENTS FROM THE CHAIR

Ms. Buchta presented a Proclamation to Corey Behlen for his accomplishments as Broome Community College's men's lacrosse coach.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE: None

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds:
1. Designation for Mr. Sanfilippo 8/11/2010
 2. Designation for Mr. Garner 8/11/2010
 3. Designation for Mr. Herz 8/12/2010
 4. Designation for Mr. Marinich 8/12/2010

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. PETITIONS: None
- E. COMMUNICATIONS:
1. Town of Lisle Supervisor Letter on County-wide Code Enforcement Study
 2. BC Cornell Cooperative Extension Board of Directors Meeting Minutes 6/24/10
 3. BC Soil & Water Conservation District Board of Directors List
 4. BC Soil & Water Conservation District 2009 Year-end Report
 5. BC County Clerk July 2010 Oil & Gas Revenues
 6. BC Soil & Water Conservation District Directors' Meeting Minutes 7-20-2010
 7. Mary Wilcox Memorial Library Budget & Request for Release of Funding
- C. NOTICES:
1. BC Legislature Notice of Special Session on 7/22/2010

2. BC Legislature Notice of Public Hearing on 7/19/2010
 3. BC Legislature Notice of Special Finance Committee Meeting on 7/22/2010
 4. BC Legislature Notice of Cancellation of Special Session on 7/22/2010 and Notice of Changed Time for Special Finance Committee Meeting on 7/22/2010
 5. BC Legislature Notice of Special Session on 8/19/2010
- D. **REPORTS:**
1. Transcript of Public Hearing on Resolution 46 and 47 on 7/19/2010
 2. Transcript of Public Hearing on the 2010-2011 BCC Budget on 7/15/2010
 3. BCC Above Minimum Hire Report June 2010
 4. BC Finance Department – Second Quarterly Report of 2010 Sales Tax
 5. BCC Budget Transfers approved during June 2010
 6. BC Audit Department – Sheriff’s Office Asset Forfeiture Funds Audit July 2010
 7. NYS Office of Real Property Tax Services Certified 2010 State Equalization Rates
 8. NYS Office of Real Property Tax Services Certified 2010 Class Equalization Rates

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

Ms. Buchta and Mr. Keibel were designated as participants with Chairman Reynolds in the 'Short Roll Call'

RESOLUTION NO. 283

By Education, Culture and Recreation Committee Seconded by Mr. Herz
RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COMMUNITY COLLEGE BOARD OF TRUSTEES
 Carried. Ayes-18, Nays-0, Absent-1 (Howard).

RESOLUTION NO. 311

By Finance Committee Seconded by Mr. Sanfilippo
RESOLUTION APPROVING SALE OF 2010 IN REM FORECLOSURE PROPERTIES TO FORMER OWNERS
 Carried. Ayes-18, Nays-0, Absent-1 (Howard).

RESOLUTION NO. 326

By Finance Committee Seconded by Mr. Moran
RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN VARIOUS TOWNS AND VILLAGES IN BROOME COUNTY
 Mr. Whalen made a motion, seconded by Mr. LaBare to amend the Resolution to add a paragraph to read “FURTHER RESOLVED, that this County Legislature hereby rejects the bid as indicated on the attached Exhibit “B”, and be it,” (Exhibit “B” attached) and amend Exhibit “A” (Page 4 and page 7 attached)

Page 4-amend bidder and amount

<u>Serial No</u>	<u>Town</u>	<u>Tax Map</u>	<u>Address</u>	<u>Cls</u>	<u>Acres</u>	<u>Bid Amount</u>	<u>Bidder</u>
	City of Binghamton	144.75-2-6	127 Liberty		54*110	\$9,620	City of Binghamton 38 Hawley Street Binghamton, NY 13901

Page 7-add parcel

B07-157	City of Binghamton	144.80-2-8	12 Gaines	210	50*135	\$5,000	Etta C. Cash & Keith D. Slocum 3543 Wavery Rd., PO Box 635 Owego, NY 13827
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Mr. Whalen requested to have the amendments voted on separately and the Chair granted his request.

Amendment #1: 127 Liberty Street, Tax map 144.75-2-6- add the City of Binghamton to Exhibit “A” (Sale of County Property) and add Anh the Ly to Exhibit “B” (Reject the Bids). Mr. Materese

made a motion, seconded by Ms. Messina to table the amendment. **Motion to table carried.** Ayes-13, Nays-5 (Sanfilippo, Moran, Whalen, Garnar, Hutchings), Absent-1 (Howard).
 Amendment #2: Add 3 Sumner Ave., Stephen & Patricia Keppler to Exhibit "B" (Reject the Bids). **Amendment carried.** Ayes-11, Nays-7 (Materese, Keibel, Messina, Whalen, Merrill, Diffendorf, Herz), Absent-1 (Howard).
 Amendment #3: Add 7035 NYS Route 79, Town of Barker, Matthew Elsnert to Exhibit "B" (Reject the Bids). **Amendment carried.** Ayes 18, Nays-0, Absent-1 (Howard).
 Amendment #4-Add 12 Gaines St., Etta Cash & Keith Slocum to Exhibit "A" (Sale of County Property). **Amendment carried.** Ayes-18, Nays-0, Absent-1 (Howard).
Resolution as amended carried. Ayes-18, Nays-0, Absent-1 (Howard)

RESOLUTION NO. 327

By County Administration, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 11, 2010, ENTITLED: "A LOCAL LAW ELECTING A RETIREMENT INCENTIVE AS AUTHORIZED BY PART A, CHAPTER 105, LAWS OF 2010, FOR THE ELIGIBLE EMPLOYEES OF THE COUNTY OF BROOME"
Carried. Ayes-18, Nays-0, Absent-1 (Howard).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 328

By Finance Committee Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING CANCELLATION OF TAXES PLUS ACCRUED INTEREST AND PENALTIES ON PARCELS IN THE TOWN OF WINDSOR AND THE TOWN OF NANTICOKE

WHEREAS, it is necessary to cancel taxes, plus accrued interest and penalties on County owned parcels in the Town of Windsor and the Town of Nanticoke, now, therefore, be it

RESOLVED, that taxes, plus accrued interest and penalties will be cancelled on the County owned parcels of real property as listed below:

Town of Windsor
 Parcel #164.04-24.2
 People of the State of New York
 70 Smith Road
 Wholly Exempt

	<u>Incorrect Tax</u>	<u>Correct Tax</u>
Town	\$22.07	\$0.00
Hwy 1, 3, 4	19.52	\$0.00
Hwy 2	1.87	\$0.00
Fire	<u>7.12</u>	\$0.00
	\$60.58	\$0.00

Town of Nanticoke
 Parcel #039.00-1-26.2
 Little Shelter Animal Adoption
 141 Lamb Road
 Wholly Exempt

	<u>Incorrect Tax</u>	<u>Correct Tax</u>
County	\$2,020.80	\$0.00
Town	429.95	\$0.00
School Re-levy	5,672.61	\$0.00
Fire	<u>466.80</u>	\$0.00

\$8,590.16

\$0.00

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

RESOLUTION NO. 329

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH WENDEL DUCHSCHERER ARCHITECTS AND ENGINEERS FOR DESIGN SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2006-2010

WHEREAS, this County Legislature, by Resolution 198 of 2006, as amended by Resolution 394 of 2007 and Resolutions 159 and 585 of 2009, authorized an agreement with Wendel Duchscherer Architects and Engineers for design services for the Department of Planning and Economic Development at a cost not to exceed \$1,228,595 for the period November 1, 2006 through September 1, 2010, and

WHEREAS, said agreement provides for the preparation for the construction of a new Intermodal Transit Terminal and the needed planning information to assist decision makers, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through March 31, 2011, at no additional cost to the County, and

WHEREAS, the Interim 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 Wendel Duchscherer Architects and Engineers, 140 John James Audubon Parkway, Suite, 201, Amherst, New York 14228 to extend the period to November 1, 2006 through March 31, 2011 at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 198 of 2006, Resolution 394 of 2007 and Resolutions 159 and 585 of 2009, 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 (Howard).

RESOLUTION NO. 330

By Public Health and Environmental Protection Committee Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING MEMORANDUMS OF UNDERSTANDING BETWEEN VARIOUS BROOME COUNTY SCHOOLS AND THE BROOME COUNTY DEPARTMENT OF HEALTH FOR DENTAL SERVICES THROUGH THE PREVENTIVE DENTAL SERVICES PROGRAM FOR 2010-2011

WHEREAS, the Commissioner of Public Health requests authorization for memorandums of understanding between various Broome County Schools and the Broome County Department of Health for dental services through the Preventive Dental Services Program, at no cost to the County for the 2010-2011 school year, and

WHEREAS, said agreements are necessary to provide primary and preventive dental health services at Binghamton City School District, Harpursville Central School District, Johnson City Central School District and Whitney Point Central School District, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes memorandums of understanding between Binghamton City School District, Harpursville Central School District, Johnson City Central School District and Whitney Point Central School District and the Broome County Department of Health for dental services through the Preventive Dental Services Program, at no cost to the County for the 2010-2011 school year, 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 (Howard).

RESOLUTION NO. 331

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING ACCEPTANCE OF THE SUMMER YOUTH EMPLOYMENT PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH BOCES TO ADMINISTER SAID PROGRAM FOR 2010

WHEREAS, the Commissioner of Social Services requests authorization to accept a Summer Youth Employment Program Grant for the Department of Social Services, to adopt a program budget in the amount of \$163,544 and to enter into an agreement with the BOCES to administer said program for the period May 1, 2010 through September 30, 2010, and

WHEREAS, said program provides summer employment and educational experience that will enable TANF eligible youth to acquire work skills, gain income, and participate in activities that support their occupational goals, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$163,544 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243 for the Department of Social Services Summer Youth Employment Program Grant for the period May 1, 2010 through September 30, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$163,544, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with BOCES, 435 Glenwood Road, Binghamton, New York 13905 to administer said program, for the period May 1, 2010 through September 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$163,544 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35010006.6004573.3510262 (Other Fees for Service), and be it

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

RESOLUTION NO. 332

By Public Safety and Emergency Services, Personnel, and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING ACCEPTANCE OF THE OPERATION IMPACT VII PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Sheriff requests authorization to accept an Operation Impact VII Program Grant, and adopt a program budget in the amount of \$78,251 for the period July 1, 2010 through June 30, 2011, and

WHEREAS, said program grant funds the salary and fringe benefits of a Field Investigator and overtime to help reduce crime with an emphasis on gun related crime and to conduct crime analysis, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$78,251 from the New York State Division of Criminal Justice Services, 4 Tower Place, Albany, New York, 12203-3764, for the Office of the Sheriff's Operation Impact VII Program Grant, for the period July 1, 2010 through June 30, 2011, 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 \$78,251, 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 (Howard).

RESOLUTION NO. 333

By Public Safety and Emergency Services, Economic Development and Planning and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH MATRIX CONSULTING GROUP FOR A FEASIBILITY STUDY FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2010-2011

WHEREAS, this County Legislature by Resolution 360 of 2009 authorized acceptance of a Police Consolidation Feasibility Study and Implementation Plan Grant in the amount of \$55,555, and

WHEREAS, the Interim Commissioner of Planning requests authorization for an agreement with Matrix Consulting Group to develop a feasibility study for the Department of Planning and Economic Development at a cost not to exceed \$50,000, for the period August 1, 2010 through March 31, 2011, and

WHEREAS, said agreement is necessary to develop the Police Consolidation Study and Implementation Plan, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Matrix Consulting Group, 721 Colorado Avenue, Suite 101, Palo Alto, CA 94303, for a feasibility study for the Department of Planning and Economic Development for the period August 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$50,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.3710047 (Contracted Services), and be it

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

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

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

RESOLUTION NO. 334

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING AGREEMENT WITH THE CENTER FOR GOVERNMENTAL RESEARCH, INC. FOR A COUNTYWIDE CODE ENFORCEMENT FEASIBILITY STUDY FOR THE DEPARTMENT OF PLANNING FOR 2010-2011

WHEREAS, the Interim Planning Commissioner requests authorization for an agreement with the Center for Governmental Research, Inc. for a Countywide Code Enforcement Feasibility Study at a cost not to exceed \$36,900, for the period August 1, 2010 through March 31, 2011, and

WHEREAS, said services are necessary to hire a consultant as approved in Resolution 2009-509 which authorized the acceptance of New York State Department of State program grant funds to develop a Countywide Code Enforcement Feasibility Study, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Center for Governmental Research, Inc., 1 South Washington Street, Suite 400, Rochester, NY 14614, for a Countywide Code Enforcement Study, for the Department of Planning for the period August 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$36,900 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.3710048 (Contracted Services) and 37000007.6004573.3710048 (Other Fees and 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-16, Nays-2 (Keibel, Moran), Absent-1 (Howard).

RESOLUTION NO. 335

By Economic Development and Planning Committee Seconded by Mr. Sanfilippo
RESOLUTION ENDORSING THE SUSQUEHANNA HERITAGE AREA MANAGEMENT PLAN AMENDMENT AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO.

WHEREAS, in 2009 the Broome County Department of Planning and Economic Development in conjunction with the Susquehanna Heritage Area Commission and Advisory Board led the effort to prepare a boundary Amendment to the Susquehanna Heritage Area Management Plan pursuant to Section 35.05 of the Parks, Recreation and Historic Preservation Law of New York State; and

WHEREAS, the Susquehanna Heritage Area Management Plan Amendment builds and expands upon previous planning efforts implemented since the Susquehanna Heritage Area was first recognized by the New York State Legislature in 1982; and further identifies means to promote and develop the historic, cultural, recreational, and natural resources of a geographically expanded Susquehanna Heritage Area, proposed to recognize all or parts therein of Broome and Tioga Counties; and

WHEREAS, the Amendment identifies a series of strategies and partnerships for communities in Broome and Tioga counties for the preservation, education, recreation, and economic revitalization of their unique resources and for the implementation of programs and projects with technical support from the New York State Heritage Area Program; and

WHEREAS, informational meetings were held in Broome and Tioga counties to inform the public and stakeholders about the development of the Amendment and to gather input from involved and interested agencies and residents; and

WHEREAS, with no objection from Tioga County, the Broome County Legislature declared itself Lead Agency through resolution 09-552 enacted November 30, 2009 pursuant to Article 8 of the Environmental Conservation Law and Part 617 of the State Environmental Quality Review Act (SEQRA);

WHEREAS, the Broome County Department of Planning and Economic Development conducted a coordinated review of the Final Draft Amendment, an unlisted action, for purposes of determining the environmental significance of the Amendment; and

WHEREAS, two Public Hearings were held in July 2010 on the Final Draft Amendment before submittal to the NYS Office of Parks, Recreation & Historic Preservation for conditional approval; and

WHEREAS, the Susquehanna Heritage Area Commission and Advisory Board have approved the Amendment and recognized the proposed expanded boundary, now, therefore be it

RESOLVED, that the Broome County Legislature endorses the Susquehanna Heritage Area Management Plan Amendment with regards to the expanded boundary recommendation and the basic principles and goals of the Heritage Area program; and be it

FURTHER RESOLVED that the Broome County Legislature declares the SEQRA procedure for a coordinated review complete and makes a negative declaration, attached as Exhibit "A", in regards to the impact of the Susquehanna Heritage Area Management Plan Amendment recommendations.

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

RESOLUTION NO. 336

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ITHACA AREA WASTEWATER TREATMENT FACILITY FOR DISCHARGE OF RAW LEACHATE FROM THE LEACHATE COLLECTION SYSTEM AT THE NANTICOKE LANDFILL FOR THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SOLID WASTE MANAGEMENT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 394 of 2009, authorized renewal of the agreement with the Ithaca Area Wastewater Treatment Facility for the discharge of raw leachate from the leachate collection system at the Nanticoke Landfill at a cost not to exceed \$10.00 per 1,000 gallons of leachate, plus a surcharge of \$5.64 per 1,000 gallons if the leachate exceeds 2,305 milligrams per liter Biochemical Oxygen Demand (BOD), total amount not to exceed \$81,000 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said agreement is necessary to discharge raw leachate to a treatment facility for final treatment and discharge into a major watercourse, and

WHEREAS, said agreement expires by its terms on September 30, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$60,000, for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Ithaca Area Wastewater Treatment Facility, 525 Third Street, Ithaca, NY 14850 for the discharge of raw leachate from the leachate collection system at the Nanticoke Landfill, for the period October 1, 2010 through September 30, 2011, at a total amount not to exceed \$60,000 for the term of this agreement, and be it

FURTHER RESOLVED, that for leachate treatment for the period October 1, 2010 through September 30, 2011, the County shall pay the contractor an amount not to exceed \$10.00 per 1,000 gallons of leachate, plus a surcharge of \$.52 per pound of Biochemical Oxygen Demand if the leachate exceeds 2,500 milligrams per liter BOD and \$1.00 per load administrative fee, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 380400007.6004146.2020 (Other Operational 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 (Howard).

RESOLUTION NO. 337

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH STEARNS & WHELER, LLC FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 395 of 2009, Resolution 458 of 2008, Resolution 353 of 2004, Resolution 400 of 2005, Resolution 738 of 2006, and Resolution 524 of 2007, authorized an agreement with Stearns & Wheeler, LLC for professional engineering services for the Division of Solid Waste Management at an amount not to exceed \$20,000 for the period September 1, 2009 through August 31, 2010, and

WHEREAS, said amendment is necessary to assist the leachate treatment plant operations staff with operations questions, evaluation of chemical usage, troubleshooting operations issues and plant maintenance and repair issues, including assistance with operations at the landfill facility including initial operation of the new Section IV, Cell 1 landfill, and ongoing operation at the County's leachate treatment facility at the Broome County Landfill, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term from September 1, 2010 through August 31, 2011, at an additional \$10,000 cost to the County, and

WHEREAS, the Deputy Commissioner of Solid Waste Management 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 & Wheeler Environmental Engineers, 1 Remington Park Drive, Cazenovia, NY 13035, to extend the term to the period September 1, 2010 through August 31, 2011, for professional engineering services for the Division of Solid Waste Management, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 380400007.6004146.2020 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 395 of 2009, Resolution 458 of 2008, Resolution 353 of 2004, Resolution 400 of 2005, Resolution 738 of 2006, and Resolution 524 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 (Howard).

RESOLUTION NO. 338

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF DETENTION ALTERNATIVE PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 418 of 2009, authorized and approved the Detention Alternative Program Grant for the Department of Social Services, adopted a

program budget in the amount of \$159,251 and authorized an agreement with Our Lady of Lourdes Hospital to administer said program for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said program grant provides services to youth at risk of entering the Juvenile Justice System or becoming Persons in Need of Supervision (PINS), and

WHEREAS, it is desired to renew said grant program in the amount of \$159,251, adopt a program budget and renew the agreement with Our Lady of Lourdes Hospital to continue to administer said program for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$159,251 from the Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144 for the Department of Social Services Detention Alternative Program for the period July 1, 2010 through June 30, 2011, 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 \$159,251, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Our Lady of Lourdes Hospital, 219 Front Street, Binghamton, New York 13905 for services for the Department of Social Services Detention Alternative Program for the period July 1, 2010 through June 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$159,251 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35010006.6004300.3510263 (Purchase of Service), and be it

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

RESOLUTION NO. 339

By Finance, Personnel, and Public Health and Environmental Protection Committees
Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Building a Healthy Nation-Strategic Alliance for Health Federal Program Grant, as requested in Journal ID#12337, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001000	2510342	Salaries Full Time	\$ 855
	25010004	6004137	2510342	Advertising and Prom. Exp.	\$12,331
	25010004	6004147	2510342	Other Program Exp.	\$ 4,225
	25010004	6004161	2510342	Travel Hotel Meals	\$ 2,250
	25010004	6004162	2510342	Education and Training	\$ 200
	25010004	6004160	2510342	Mileage and Parking	\$ 550
	25010004	6004165	2510342	Advisory Bd/Trustee Exp	\$ 350
	25010004	6004617	2510342	Duplicating Chgbk.	\$ 230

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	25010004	6008001	2510342	State Retirement	\$ 822
	25010004	6008006	2510342	Life Insurance	\$ 2
	25010004	6008011	2510342	Disability Insurance	\$ 32
				Total	\$21,847
TO:	25010004	6001002	2510342	Salaries Temp	\$ 1,817
	25010004	6004045	2510342	Training & Educational Supp	\$ 1,500
	25010004	6004048	2510342	Misc Operational Exp	\$ 1,000
	25010004	6004146	2510342	Sub. Prog. Exp	\$15,725
	25010004	6004606	2510342	Telephone Billing	\$ 80
	25010004	6004614	2510342	Other Chargeback	\$ 1,175
	25010004	6008002	2510342	Social Security	\$ 516
	25010004	6008004	2510342	Workers Compensation	\$ 34
				Total	\$21,847

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

RESOLUTION NO. 340

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SUNY HEALTH SCIENCE CENTER AT SYRACUSE CLINICAL CAMPUS AT BINGHAMTON FOR MEDICAL DIRECTOR SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 277 of 2010, authorized renewal of the agreement with SUNY Health Science Center at Syracuse Clinical Campus at Binghamton for medical director services for the Department of Health at a cost not to exceed \$53,333 for the period April 1, 2010 through December 31, 2010, and

WHEREAS, said agreement provides professional physician services, consultation and clinical supervision for the Department of Health, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$6,667, and

WHEREAS, the Public Health Director 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 SUNY Health Science Center at Syracuse, Clinical Campus at Binghamton for medical director services for the Department of Health for the period April 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$60,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413 (Other Health & Medical Services), and be it

FURTHER RESOLVED, that Resolution 277 of 2010, 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 (Howard).

RESOLUTION NO. 341

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE BUILDING A HEALTHY NATION: STRATEGIC ALLIANCE FOR HEALTH PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 340 of 2009, as amended by Resolution 544 of 2009, authorized and approved renewal of the Building A Healthy Nation: Strategic Alliance for Health Program Grant for the Department of Health and adopted a program budget in the amount of \$168,000 for the period September 30, 2009 through September 29, 2010, and

WHEREAS, said program grant initiative is to create policy, systems, and environmental changes that will reduce the burden of chronic disease, and

WHEREAS, it is desired to renew said program grant in the amount of \$168,000 for the period September 30, 2010 through September 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$168,000 from the Health Research Incorporated, One University Place, Rensselaer, New York 12144-3455 for the Department of Health's Building a Healthy Nation: Strategic Alliance for Health Program for the period September 30, 2010 through September 29, 2011, 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 \$168,000, 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 (Howard).

RESOLUTION NO. 342

By Finance Committee

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING THE CORRECTION OF ERRORS ON 2009 AND 2010 TOWN AND COUNTY TAX BILLS IN THE TOWN OF KIRKWOOD AND TOWN OF NANTICOKE

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

WHEREAS, the Director of Real Property Tax Service is requesting authorization for the Commissioner of Finance to execute any and all adjustments to tax bills, tax records and property records in accordance with all applicable laws for the properties listed below, now, therefore, be it

RESOLVED, that this County Legislature hereby approves authorization for the Commissioner of Finance to execute any and all adjustments to tax bills, tax records and property records on the properties as follows:

Parcel ID:	039.04-1-25.2	2009 Taxes	
Town/Village:	Town of Nanticoke	200 Cherry Hill Road	
Owner:	Ralph Jackson		
Reason:	Assessment from 50,100 to 3,000		
Action Required:		<u>Incorrect Tax</u>	<u>Correct Tax</u>
	County	\$ 457.88	\$ 27.42
	Hwy	\$ 144.15	\$ 6.84
	School Re-levy	\$1,303.40	\$ 78.05
	Fire	<u>\$ 123.54</u>	<u>\$ 7.40</u>

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		\$1,998.97	\$119.71 + pen. & int
	Pen. & int.	\$ 503.49	
	Redemption fee	\$ 1.00	\$ 1.00
	Search fee	\$ 150.00	\$150.00
		\$2,653.46	\$270.71
Parcel ID:	146.03-1-41	2009 Taxes	
Town/Village:	Town of Kirkwood	17 Diane Drive	
Owner:	People of State of New York		
Reason:	Wholly exempt Parcel – cancel taxes		
Action Required:		<u>Incorrect Tax</u>	<u>Correct Tax</u>
	County	\$1,302.58	\$ -0-
	Town	\$ 123.40	\$ -0-
	Hwy	\$ 254.95	\$ -0-
	Fire	\$ 228.93	\$ -0-
	Sewer	\$ 27.93	\$ -0-
	Water	\$ 6.57	\$ -0-
		\$1,994.36	\$ -0-
	Pen. & int.	\$ 463.82	
		\$2,408.18	
Parcel ID:	146.03-1-41	2010 Taxes	
Town/Village:	Town of Kirkwood	17 Diane Drive	
Owner:	People of State of New York		
Reason:	Wholly exempt Parcel – cancel taxes		
Action Required:		<u>Incorrect Tax</u>	<u>Correct Tax</u>
	Sewer	\$ 30.93	\$ -0-
	Water	\$ 7.93	\$ -0-
		\$ 38.86	\$ -0-
	Pen. & int.	\$ 5.34	
		\$ 44.20	
Parcel ID:	146.03-1-40	2009 Taxes	
Town/Village:	Town of Kirkwood	19 Diane Drive	
Owner:	People of State of New York		
Reason:	Wholly exempt Parcel – cancel taxes		
Action Required:		<u>Incorrect Tax</u>	<u>Correct Tax</u>
	Sewer	\$ 27.93	\$ -0-
	Water	\$ 6.57	\$ -0-
		\$ 34.50	\$ -0-
	Pen. & int.	\$ 9.33	
		\$ 43.83	
Parcel ID:	146.03-1-40	2010 Taxes	
Town/Village:	Town of Kirkwood	19 Diane Drive	
Owner:	People of State of New York		
Reason:	Wholly exempt Parcel – cancel taxes		
Action Required:		<u>Incorrect Tax</u>	<u>Correct Tax</u>
	Sewer	\$ 30.93	\$ -0-
	Water	\$ 7.93	\$ -0-
		\$ 38.86	\$ -0-
	Pen. & int.	\$ 5.34	
		\$ 44.20	

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

RESOLUTION NO. 343

By Transportation and Rural Development and Finance Committees Seconded by Mr. Herz
RESOLUTION AUTHORIZING AN AGREEMENT WITH MCFARLAND JOHNSON, INC FOR DESIGN SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2010-2011

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with McFarland Johnson, Inc., for design services for the Department of Aviation at a cost not to exceed \$631,065 for the period August 1, 2010 through December 31, 2011, and

WHEREAS, said agreement is necessary for project design services for the Airport Runway 34 Safety Area Improvements Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland Johnson, Inc., 49 Court Street, PO Box 1980, Binghamton, New York 13902 for design services for the Department of Aviation for the period August 1, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$631,065 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 28010005.6002203.2820037 (Improvements Other Than Buildings), and be it

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

Held over by Mr. Herz

RESOLUTION NO. 344

By Transportation and Rural Development and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING ACCEPTANCE OF FEDERAL AVIATION ADMINISTRATION FUNDING FOR THE AIRPORT CAPITAL IMPROVEMENT PROGRAM RUNWAY SAFETY AREAS PROJECT

WHEREAS, the Commissioner of Aviation requests authorization to accept Federal Aviation Administration Funding in the amount of \$760,000 for the Airport Capital Improvement Program Runway Safety Areas Project, and

WHEREAS, said funding is necessary to address improvements to runway safety areas as requested by the Federal Aviation Administration, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$760,000 from the Federal Aviation Administration, New York Airports District Office, 600 Old Country Road, Suite 446, Garden City, New York 11530 for the Airport Capital Improvement Program Runway Safety Areas Project, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 28010005.5000920.2820037 (Federal Aid), 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 (Howard).

RESOLUTION NO. 345

By Finance and Personnel Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING AMENDMENT TO RESOLUTION 295 OF 2007 ESTABLISHING A NEW HEALTH CARE PLAN FOR PARTICIPANTS IN BROOME COUNTY'S SELF INSURANCE PLAN

WHEREAS, this County Legislature, by Resolution 295 of 2007, established a new health care plan for participants in Broome County's Self Insurance Plan, and

WHEREAS, said health care plan established that the new Advantage Plan shall be the only health insurance plan available to new administrative employees and shall be optional for all other employee; and once an individual selected the indemnity health insurance plan the individual may not select another plan; and that there shall be a 60 day waiting period in the plan for new employees before benefits are granted and no waiting period for employees who switch to this plan from a different County self insured plan, and

WHEREAS, it is necessary to authorize the amendments of said Resolution to allow administrative employees enrolled in the Advantage Plan for a minimum of one year the option to switch to another plan during the open enrollment period; allow administrative employees who opt out of the advantage plan the option to opt back in to the Advantage Plan one time only during open enrollment; and eliminate the 60 day waiting period, and

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

RESOLVED, that this County Legislature hereby authorizes the amendments to Resolution 295 of 2007 to allow administrative employees enrolled in the Advantage Plan for a minimum of one year the option to switch to another plan during the open enrollment period; allow administrative employees who opt out of the advantage plan the option to opt back in to the Advantage Plan during open enrollment provided that the employee will be precluded from opting out of the Advantage Plan in the future, and eliminate the 60 day waiting period, and

FURTHER RESOLVED, that Resolution 295 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 (Howard).

RESOLUTION NO. 346

By County Administration and Finance Committee

Seconded by Mr. Whalen

RESOLUTION ADOPTING LOCAL LAW INTRO NO. 10 OF 2010 AMENDING THE BROOME COUNTY CHARTER AND CODE TO CREATE THE OFFICE OF MANAGEMENT AND BUDGET

RESOLVED, that Local Law Intro No. 10 of 2010, entitled: "A Local Law Intro No. 10 Of 2010 Amending The Broome County Charter And Code To Create The Office Of Management And Budget", be and the same hereby is adopted and approved in accordance with the Broome County Charter and Administrative Code and all the applicable statues and laws pertaining thereto.

Local Law Intro No. 10 Of 2010 Amending The Broome County Charter And Code To Create The Office Of Management And Budget

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

Section 1. Section C105 of the Broome County Charter and Code is hereby amended to read as follows:

§C105. Definitions.

Whenever used in this Charter, unless otherwise expressly stated, or unless the context or subject matter otherwise requires, the following terms shall have the meanings indicated:

ADMINISTRATIVE CODE – The Broome County Administrative Code and all amendments thereto.

ADMINISTRATIVE HEAD – The head of any administrative unit.

ADMINISTRATIVE UNIT – Any department, executive division, institution, office or other agency of County government, except a bureau, division, section or other subordinate part of any of the foregoing.

AUTHORIZED AGENCY – Any agency authorized by this Charter, Administrative Code or applicable law, including but not limited to those authorized by § 224 of the County Law, to receive and expend County funds for a County purpose.

CHARTER AND COUNTY CHARTER – The Broome County Charter and all amendments thereto.

COUNTY – The County of Broome.

COUNTY LEGISLATOR – A person elected from a Legislative District to represent it on the County Legislature.

COUNTY LEGISLATURE – The elective legislative body of the County of Broome.

EXECUTIVE DIVISION – Includes but is not limited to the **[Division of Budget and Research]**, Division of **[Computer Services and Division of Solid Waste Management] Information Technology** and such other divisions of the Executive Department as may be hereinafter authorized.

LEGISLATIVE DISTRICT – A geographical area of Broome County which is entitled to elect a County Legislator.

QUORUM – A majority of the whole number of members of the County Legislature and a majority of the whole number of the membership of the commission, body or other group of person or offices charged with any County public power, authority or duty to be performed or exercised by them jointly, and not less than a majority as required herein may perform and exercise such power, authority or duty.

Section 2. That Section C302 (F) and (G) of the Charter and Code are amended to read as follows:

- (F) Designate one (1) or more depositories located within the County for the deposit of all moneys received by the **[Commissioner of Finance] Director of the Office of Management and Budget**, and determine what funds may be invested and in what securities, according to law.
- (G) Examine and approve or disapprove the sufficiency of sureties on official bonds and undertakings of the Directors of the **[Division of Budget and Research] Office of Management and Budget** and the Division of Information Technology. The sufficiency of sureties of all other official bonds and undertakings shall be examined and approved or disapproved by the County Legislature.

Section 3. Section C307 of the Charter and Code is repealed.

Section 4. Section C311 of the Charter and Code shall be amended to read as follows:

§C311. Administrative heads; interim appointment; appointment of other officers and employees.

Except as otherwise provided in this Charter, the County Executive shall appoint to serve at his pleasure, or for such term as may be specified in this Charter, the head of every department or other administrative unit not administered by an elective official. The appointment by the County Executive of the head of each department or other administrative unit shall be subject to confirmation by the County Legislature, except for the **[Division of Budget and Research and] Division of Solid Waste Management**. The County Executive may appoint one (1) head for two (2) or more departments or other administrative units, subject to all requirements as to qualifications, or may himself so serve. All appointments shall be in writing, signed by the County Executive and filed in the office of the Clerk of the County Legislature and the County Clerk within ten (10) days after the date of appointment. No such appointee shall hold office beyond the term of the County Executive by whom the appointment was made, except that, unless removed, he shall continue to serve until his successor is appointed and has qualified or until an interim appointment is made, unless otherwise provided in this Charter. Upon confirmation by the County Legislature and qualifying for the office, an appointee to the position of head of a department or other administrative unit shall enter upon the duties thereof. In the event that the County Legislature has neither confirmed nor rejected by majority of the whole number of members of the County Legislature an appointment by the next regular meeting occurring more than fifteen (15) days after the filing of appointment with the Clerk of the County Legislature, such appointment shall be deemed to be confirmed. Awaiting action by the County

Legislature, the County Executive may designate a qualified person to serve as such head. All other officers and employees of each department or other administrative unit shall be appointed by the head thereof, unless otherwise provided by this Charter.

Section 5. Article V of the Charter is hereby amended to read as follows:

ARTICLE V

[Department of Finance] Office of Management and Budget

§ C501. [Department of Finance; Commissioner] Office of Management and Budget; Director; appointment; qualifications; elective office of Treasurer abolished.

There shall be [a Department of Finance] an Office of Management and Budget headed by a [Commissioner] Director who shall be appointed by the County Executive, subject to confirmation by the County Legislature, and shall serve at the pleasure of the County Executive. The elective office of County Treasurer shall be abolished as of January 1, 1969.

§ C502. Powers and duties.

The [Commissioner of Finance] Director of Management and Budget shall:

- (A) Be the chief fiscal officer of the County and have charge of the administration of all its financial affairs.
- (B) Collect, receive, have custody of, deposit, invest and disburse all fees, revenues and other funds of the County or for which the County is responsible.
- (C) Submit to the County Legislature annually on or before the first day of April and at such other times as such Legislature may require a complete financial statement containing a general balance sheet for the County.
- (D) Perform all the duties, including, but not limited to, the collection of taxes required by any law to be performed by a County Treasurer.
- (E) Submit annually, on or before the first day of September, to the County Executive proposed County Tax Equalization Rates consistent with standards prescribed by the Legislature of the State of New York.
- (F) Perform all duties in relation to the extension of taxes and such other and related duties in connection therewith as shall be prescribed by the County Executive or County Legislature.
- (G) Perform such other and related duties as shall be required or delegated to him by the County Executive or County Legislature.
- (H) Have all the powers and duties conferred upon a public administrator pursuant to the Surrogate's Court Act of the State of New York.
- (I) Assist the County Executive in the preparation and administration of the operating and capital budgets, the capital program and in the study of administrative efficiency.**
- (J) Initiate such studies as the County Executive, the County Legislature or he himself may deem necessary, except that any such studies shall have some bearing or relation to County government.**
- (K) Be vested with authority, direction and control over a department, and have the power and authority to appoint and remove officers and employees therein.**

Section 6. Section C602 of the Charter and Code is amended to read as follows:

§ C602. Preparation of proposed budget and capital program.

The Director of the [Division of Budget and Research] Office of Management and Budget shall prepare a proposed budget and capital program for submission to the County Executive in such manner and form as shall be prescribed by this Charter and the Administrative Code.

Section 7. Section C607(G) of the Charter and Code is amended to read as follows:

- (G) Five (5) copies of the budget, as adopted, shall be certified by the County Executive and by the Clerk of the County Legislature, and one (1) each of such copies shall be filed in the office of the County Executive, the Comptroller, the [Commissioner of Finance] the Director of Management and Budget, the Clerk of the County Legislature and the Department of Audit and Control, State of New York. The budget, as so certified, shall be printed or otherwise reproduced and copies shall be made available.

Section 8. Section C2302-A(3) of the Charter and Code is amended to read as follows:

3. The Board of Trustees shall have the authority to authorize the Treasurer to establish and maintain petty cash funds, not in excess of two hundred dollars (\$200) each, for specified college purposes or undertakings from which may be paid, in advance of audit, properly itemized and verified or certified bills for materials, supplies or services furnished to the college for the conduct of its affairs and upon terms calling for the payment of cash to the vendor upon delivery of any such materials or supplies or rendering of such services. Lists of all expenditures made from such petty cash funds shall be presented to the Trustees at each regular meeting thereof together with the bills supporting such expenditure, for audit, and the Board shall direct the reimbursement of such petty cash funds from the appropriate budgetary item or items in an amount equal to the total of such bills which the Board shall so audit and allow. Any such bills or any portion of any such bills as shall be disallowed upon audit shall be the personal responsibility of the Treasurer, and such Treasurer shall forthwith reimburse such petty cash fund in the amount of such disallowances.

The Treasurer shall file a report with the County **[Commissioner of Finance] Director of Management and Budget** and the Comptroller detailing the expenditures in each petty cash fund within ten (10) days of the Board meeting where such expenditures were presented for audit and allowance.

Section 9. Section C2604 of the Charter and Code is amended to read as follows:

§C2604. Classified service; exemptions.

All positions in all departments, officers, institutions and agencies of the County shall be in the classified service, except those held by the following: (1) elective officers; (2) heads of departments; (3) members of all boards, commissions and committees; and (4) the Commissioner of Jurors. For the purpose of this section, the heads of the divisions within the Executive Branch, including but not limited to [Budget and Research] the Division of Information Technology [and the Division of Solid Waste], shall be deemed to be heads of departments. The following positions in the classified service shall be included in the exempt class: (1) deputies who are authorized to act generally for and on behalf of their principals; (2) the confidential secretary to any officer or department head; (3) calendar clerk; (4) Personnel Officer; (5) Assistant District Attorney; (6) Assistant County Attorneys; (7) Assistant Public Defenders; and (8) contractors and their employees engaged to perform specified services.

Section 10. Section A105 of the Charter and Code is hereby amended to read as follows:

§ A105. Definitions.

Wherever used in this Code, unless otherwise expressly stated or unless the context or subject matter otherwise requires, the following terms shall have the meanings indicated:

ADMINISTRATIVE HEAD – The head of any administrative unit.

ADMINISTRATIVE UNIT – Any department, executive division, institution, office or other agency of County government except a bureau, division, section or other subordinate part of any of the foregoing.

AUTHORIZED AGENCY – Any agency authorized by the Charter, Code or applicable law, including but not limited to those authorized by § 224 of the County Law, to receive and expend County funds for a County purpose.

CHARTER AND COUNTY CHARTER – The Broome County Charter and all amendments thereto.

CODE – The Broome County Administrative Code and all amendments thereto.

COUNTY – The County of Broome.

COUNTY LEGISLATOR – A person elected from a Legislative District to represent it on the County Legislature.

COUNTY LEGISLATURE – The elective legislative body of the County of Broome.

EXECUTIVE DIVISION – Includes but is not limited to the **[Divisions of Budget and Research and Solid Waste Management, the Department of General Service and the Division of**

Computer Services] Division of Information Technology and such other divisions of the Executive Department as may be hereinafter authorized.

LEGISLATIVE DISTRICT – A geographical area of Broome County which is entitled to elect a County Legislator.

QUORUM – A majority of the whole number of members of the County Legislature and a majority of the whole number of the membership of the commission, committees, body or other group of persons or officers charged with any County public power, authority or duty to be performed or exercised by them jointly, and not less than a majority as required herein may perform and exercise such power, authority or duty.

Section 11. Section A203(H) of the Charter and Code is hereby amended to read as follows:

(H) To fix the amount of bonds of officers and employees paid from County funds and to examine and approve or disapprove the sufficiency of sureties on all official bonds or undertakings of County officers and employees, except those for Director of **[Budget and Research] Office of Management and Budget** and Director of Information Technology.

Section 12. Section A216(C) of the Charter and Code is hereby amended to read as follows:

(C) Upon audit of bills, the petty cash fund shall be reimbursed from the appropriate budgetary item or items in the amount equal to the amount audited and allowed. The Comptroller immediately shall notify the **[Commissioner of Finance] Director of Management and Budget**, in writing, of the disallowance of any such bills or any portion thereof, stating the amount in each case disallowed and the reason therefor. Any of such bills or any portion thereof as shall be disallowed upon audit shall be the personal liability of the official responsible for the use of the petty cash fund from which payment on account thereof was made. Such official, upon direction of the Comptroller, shall forthwith reimburse the petty cash fund in the amount disallowed. If such reimbursement is not promptly made, the amount thereof shall be deducted from the official's salary by order of the Comptroller and paid into the petty cash fund until repaid in full.

Section 13. Section A302(D), (K) and (L) of the Charter and Code is hereby amended to read as follows:

(D) Determine and fix real property tax equalization rates among the various taxing districts of the County for County purposes. On or before the first day of November in each year, after reviewing the proposed County tax equalization rates submitted to him by the **[Commissioner of Finance] Director of Management and Budget**, and after obtaining such additional information or holding such hearings thereon as he may deem necessary or advisable, the County Executive shall file said rates, together with an abstract of evidence upon which the rates are based, with the County Legislature. The proposed rates shall be subject to confirmation and revision by the County Legislature, and the County Executive shall have no veto power over the final determination by the County Legislature. If the County Legislature fails to act by a majority vote upon these proposed rates by the 20th day of November, the determination by the County Executive of the tax equalization rates shall be final. The documentary evidence used in determining the County equalization rates shall be preserved by the County Executive, and an abstract of the same shall be published with the County equalization rates in the proceedings of the County Legislature.

(K) Designate one or more depositories located within the County for the deposit of all moneys received by the **[Commissioner of Finance] Director of Management and Budget** and determine what funds may be invested and in what securities, according to law.

(L) Examine and approve or disapprove the sufficiency of sureties on official bonds and undertakings of the Directors of the **[Division of Budget and Research] Office of Management and Budget** and Division of Information Technology.

Section 14. Section A305 of the Charter and Code is repealed.

Section 15. Section A309(A) of the Charter and Code is hereby amended as follows:

§A309. Administrative heads; interim appointment.

- (A) Except as otherwise provided in the Charter, the County Executive shall appoint, to serve at his or her pleasure, or such term as may be specified in the Charter, the head of every administrative unit not administered by an elected official. The appointment by the County Executive of the head of each administrative unit shall be subject to the confirmation by the County Legislature, except for the **[Division of Budget and Research, Division of Solid Waste Management and]** Director of Purchasing. The County Executive may appoint one head for two or more departments or other administrative units, subject to any and all requirements as to qualifications and confirmation, or may himself or herself so serve without such confirmation all without substantial salary for so serving.

Section 16. Section A402(B), (F), (G)(1), (2), (6) and (J) of the Charter and Code is hereby Amended to read as follows:

- (B) The Comptroller shall approve and certify all payrolls for salaries and compensation of all County employees and officers; he shall furnish a certified transcript of said payrolls, as approved, to the **[Commissioner of Finance] Director of Management and Budget**. All original payrolls shall be filed with the Comptroller. Before the payrolls are presented to the Comptroller, they shall be certified, in writing, by the head of the appropriate administrative unit or his deputy to the effect that each person named therein was properly appointed to the position set forth therein and that the salary or compensation stated in such payroll is true and correct. Such certification shall be in the manner and form prescribed by the Comptroller. The Comptroller shall not approve any payroll or item thereof until the Personnel Officer shall have certified that the persons named therein are employed in their respective positions.
- (F) The Comptroller shall prepare and submit to the Director of **[Budget and Research] Management and Budget**, annually on such date and on such forms as the Director shall designate and prescribe, the information required by the Director to assist him in the preparation of the proposed budget and capital program.
- (G) (1) At least monthly, procure bank statements for all depositaries of funds under the custody and control of the **[Commissioner of Finance] Director of Management and Budget** and reconcile such statements with the **[Commissioner's] Director's** books, and periodically procure bank statements from all other depositaries of County funds and funds for which the County is responsible and reconcile the statement with the books of such administrative unit. The Comptroller shall have access to the books of the **[Commissioner of Finance] Director of Management and Budget** and other administrative units at all times.
- (2) Audit and review the records of the **[Commissioner of Finance] Director of Management and Budget** with respect to all moneys and funds of whatever name or nature received and disbursed by the **[Commissioner of Finance] Director of Management and Budget** and for that purpose he shall procure, daily, statements from the **[Commissioner of Finance] Director of Management and Budget** showing funds and moneys so received and disbursed in such forms as the Comptroller shall direct.
- (6) Procure from the Director of **[Budget and Research] Purchasing** at least annually a certified copy of the inventory maintained by such Director pursuant to § **[A305(C)(9)] A306(2)(A)(9)** of this Code and, in accordance with good accounting practices, periodically verify the accuracy of the same. The certified copy of such inventory and the record of action taken by the Comptroller to determine and certify the same as prescribed herein shall be maintained as a permanent record of his or her Department. The Comptroller shall prescribe the procedure and method for the making of inventories by the head of each administrative unit and by the Director of

[Budget and Research] Purchasing and a copy of such procedure shall be filed with the Legislative Clerk.

- (J) The County Executive shall make the services of the Director of **[Budget and Research] Purchasing** in relation to purchasing or procurement functions available to the Comptroller in the preparation of any reports prescribed in the Charter and Code.

Section 17. Section A405 of the Charter and Code is hereby amended to read as follows:

§ A405. Bond of Comptroller.

The Comptroller and such of his Deputies, officers and employees as may be required by the County Legislature shall furnish a surety bond to the County in a sum fixed by the County Legislature, conditioned for the faithful performance of his duties. Each bond shall be approved as to form by the County Attorney and as to the sufficiency of surety by the County Legislature and filed with the **[Department of Finance] Office of Management and Budget**.

Section 18. Article IV of the Administrative Code is hereby amended to read as follows:

ARTICLE IV

[Department of Finance] Office of Management and Budget

§ A501. [Department of Finance; Commissioner;] Office of Management and Budget; Director; appointment; qualifications

The **[Department of Finance] Office of Management and Budget** shall be headed by a **[Commissioner] Director**. The method of choosing a **[Commissioner] Director** shall be as provided in § C501 of Article V of the Charter. The qualifications of the **[Commissioner] Director** shall be as follows: **[he shall be graduated from an approved four-year college course with a business-related degree or major, or graduated from high school with six years of experience in a managerial position in business or government dealing with the control of substantial sums of money, or the equivalent of any combination of experience and training.]**

- (1) Graduation with a bachelor's degree from an accredited college having a four-year program, with major work in accounting, together with four years of experience in the accounting field, two of which preferably with a municipality;**
- (2) Graduation from a standard senior high school, together with eight years of experience in the accounting field, two of which preferably with a municipality; or**
- (3) Any equivalent combination of experience and training indicating ability to do the work.**

§ A502. Powers and duties of [Commissioner of Finance] Director of Management and Budget

- (A) The **[Commissioner of Finance] Director of Management and Budget** shall have all the powers and duties and shall be subject to all the obligations and liabilities heretofore or hereafter lawfully granted or imposed by the Charter, this Code, local law, ordinance or resolution of the County Legislature, order or direction of the County Executive or any applicable provision of any act of the State Legislature not inconsistent with the Charter or this Code. Such powers, duties, obligations and liabilities shall include, but shall not be limited to, any power, duty, obligation or liability now or hereafter required by any law to be performed by or imposed upon a County Treasurer, the chief fiscal officer of a County or other County officer in relation to the collection of taxes.

- (B) The **[Commissioner of Finance] Director of Management and Budget** shall
- (1) Have custody of all surety bonds and such other instruments and contracts as the County Executive may direct to remain on file in his office as a public record.
 - (2) Make and file with the Comptroller, daily, statements of all funds and moneys received and disbursed, of whatever name or nature, in such form as the Comptroller shall direct.

- (3) Have charge of the collection, receipt, custody, deposit, investment and disbursement of all fees, taxes, revenues and other funds of the County or for which the County is responsible.
- (4) Perform such other related duties as the County Executive or the County Legislature may prescribe.
- (5) Assist the County Executive in the preparation of the proposed budget and capital program in accordance with Article VI of this Code;**
- (6) Investigate and analyze the operation of administrative units to determine budgetary needs;**
- (7) Maintain necessary contacts in cooperation with organizations and individuals interested in the industrial and commercial development of Broome County;**
- (8) Under the supervision and direction of the County Executive:**
 - (a) Hold budget hearings on request of administrative units;**
 - (b) Control the operation of the budget and capital program by requesting reports and examining records of administrative units; and**
 - (c) Issue policy statements to administrative units to establish guides in preparation of their budgets.**
- (9) Have the powers and duties set forth in § C306 of Article III of the Charter.**

§ A503. Statement of financial condition.

- (A) In addition to the annual report required by § C502(C) of Article V of the Charter, the **[Commissioner of Finance] Director of Management and Budget** shall, and at such other times as the County Executive or the County Legislature may by resolution direct, submit to the County Executive, the Comptroller and the County Legislature a statement of the financial condition of the County.
- (B) In addition to the foregoing, the statement of financial condition shall:
 - (1) Set forth all revenues received by the County.
 - (2) Set forth for each appropriation account the amount appropriated, the amount encumbered but remaining unexpended, the aggregate expenditures and the unencumbered balance.
 - (3) Include such other information as the County Executive may order or the County Legislature by resolution may direct.

§ A504. Rules and regulations.

The **[Commissioner of Finance] Director of Management and Budget** may, except where otherwise provided by law, make rules and regulations relative to the conduct of his Department. The rules and regulations shall not be effective until they have been approved by the County Executive and filed with the Clerk of the County Legislature.

§ A505. Depository undertakings.

- (A) Each depository designated by the County Executive pursuant to § C302(F) of Article III of the Charter shall, for the benefit of the security of the County and before receiving any such deposit, give to the County a good and sufficient undertaking approved as to the sufficiency of surety by the County Executive and as to form by the County Attorney. An undertaking shall:
 - (1) Specify the amount which the **[Commissioner of Finance] Director of Management and Budget** shall be authorized to have on deposit at any one time with such depository.
 - (2) Ensure that the depository shall faithfully keep and pay over, in the order or warrant of the **[Commissioner of Finance] Director of Management and Budget** or other lawful authority, such deposits and in the agreed interest thereon.

- (3) Provide for the payment of bonds or coupons as by their terms are made payable at a bank or banks for the payment of which a deposit shall be made by the **[Commissioner of Finance] Director of Management and Budget** shall file each undertaking with the Comptroller.
- (B) The County Executive may increase the amount which any depository is authorized to have on deposit at any one time and require additional undertaking therefor. The **[Commissioner of Finance] Director of Management and Budget** shall file each undertaking with the Comptroller.
- (C) In lieu of each undertaking, a depository may execute its own undertaking in such form as is approved by the County Attorney and upon such conditions as may be prescribed by law and, as collateral thereto, shall deposit with the **[Commissioner of Finance] Director of Management and Budget** outstanding unmatured bonds or other obligations of the United States of America, the State of New York or of any County, town, city, village or school district in the State of New York authorized to be issued by law in the face amount at all times at least equal to the amount on deposit less the amount certified by the depository as covered by insurance under the Federal Deposit and Insurance Act. The collateral shall be approved as to amount and sufficiency by the **[Commissioner of Finance] Director of Management and Budget**. The depository shall deposit with the **[Commissioner of Finance] Director of Management and Budget** an assignment in blank of each collateral. The **[Commissioner of Finance] Director of Management and Budget** shall deliver to the depository a certificate of deposit containing the description of the bonds or other securities so deposited as collateral. In the event of a default on the undertaking of any depository and the consequent necessity to complete the assignment in blank, the **[Commissioner of Finance] Director of Management and Budget** shall complete the assignment and shall be deemed to be the agent of the assignor for such purpose. The **[Commissioner of Finance] Director of Management and Budget** may from time to time release securities whenever the amount of the balance on deposit shall be lawfully reduced. Upon the withdrawal of all moneys from any depository and the closing and settlement of the account therefor, the **[Commissioner of Finance] Director of Management and Budget** may require the surrender of the certificate of deposit and thereupon shall return the security so deposited as collateral. Whenever in the judgment of the **[Commissioner of Finance] Director of Management and Budget** it appears that additional facilities for the safeguarding of the securities deposited with him are essential, he may lease or rent a safe-deposit box, and the cost thereof shall be audited and paid as a County charge. The depository, with the consent of the **[Commissioner of Finance] Director of Management and Budget**, may deposit such securities in a safe-deposit box maintained by the depository under the joint control of the depository and the **[Commissioner of Finance] Director of Management and Budget**, or, if such depository has and maintains a separate trust department, said depository may with like consent deliver such securities to said trust department or may with like consent deposit said securities in escrow in the trust department of any other bank within the State of New York, to be held by and subject to the joint order of the depository and the **[Commissioner of Finance] Director of Management and Budget**, and all expenses in connection therewith shall be borne by the depository.
- (D) The **[Commissioner of Finance] Director of Management and Budget** shall not be liable for loss of public funds of the County by reason of the default or insolvency of a designated depository, provided that such funds have been deposited in accordance with the provisions of this section. In the event that securities have not been deposited as provided in Subsection (C) of this section, the **[Commissioner of Finance] Director of Management and Budget** shall be liable to the extent of any loss sustained.

§ A506. Sale of bonds.

The **[Commissioner of Finance] Director of Management and Budget** shall be responsible for the conduct of the sale of all bonds or other obligations as prescribed by the Local Finance Law.

§ A507. Preparation and signing of checks.

The **[Commissioner] Director** shall sign all checks for the payment of payroll and all other lawful claims against the County or against funds for which the County is responsible. No check shall be executed by him for the payment of any claim against or obligation of the County unless the check states the funds against which it is drawn and the appropriation account chargeable therewith. No fund or appropriation account shall be overdrawn, nor shall any check be drawn against a fund or appropriation account to pay a claim properly chargeable to another fund or appropriation account. All County officers and employees shall be paid biweekly.

§ A508. Bond of [Commissioner of Finance] Director of Management and Budget.

The **[Commissioner of Finance] Director of Management and Budget** and such of his deputies, officers and employees as the County Legislature shall require shall each give a surety bond to the County in a sum fixed by the County Legislature conditioned for the faithful performance of his duties. Each bond shall be approved as to form by the County Attorney and as to the sufficiency of surety by the County Legislature and filed with the **[Department of Finance] Office of Management and Budget.**

§ A509. Deputies

The **[Commissioner of Finance] Director of Management and Budget** shall appoint such Deputies as shall be authorized by the County Legislature. All Deputy **[Commissioners] Directors** shall serve at the pleasure of the **[Commissioner of Finance] Director of Management and Budget** and shall have the authority to act generally for and in place of said **[Commissioner] Director**. The designation or designations shall be in writing and filed in the Department of Records, and copies thereof shall be filed with the County Executive and with the Clerk of the County Legislature.

Section 19. Section A602 of the Charter and Code is hereby amended to read as follows:

§ A602. Preparation of proposed budget and capital program.

The Director of the **[Division of Budget and Research] Office of Management and Budget**, pursuant to § C602 of Article VI of the Charter, shall prepare the proposed budget and capital program for submission to the County Executive as hereinafter set forth:

- (A) Submission of capital program requests. On or before March 15 in each year, or such earlier date as the Director of **[Budget and Research] Management and Budget** may prescribe, and upon receipt of at least 15 days' written notice of the Director, the administrative heads shall furnish to the Commissioner of Planning a description, justification and estimate for each project in the capital program which he proposes for development during one or more of the ensuing six fiscal years. Each capital project request shall show recommended priority; development time schedule; estimated useful life, in years; estimated cost for planning, site or right-of-way, construction, equipment and other features; status of plans and land acquisition; anticipated effect of the project on an annual operating budget; proposed method of paying for the project; possible sources of financial aid; recommended expenditures, by years, including total expenditures remaining beyond the six-year period of the capital program, if any; and such other information as the Director may prescribe.
- (B) Capital program advisory committee. To assist in the consideration of capital projects and capital program, there shall be a Capital Program Advisory Committee consisting of the County Executive, the Director of **[Budget and Research] Management and Budget**, **[the Commissioner of Finance]**, the Commissioner of Planning, the Commissioner of Public Works and such other administrative heads as the County Executive may designate and the following members of the County Legislature: the Chairman, the Chairman of the Finance Committee and the Chairman of the Public Works Committee. The County Executive shall be responsible for the capital program as submitted to the County Legislature, and no member of the County Legislature

shall be obliged to support any capital project by reason of membership on the Capital Program Advisory Committee. The County Executive shall be the Chairman and the Director of **[Budget and Research] Management and Budget** shall be the Vice Chairman of the Committee.

- (C) The Commissioner of Planning shall review the capital project requests submitted by the administrative heads. His review shall include consideration of comprehensive plans for the County and for any affected municipality therein. On or before July 1, the Commissioner shall forward his comments and recommendations regarding each proposed capital project to the Director of **[Budget and Research] Management and Budget**. On or before July 15, the Director of **[Budget and Research] Management and Budget** shall forward to the Capital Program Advisory Committee all departments' capital requests for the ensuing six fiscal years, as well as the comments and recommendations of the Commissioner of Planning. The Director shall submit his own comments and recommendations to the Capital Program Advisory Committee on or before August 15. The Committee shall consider all requested capital projects and, on or before September 1, shall submit its recommendations to the County Executive.
- (D) Proposed capital program. On or before September 15, the Director of **[Budget and Research] Management and Budget** shall prepare and submit to the County Executive a proposed capital program for the next six fiscal years, arranged in such manner as to indicate the order or priority of each project, and to state for each project:
- (1) A description of the proposed project and the estimated total cost thereof.
 - (2) The proposed method of financing, indicating the amount proposed to be financed by direct budgetary appropriation or duly established reserve funds; the amount, if any, estimated to be received from the federal and/or state governments; and the amount to be financed by the issuance of obligations, showing the proposed type or types of obligations, together with the period of probable usefulness for which they are proposed to be issued.
 - (3) An estimate of the effect, if any, upon operating costs of the County within each of the three fiscal years following completion of the project.
- (E) Budgetary appropriation in tentative budget. The tentative budget shall include the amount proposed for the capital program to be financed by direct budgetary appropriation during the next fiscal year.
- (F) Proposed capital budget. The first year of the proposed capital program, covering the ensuing fiscal year, shall be incorporated in a proposed capital budget for such year. The capital budget shall indicate debt service charges for previous projects; proposed down payments and other expenditures for new projects and/or for any project continued from prior years; those expenditures, including debt service, if any, expected to be incurred against such projects during the next fiscal year; and the recommended sources of all proposed capital financing, including but not limited to capital reserve funds, sinking funds, current revenues, temporary borrowing, bond sale and federal and state grants loans or advances.

Section 20. Section A603 of the Charter and Code is hereby amended to read as follows:

§ A603. Preparation of proposed budget.

The Director of **[Budget and Research] Management and Budget** pursuant to § C602 of Article VI of the Charter, shall prepare the proposed budget for submission to the County Executive.

- (A) On or before July 15, or such earlier date as the Director of **[Budget and Research] Management and Budget** may prescribe, the administrative head or authorized agency receiving County funds pursuant to contract or otherwise during the current fiscal year, or any other authorized agency applying for County funds, shall furnish to the Director an estimation of revenues and expenditures of his respective administrative unit or authorized agency for the ensuing fiscal year, exclusive of any

capital projects. The estimate shall show the sources of revenues and itemize the character and object of expenditures, together with any additional information as the Director shall prescribe.

- (B) Not less than 30 days prior to the date fixed pursuant to Subsection (A) of this section, the Director shall notify, in writing, all administrative heads or authorized agencies of:
 - (1) The date fixed pursuant to Subsection (A) herein; and
 - (2) The form and information to be contained in the estimate.
- (C) The Director, upon receipt of the estimates, shall proceed to make such review and investigations and conduct such hearings thereon as he may deem necessary. If an administrative head or other authorized agency fails to submit an estimate by the date specified, the Director shall prepare the estimate.
- (D) On or before September 1, the Director of **[Budget and Research] Management and Budget** shall furnish to the Clerk of the County Legislature, for review by the County Legislature, a copy of the estimations and other information, including sources of revenue and itemization of the character and object of expenditures, submitted by administrative heads and authorized agencies.
- (E) After completion of the review and investigation from the administrative heads and authorized agencies, the Director shall prepare and submit to the County Executive the proposed operation and maintenance expense budget in the form as prescribed for a tentative budget in § 355 of the County Law, except for such modifications as may be directed by the County Executive.

Section 21. Section A604(E) of the Charter and Code is hereby amended to read as follows:

- (E) Capital program. The County Executive shall review the proposed capital program as prepared by the Director of **[Budget and Research] Management and Budget**. He shall, after making such changes as he may deem advisable, arrange it so as to set forth clearly:
 - (1) Each pending capital project, the amount of all liabilities outstanding, the unencumbered balances of authorization and estimated additional authorizations required for its completion.
 - (2) Each new capital project recommended, the year in which it is recommended to be undertaken and the estimated cost.
 - (3) Each pending or recommended project, a brief description, the estimated date of completion, the amount of liabilities estimated to be incurred in each fiscal year to completion, the estimated useful life in years, the amounts, nature and terms of obligations recommended to be authorized and the estimated annual operating and maintenance charges such project will entail.
 - (4) Recommendations that a pending project be modified, postponed or abandoned.
 - (5) Other information that the County Executive may deem advisable.

Section 22. Section A1004 of the Charter and Code is hereby amended to read as follows:

§ A1004. Rules and regulations.

The County Legislature shall have the power by resolution, local law or ordinance to establish such rules, regulations and charges relating to the Department of Public Transportation as it may deem necessary. Any such rules, regulations or charges so established shall become valid upon being filed with the County Executive, the Commissioner of Public Transportation and the **[Department of Finance] Office of Management and Budget**.

Section 23. Section A1004-A of the Charter and Code is hereby amended to read as follows:

§ A1004-A. Rules and regulations.

The County Legislature shall have the power by resolution, local law or ordinance to establish such rules, regulations and charges relating to the Department of Aviation as it may deem necessary. Any such rules, regulations or charges so established shall become valid upon being filed with the County Executive, the Commissioner of Aviation and the **[Department of Finance] Office of Management and Budget**.

Section 24. Section A1305 of the Charter and Code is hereby amended to read as follows:

§ A1305. Social services rates and charges.

The Commissioner shall, when submitting the estimate of revenues and expenditures for the Department of Social Services to the Director of **[Budget and Research] Management and Budget**, include therein a statement of the rates fixed by the state to be paid by the County to hospitals, institutions for the aged, institutions for children, nursing homes, correctional institutions and foster homes and other institutions and a recommendation as to any rates not fixed by the state to be paid by the County for services rendered for the care and maintenance of persons for whom the Department of Social Services is responsible. Such rates, once approved by the County Executive, shall be included in the tentative budget. The County Legislature shall, by resolution and as part of the budget procedure, approve the rates fixed by the state and determine, fix and establish the rates to be paid by the County for services where the rates are not fixed by the state.

Section 25. Section A1306 of the Charter and Code is hereby amended to read as follows:

§ A1306. Accounting for fees and funds.

All moneys to which the Social Service District may be entitled under and by virtue of the laws of the State of New York or which the Commissioner may receive for services performed by his Department shall belong to said district and be collected by such Commissioner, accounted for and paid over to the **[Commissioner of Finance] Director of Management and Budget** by a written statement within 10 days after the expiration of each month. Each monthly statement shall have attached thereto a certification by said Commissioner to the effect that the same is in all respects a full and true statement of all such moneys received by him for the preceding month. At the time of rendering any such statement, the Commissioner shall pay to the **[Commissioner of Finance] Director of Management and Budget** all moneys received by him since the last preceding monthly statement. Other funds or fees collected by the Commissioner shall be paid over and reported to the **[Commissioner of Finance] Director of Management and Budget** as above provided, except where otherwise specifically provided by statute.

Section 26. Section A1504 of the Charter and Code is hereby amended to read as follows:

§ A1504. Planning and Economic Development Advisory Board.

There shall be a Planning and Economic Development Advisory Board, consisting of three voting ex officio members: the Chair of the County Legislature, the Chair of the Environmental Management Council and the Regional Planning and Development Supervisor for the New York State Department of Transportation; seven voting members who shall be residents of Broome County and shall be appointed by the County Executive, subject to confirmation by the County Legislature; and **[three] two** nonvoting ex officio members: the Commissioner of Public Works, the **[Commissioner of Finance]** and the Director of the Division of Solid Waste Management.

The members appointed by the County Executive, subject to confirmation by the County Legislature, shall be appointed for terms of four years, except that of those first appointed, two shall be appointed for one-year terms, two for two-year terms, two for three-year terms and one for a four-year term.

If the County Executive fails to fill a vacancy on the Planning and Economic Development Advisory Board within 60 days after a vacancy occurs, the County Legislature may proceed to fill such vacancy in the same manner as provided herein. Whenever a vacancy occurs by expiration of a term, a member may continue his or her office for a period not to exceed 60 days or until an appointment is made thereto.

The Planning and Economic Development Advisory Board shall be advisory to the Planning and Economic Development Commissioner in matters related to comprehensive metropolitan, regional, County and municipal planning.

The Planning and Economic Development Advisory Board shall elect each year, on or before the 15th day of January, a Chairperson, Vice Chairperson and Secretary. Meetings of such Board shall be held at the call of the Chairperson of the Planning and Economic Development Advisory Board or the County Executive on at least three days' written notice, mailed to the last known address of such Board members. The Board shall adopt rules of procedure for the conduct of its meetings and shall establish its regular meeting dates.

The members of the Planning and Economic Development Advisory Board shall receive no salary or compensation for their services, but shall, within the appropriations provided therefor, be entitled to actual and necessary disbursements and expenses in performing the duties of their office.

Section 27. Section A1505 of the Charter and Code is hereby amended to read as follows:

§ A1505. Accounting for fees.

All moneys to which the County may be entitled under and by virtue of the laws of the State of New York or which the Commissioner of Planning and Economic Development may receive for services or sale of work performed by his Department shall belong to the County and be collected by such Commissioner, accounted for and paid over to the **[Commissioner of Finance] Director of Management and Budget** by a written statement within five days after the expiration of each month. Each monthly statement shall have attached thereto a certification by the Commissioner of Planning and Economic Development to the effect that the same is in all respects a full and true statement of all moneys received by him for the preceding month. At the time of rendering any such statement, the Commissioner of Planning and Economic Development shall pay to the Commissioner of Finance all moneys received by him since the last preceding monthly statement. Other funds or fees received or collected by the Commissioner of Planning and Economic Development shall be paid over and reported to the **[Commissioner of Finance] Director of Management and Budget** as above provided, except where otherwise specifically provided by statute.

Section 28. Section A1805 of the Charter and Code is hereby amended to read as follows:

§ A1805. Disposition of money or property found on deceased.

- (A) Money and other property found upon the body of the deceased not required for the purposes of the investigation shall be delivered to the **[Commissioner of Finance] Director of Management and Budget**. Unless claimed in the meantime by the legal representatives of the deceased, articles held for the purposes of the investigation, except such writing of the deceased as may be relevant to the diagnosis of means of manner of death, shall be delivered to the **[Commissioner of Finance] Director of Management and Budget** at the conclusion of the investigation.
- (B) Upon the delivery of money to the **[Commissioner of Finance] Director of Management and Budget**, he must place it to the credit of the County. If other property is delivered to him, he must, within one year, sell it at public auction upon reasonable public notice and must, in like manner, place the proceeds to the credit of the County.
- (C) If the money in the treasury is demanded within six years by the legal representatives of the deceased, the **[Commissioner of Finance] Director of Management and Budget** must pay it to them, after deducting the amount of expenses incurred in connection therewith, or it may be so paid at any time thereafter, upon the order of the County Legislature; provided, however, that such money may be so paid at any time upon the written order of the Surrogate of the County.
- (D) Before auditing and allowing the account of the Coroner, the County Legislature must require from him a statement, in writing, of any money or other property found upon persons whose deaths he has investigated, verified by his oath to the effect that the statement is true and that the money or property mentioned in it has been delivered to the legal representatives of the deceased or to the **[Commissioner of Finance] Director of Management and Budget**.

Section 29. Section A2005 of the Charter and Code is hereby amended to read as follows:

§ A2005. Account for fees.

All moneys to which the County may be entitled under and by virtue of the laws of the State of New York, or which the County Clerk may receive for services performed by his Department, shall belong to the County and be collected by such Clerk, accounted for and paid over to the **[Commissioner of Finance] Director of Management and Budget** by a written statement within five days after the expiration of each month. Each monthly statement shall have attached

thereto a certification by said County Clerk to the effect that the same is in all respects a full and true statement of all moneys received by him for the preceding month. At the time of rendering any such statement, the County Clerk shall pay to the **[Commissioner of Finance] Director of Management and Budget** all moneys received by him since the last preceding monthly statement. Other funds or fees received or collected by the County Clerk shall be paid over and reported to the **[Commissioner of Finance] Director of Management and Budget** as above provided, except where otherwise specifically prescribed by statute.

Section 30. Section A2306 and A2307 are hereby amended to read as follows:

§ A2306. Accounting for fees and funds.

All moneys to which the County may be entitled under and by virtue of the laws of the State of New York or which the Sheriff may receive for services performed by his office shall belong to the County and be collected by the Sheriff, accounted for and paid over to the **[Commissioner of Finance] Director of Management and Budget** by a written statement within five days after the expiration of each month. Each monthly statement shall have attached thereto a certification by the Sheriff to the effect that the same is in all respects a full and true statement of all such moneys received by him for the preceding month. At the time of the rendering of any such statement, the Sheriff shall pay to the **[Commissioner of Finance] Director of Management and Budget** all moneys received by him since the last preceding monthly statement. Other funds or fees collected by the Sheriff shall be paid over and reported to the **[Commissioner of Finance] Director of Management and Budget** as above provided, except where otherwise specifically provided by statute.

§ A2307. Bond of sheriff.

The Sheriff, Undersheriff and such of his deputies, officers and employees as the County Legislature shall require shall each give a surety bond to the County in a sum fixed by the County Legislature conditioned for the faithful performance of his duties. Such Bond shall be approved as to form by the County Attorney and as to the sufficiency of surety by the County Legislature and filed with the **[Department of Finance] Office of Management and Budget**.

Section 31. Section A2302-A(3) is hereby amended to read as follows:

3. The Board of Trustees shall have the authority to authorize the Treasurer to establish and maintain petty cash funds, not in excess of \$200 each, for specified college purposes or undertakings from which may be paid, in advance of audit, properly itemized and verified or certified bills for materials, supplies or services furnished to the college for the conduct of its affairs and upon terms calling for the payment of cash to the vendor upon delivery of any such materials or supplies or rendering of such services. A list of all expenditures made from such petty cash funds shall be presented to the Trustees at each regular meeting thereof, together with the bills supporting such expenditure, for audit, and the Board shall direct the reimbursement of such petty cash funds from the appropriate budgetary item or items in an amount equal to the total of such bills which the Board shall so audit and allow.

Any such bills or any portion of any such bills as shall be disallowed upon audit shall be the personal responsibility of the Treasurer, and such Treasurer shall forthwith reimburse such petty cash fund in the amount of such disallowances. The Treasurer shall file a report with the County **[Commissioner of Finance] Director of Management and Budget** and the Comptroller, detailing the expenditures in each petty cash fund, within 10 days of the Board meeting where such expenditures were presented for audit and allowance.

Section 32. Section A2303-A(3)(a) is hereby amended to read as follows:

- (a) Annually the Board of Trustees shall furnish to the Director of **[Budget and Research] Management and Budget** a description, justification and estimate for each project in the capital program which it proposes to develop during one or more of the ensuing six fiscal years of the County. Such capital project requests and their consideration, approval and budgeting of said projects shall be made pursuant to the County Administrative Code and

Charter. All capital projects approved for Broome Community College shall be a part of the County's six-year capital program and County budget.

All projects within the capital program shall be developed in accordance with a Facilities Master Plan for the college. The Trustees shall consult with the Commissioner of Public Works in developing the capital program for the college.

Section 33. Section A2303-A(4)(a) and (d) are hereby amended to read as follows:

- (a) On or before May 1, the Board of Trustees shall furnish to the Director of **[Budget and Research] Management and Budget** a proposed budget for operation of the college for the ensuing fiscal year, exclusive of any capital projects. In any year when the budget of the State of New York is approved after May 1, the college is authorized to submit to the Director of **[Budget and Research] Management and Budget** a revised tentative budget within a reasonable time after approval of the state budget to reflect the state aid actually appropriated. In no event may a revised tentative budget be submitted after June 15.

The proposed operations and maintenance budget shall be submitted in a format prescribed by the Director of **[Budget and Research] Management and Budget**; however, in no event shall this format be more inclusive than the format required of other County departments.

- (d) The County Executive shall review the Board's proposed operation and maintenance expense budget and the comments of the **[Budget] Director of Management and Budget** and shall prepare the proposed budget for the college for the ensuing fiscal year for current operating purposes. The budget prepared by the County Executive shall be in a format prescribed by § C603 of the Charter.

Section 34. Section A2303-A(5)(g) of the Charter and Code is hereby amended to read as follows:

- (g) Six copies of the college budget, as adopted, shall be certified by the County Executive and by the Clerk of the County Legislature, and one each of such copies shall be filed in the office of the County Executive, the County Comptroller, the **[Commissioner of Finance] Director of Management and Budget**, the Clerk of the County Legislature, the President of Broome Community College and the Department of Audit and Control, State of New York. The budget as so certified shall be printed or otherwise reproduced and copies shall be made available.

Section 35. Section A2303-A(6)(a) of the Charter and Code is hereby amended to read as follows:

- (a) The Board of Trustees shall cause the Treasurer to file an annual audited financial statement with the County Executive and the Clerk of the Legislature. This statement shall be in a format acceptable to the County **[Commissioner of Finance] Director of Management and Budget** and the Comptroller. This statement shall, at a minimum, include income statements and a balance sheet and shall show in a separate column amounts budgeted and actual expenditures for each budget line.

Section 36. Section A2303-A(8)(b) of the Charter and Code is hereby amended to read as follows:

- (b) The Board of Trustees shall have the authority to transfer funds within budgetary lines, except for the limitations on transfers of personnel and fringe benefits contained in the following paragraph, provided that said transfers are reported by the Trustees to the County Executive and the Clerk of the County Legislature on a monthly basis in a format designated by the Director of **[Budget and Research] Management and Budget** and the County Comptroller.

The Board shall have the authority to transfer funds contained in personnel and fringe benefit lines up to a total of 5% of each division line per year. Any transfers from a personnel or fringe benefit line in excess of 5% per year shall be approved by the County Legislature.

The Board shall report all transfers from personnel and fringe benefit lines to the County Executive and the Clerk of the Legislature in the format designated by the Director of **[Budget and Research] Management and Budget** and the County Comptroller.

Section 37. Section 19-6(2) of the Charter and Code is hereby amended to read as follows:

(2) The following heads of agencies, departments, divisions, councils, boards, commissions or bureaus and their deputies and assistants:

Aging, Office for

Director of Office for Aging
Deputy Director of Office for Aging

Audit and Control

Comptroller
Deputy Comptroller
Director of Weights and Measures

Aviation

Commissioner of Aviation
Deputy Commissioner of Aviation

Broome Community College

President of Broome Community College
Vice President of Academic Affairs
Vice President for Administration and Financial Affairs
Vice President for Student Affairs

Central Foods

Director of Central Food and Nutrition Services

Community Alternative Systems Agency

CASA Director

County Clerk

Executive Deputy County Clerk
Deputy County Clerk
Records Management Officer
Deputy Clerk — DMV

County Executive

Deputy County Executive
Administrative Assistant to County Executive
Executive Assistant to County Executive (2)
[Director of Budget and Research]
[Deputy Director of Budget and Research]
Communications Director
Director of Greater Binghamton Coalition

District Attorney

Chief Assistant District Attorney

Elections

Commissioners of Elections
Deputy Commissioners of Elections

Emergency Services

Director of Emergency Services/Fire Coordinator
Deputy Director of Emergency Services

Employment and Training

Employment and Training Director
Deputy Employment and Training Director

[Finance
 Commissioner of Finance
 Deputy Commissioner of Finance]
Office of Management and Budget
 Director of the Office of Management and Budget
 Deputy Director of OMB – Treasury
 Deputy Director of OMB – Budget
 Deputy Director of OMB – Accounting

Health
 Public Health Director
 Deputy Public Health Director

Historian
 County Historian

Information Technology
 Director of Information Technology
 Assistant Director of Information Technology

Law
 County Attorney
 Chief Assistant County Attorney
 Deputy County Attorney (DSS)

Legislature
 Clerk of County Legislature
 Deputy Clerk of County Legislature
 2nd Deputy Clerk of County Legislature
 Legislative Assistant

Library
 Library Director

Mental Health
 Commissioner of Community Mental Health Services
 Deputy Commissioner of Community Mental Health Services
 [Director of Drug Awareness Center]

Nursing Home
 Willow Point Nursing Home Administrator
 Deputy Nursing Home Administrator — Fiscal Services
 Deputy Nursing Home Administrator — Health Services

Parks and Recreation
 Commissioner of Parks and Recreation
 Deputy Commissioner of Parks and Recreation
 Arena Manager
 Events Coordinator
 Director of Recreation

Personnel
 Personnel Officer
 Director of Employee Relations
 Equal Employment Opportunity Compliance Officer

Planning and Economic Development
 Commissioner of Planning and Economic Development
 [Director of Economic Development]

Probation
 Probation Director
 Deputy Probation Director

Public Defender
 Public Defender
 Chief Assistant Public Defender

Public Transportation

Commissioner of Public Transportation
Deputy Commissioner of Public Transportation

Public Works

Commissioner of Public Works
Deputy Commissioner of Public Works/Buildings and Grounds
Deputy Commissioner of Public Works/Engineering
Deputy Commissioner of Public Works/Highways
Director of Security
Director of Solid Waste Management

Purchasing

Purchasing Agent

Real Property Tax Service

Director of Real Property Tax Services
Assistant Director of Real Property Tax Services

Risk and Insurance

Manager of Risk and Insurance

Sheriff

Undersheriff

**[First Assistant Correctional Facilities Administrator]
Corrections Major**

Social Services

Commissioner of Social Services
Deputy Commissioner of Social Services
Deputy Commissioner of Social Services — Temporary Assistance
Deputy Commissioner of Social Services — Administrative Services

Stop-DWI

STOP DWI Coordinator

Youth Bureau

Executive Director of Youth Bureau

Section 38. Section 38-1 of the Charter and Code is hereby amended to read as follows:

§ 38-1. Payments into credit unions; regulations.

The **[Commissioner of Finance] Director of Management and Budget** of the County of Broome is hereby authorized to deduct from the wages or salary of any employee of the county such amount that such employee may specify, in writing, filed with such appropriate fiscal officer, for payment to or deposit in any duly organized or existing credit union and to transmit the sum so deducted to said institution, as specified by the employee, for application to the account of that employee. Any such written authorization may be withdrawn by such employee at any time by filing written notice of the withdrawal, and the withdrawal shall be effective upon the filing thereof.

Section 39. Section 52-3(C) and (D) of the Charter and Code are amended to read as follows:

- C. The moneys in such fund shall be deposited in one or more of the banks or trust companies designated in the manner provided by law as depositories of the funds of the County of Broome. The **[Commissioner of Finance] Director of Management and Budget** may invest the moneys in such fund in obligations specified in the General Municipal Law. Any interest earned or capital gain realized on the money so deposited or invested shall accrue to and become part of such fund.
- D. The **[Commissioner of Finance] Director of Management and Budget** shall account for this fund separate and apart from all other funds of the County of Broome. Such accounting shall show: the source, date and amount of each sum paid into the fund; the interest earned by such fund; capital gains or losses resulting from the sale of investments of this fund; the order, source thereof, date and amount of each

payment from this fund; and the assets of this fund, indicating cash balance and a schedule of investments. The **[Commissioner of Finance] Director of Management and Budget**, within 60 days of the end of each fiscal year, shall furnish a detailed report of the operation and condition of this fund to the County Legislature.

Section 40. Sections 52-3(C) and (D), 52-7, 52-8, 52-13 and 52-14 of the Charter and Code are hereby amended to read as follows:

§ 52-3. Payments into fund.

A. There may be paid into such fund:

- (1) Such amounts as may be provided by the budgetary appropriations.
- (2) Amounts from any other fund authorized by the General Municipal Law by resolution subject to permissive referendum.
- (3) Such other funds as may be legally appropriated.

B. The cash balance of such fund at the end of any fiscal year shall not exceed \$1,000,000 or 10% of the total budget for such fiscal year, whichever is the greater amount. The amount paid into such fund during any fiscal year shall not exceed \$500,000 or 5% of the total budget for such fiscal year, whichever is the greater amount.

C. The moneys in such fund shall be deposited in one or more of the banks or trust companies designated in the manner provided by law as depositories of the funds of the County of Broome. The **[Commissioner of Finance] Director of Management and Budget** may invest the moneys in such fund in obligations specified in the General Municipal Law. Any interest earned or capital gain realized on the money so deposited or invested shall accrue to and become part of such fund.

D. The **[Commissioner of Finance] Director of Management and Budget** shall account for this fund separate and apart from all other funds of the County of Broome. Such accounting shall show: the source, date and amount of each sum paid into the fund; the interest earned by such fund; capital gains or losses resulting from the sale of investments of this fund; the order, source thereof, date and amount of each payment from this fund; and the assets of this fund, indicating cash balance and a schedule of investments. The **[Commissioner of Finance] Director of Management and Budget**, within 60 days of the end of each fiscal year, shall furnish a detailed report of the operation and condition of this fund to the County Legislature.

§ 52-7. Accounting.

Where an expenditure from the fund is authorized as provided herein:

- A. Payment shall be made upon the audit and warrant of the Comptroller; and
- B. Upon such audit and warrant, the **[Commissioner of Finance] Director of Management and Budget** shall transfer the amount of such expenditure from the fund to the appropriate departmental budget line and shall thereupon debit such expenditure from said budget line.

§ 52-8. Discontinuance.

If, after the establishment of such fund, the County of Broome determines that such fund is no longer needed, the moneys remaining in such fund may be transferred to any other reserve fund of the County of Broome authorized by the General Municipal Law that is comprised of moneys which were raised on the same tax base as the moneys in the reserve fund established under this Article, only to the extent that the moneys in this fund shall exceed the sum sufficient to pay all liabilities incurred or accrued against it. Prior to the discontinuance of such fund, the **[Commissioner of Finance]**, Director of **Management and Budget**, Comptroller and County Attorney shall certify to the County Legislature the amount that may be necessary to retain in such fund to satisfy all liabilities incurred or accrued against it, and such sum shall be retained in the fund for payment of such amounts or until later certified that such funds are no longer needed.

§ 52-13. Investment of funds.

The money in the Contingency and Tax Stabilization Reserve Fund shall be deposited in one or more of the banks or trust companies designated as depositories of the County funds. The **[Commissioner of Finance] Director of Management and Budget** may invest the money in such fund in obligation(s) specified in § 11 of the General Municipal Law. Any interest earned or capital gain realized on the money so invested shall accrue to and become part of the Contingency and Tax Stabilization Reserve Fund.

§ 52-14. Fund accounting.

The **[Commissioner of Finance] Director of Management and Budget** shall account for the Contingency and Tax Stabilization Reserve Fund pursuant to § 6-e of the General Municipal Law.

Section 41. Sections 72-3, 72-4 and 72-5 of the Charter and Code are hereby amended to read as follows:

§ 72-3 Travel Advance Fund.

The County Comptroller and the County **[Commissioner of Finance] Director of Management and Budget** are hereby authorized to establish a cash account entitled "Travel Advance Fund" in the amount of \$8,000. The Comptroller is hereby further authorized and empowered to establish and promulgate rules, regulations and procedures in such manner as he may deem necessary to implement the intent and purpose of this Article. The County Comptroller shall further have the power, in exceptional cases, to extend the period of time within which the officer or employee receiving the advance payment must file the statement or accounting provided for above and shall also have the power, in exceptional cases, to advance travel expenses in a sum exceeding the limitation of \$250 set forth above.

§ 72-4. Deductions from salary.

If such county officer or employee shall fail to make an accounting and repay any cash advances made which shall exceed actual and necessary expenses as aforesaid, unless such delay is otherwise extended by the Comptroller pursuant to this Article, the **[Commissioner of Finance] Director of Management and Budget** and the Comptroller are hereby authorized and empowered to deduct such cash advances, in whole or in part as the case may be, from such officer's or employee's salary or pay for the payroll period immediately following the expiration of said time limitation, and if such deductions from said payroll period are insufficient to cover the amounts owing the county, the **[Commissioner of Finance] Director of Management and Budget** and the Comptroller are further authorized to deduct additional amounts from such officer's or employee's salary or pay on succeeding payroll periods until such refund or obligation is satisfied.

§ 72-5. Vouchers for payments of balances and deductions.

The Comptroller and the **[Commissioner of Finance] Director of Management and Budget** are hereby authorized to deduct any advances made pursuant to § 72-1 of this Article and to pay the balance, if any, after audit and approval of a proper voucher, to the officer or employee submitting the same.

Section 42. Section 72-6(B) of the Charter and Code is hereby amended to read as follows:

Those county officers and employees who have been in office or employed by the county for at least one year but have not averaged at least 250 miles per month of reimbursable travel over the previous twelve-month period, and county officers and employees who have been in office or employed by the county for at least six months but less than one year, may be eligible for said cash advance if said officer or employee has averaged at least 250 miles per month of reimbursable travel over the previous six-month period and the Director of the Division of **Management and Budget [and Research]** and the Director of Personnel approve said cash advance.

Section 43. Section 72-10 and 72-12 of the Charter and Code are hereby amended to read as follows:

§ 72-10. Payment of outstanding claims.

- A. If an officer or employee who has received a cash advance terminates his or her office or employment with the county, said officer or employee, prior to receipt of any pay or salary due at the time of termination, shall settle with the Comptroller and Director of

[Finance] Management and Budget all outstanding claims involving the cash advance. If said officer or employee fails to make such settlement, the Comptroller and Director of **[Finance] Management and Budget** are empowered to deduct the amount of the cash advance from such officer's or employee's salary or pay, and if said deduction is insufficient to cover the amount owing to the county, the Comptroller and Director of **[Finance] Management and Budget** are empowered to pursue said repayment by all legal means.

- B. If an officer or employee who has received a cash advance is decertified as eligible for said advance, said officer or employee shall settle with the Comptroller and the Director of **[Finance] Management and Budget** all outstanding claims involving the cash advance. If said officer or employee fails to make such settlement, or if an officer or employee fails to submit a statement in accordance with § 77-9, the **[Commissioner of Finance] Director of Management and Budget** and the Comptroller are authorized and empowered to deduct such cash advance, in whole or in part as the case may be, from such officer's or employee's salary or pay for the payroll period immediately following the expiration of the time established by the Comptroller to make such settlement or submit such statement, and if such deductions from said payroll period are insufficient to cover the amounts owing the county, the **[Commissioner of Finance] Director of Management and Budget** and the Comptroller are further authorized to deduct additional amounts from such officer's or employee's salary or pay on succeeding payroll periods until such refund or obligation is satisfied.

§ 72-12 Mileage Advance Fund.

The County Comptroller and the County **[Commissioner of Finance] Director of Management and Budget** are authorized to establish a cash account entitled "Mileage Advance Fund" in the amount of \$17,500 **[17.500]**.

Section 44. Section 76-9 of the Charter and Code is amended to read as follows:

§ 76-9 Payment of benefits.

The **[Commissioner of Finance] Director of Management and Budget** shall pay to claimants workers' compensation benefits as provided in § 25 of the Workers' Compensation Law upon order of the Secretary of the plan. Other payments of liabilities of the plan shall be made by the **[Commissioner of Finance] Director of Management and Budget** upon vouchers duly audited by the Committee appointed to supervise the plan.

Section 45. Sections 115-10, 115-11 and 115-12 of the Charter and Code are hereby amended to read as follows:

§ 115-10. [Commissioner of Finance] Director of Management and Budget authorized to review decisions.

The Broome County **[Commissioner of Finance] Director of Management and Budget** is authorized to review decisions of Town Assessors or other designated town officials regarding claims made pursuant to Agriculture and Markets Law § 125.

§ 115-11. Investigations.

- A. The Broome County Director of Security, upon request of the Broome County **[Commissioner of Finance] Director of Management and Budget** or the claimant, shall, within 20 days of receipt of such request, cause an investigation of the facts and circumstances surrounding a claim made pursuant to Agriculture and Markets Law § 125.
- B. The Director of Security, upon receipt of such request from the **[Commissioner of Finance] Director of Management and Budget** or the claimant, shall cause an investigation to be made of the alleged attack upon the claimant's domestic animals, the facts surrounding such attack and the amount of damage incurred by the claimant thereby for which indemnification should be made.
- C. The claimant shall permit the Director of Security or his authorized representative to enter the premises on which the attack is alleged to have occurred and shall furnish

the Director of Security or his authorized representative whatever information and proof may

be available to the claimant and may be necessary for the Director or his authorized representative to complete his investigation. Upon completion of his investigation, the Director shall decide whether the attack was in fact made by a dog upon a domestic animal, as defined in § 108 of the Agriculture and Markets Law, and whether the owner had taken reasonable steps to prevent the damage done.

- D. If the Director so finds, he shall recommend confirmation or denial of the determination of the Town Assessor or designated town official. The Director may also recommend modification of the decision of the Town Assessor or designated town official as may appear proper in view of the facts. The recommendations of the Director shall be in writing and forwarded to the **[Commissioner of Finance] Director of Management and Budget** and the claimant.

§ 115-12. Result of investigation; report to claimant.

Upon receipt of the recommendation of the Director of Security, the **[Commissioner of Finance] Director of Management and Budget** will confirm or deny these recommendations in writing. The Commissioner will forward a copy of said confirmation or denial to the claimant within 20 days of receipt of the recommendations of the Director of Security. The **[Commissioner] Director of Management and Budget** will also enclose a certificate of indemnity due the claimant.

Section 46. Section 120-5 of the Charter and Code is hereby amended to read as follows:

§ 120-5. Collection agent.

The service supplier shall act as collection agent for Broome County and shall remit the funds collected as the surcharge to the Director of **[Finance] Management and Budget** of the County every month. Such funds shall be remitted no later than 30 days after the last business day of such month.

Section 47. Sections 125-1, 125-2 and 125-3 of the Charter and Code are hereby amended to read as follows:

§ 125-1. Charges established.

Pursuant to the authority contained in § 106-a of the General Municipal Law, the County of Broome does hereby establish the following service charges as fees for handling securities in lieu of retained percentages. The service charges will apply to all securities transferred to the **[Commissioner of Finance] Director of Management and Budget** pursuant to § 106 of the General Municipal Law for all public improvement contracts:

- A. A service charge of \$20 shall be assessed for the initial acceptance of securities allowable under § 106 of the General Municipal Law.
- B. A service charge of \$10 shall be assessed for each occasion that a contractor under a public improvement project may request delivery of redeemable coupons from bonds deposited with the **[Commissioner of Finance] Director of Management and Budget**.
- C. A service charge of \$15 shall be assessed for each instance in which additional securities are delivered in exchange for retained percentages, and a service charge of \$15 shall be assessed each time the type or types of security originally deposited with the **[Commissioner of Finance] Director of Management and Budget** are changed.
- D. A service charge of \$15 shall be assessed for the **[Commissioner of Finance's] Director of Management and Budget's** return of securities to the contract upon the contractor's satisfactory completion of the public improvement project.

§ 125-2. Authorization to collect.

The **[Commissioner of Finance] Director of Management and Budget** is hereby authorized to

collect all service charges assessed pursuant to § 125-1.

§ 125-3. Deductions from other funds; release of securities.

All service charges assessed upon a given project pursuant to the exchange of securities for retained percentages on public improvement projects shall be deducted from those amounts of funds remaining as retained percentages with the **[Commissioner of Finance] Director of Management and Budget** upon the completion of the public improvement project. Where there are no such retained percentages remaining at the completion of a public improvement project and/or where all such retained percentages have been exchanged for acceptable securities, the **[Commissioner of Finance] Director of Management and Budget** shall not release any such securities to the contractor, or to any bank assisting in the exchange, until all said service charges have been paid in full.

Section 48. Section 125-29(C) of the Charter and Code is hereby amended to read as follows:

C. The County Executive of Broome County is hereby authorized and directed to negotiate and enter into an agreement with the Commissioner of the New York State Department of Motor Vehicles for the implementation of this chapter, and such agreement shall provide for the exclusive method of collection, custody and remittal of the proceeds of any such fee and for the payment by the County of the reasonable expenses incurred by the New York State Department of Motor Vehicles in connection with the collection and administration of said fee. Such agreement shall also provide that the Broome County **[Commissioner of Finance] Director of Management and Budget**, upon request, not more frequently than once in each calendar year, at a time agreed upon by the State Comptroller, shall audit the accuracy of the payments, distributions and remittances to Broome County pursuant to this chapter.

Section 49. Sections 185-1, 185-2, 185-3 and 185-4 of the Charter and Code are hereby amended to read as follows:

§ 185-1. Requests from villages.

Notwithstanding any general, special or local law to the contrary, upon receipt of a village ordinance, local law or resolution of a village within Broome County requesting the County of Broome to collect delinquent village taxes subsequent to the effective date of this article and upon certification of correctness of such unpaid taxes by the village authorities, the **[Commissioner of Finance] Director of Management and Budget** of Broome County may collect such village taxes, provided that said certificate by the village authorities is received by the **[Commissioner of Finance] Director of Management and Budget** no later than the 15th day of November following the levy of taxes.

§ 185-2. Payments to village authorized.

The **[Commissioner of Finance] Director of Management and Budget** shall, on or before the first day of April following the receipt of the certification as provided in § 185-1 of this article, pay to the officer charged by law with the custody of village moneys, moneys of the county appropriated therefor. If the amount appropriated for such purpose shall be insufficient, it shall be the duty of the County Legislature to increase such appropriation by the amount necessary. The moneys to meet such increase shall be provided from moneys not otherwise appropriated or committed from relevy or collection of delinquent village taxes, from moneys appropriated for a contingent fund or pursuant to the Local Finance Law.

§ 185-3. Relevy of taxes.

Such statement and certificate shall be transmitted by the **[Commissioner of Finance] Director of Management and Budget** to the County Legislature, which shall cause the amount of such unpaid taxes, with 7% of the amount of principal and interest in addition thereto, to be relevied upon the real property upon which the same were imposed. When collected, the same shall be returned to the **[Commissioner of Finance] Director of Management and Budget** to reimburse the county for the amount advanced, with the expenses of collection.

§ 185-4. Payments to county.

Any person whose real property is levied against may pay the amount of taxes levied thereon, with 5% added thereto, to the **[Commissioner of Finance] Director of Management and Budget** at any time before the County Legislature shall have directed the same to be relevied, except as otherwise provided in Subdivision 2 of § 1432 of the Real Property Tax Law in relation to the payment of interest in lieu of such 5%.

Section 50. Section 185-9 of the Charter and Code is hereby amended to read as follows:

§ 185-9. Definitions.

When used in this article, the following terms shall mean:

[COMMISSIONER OF FINANCE — The Commissioner of Finance of Broome County.]

DIRECTOR OF MANAGEMENT AND BUDGET – The Director of Management and Budget of Broome County

COMPTROLLER — The Comptroller of Broome County.

HOTEL or MOTEL — A building or portion of it which is regularly used and kept open as such for the lodging of guests. The term "hotel" or "motel" includes an apartment hotel, motor court or inn, boardinghouse or club or similar hotel or motel type of accommodations by whatever name designated, whether or not meals are served.

OCCUPANCY — The use or possession, or the right to use or possess, any room in a hotel or motel.

OCCUPANT — A person who, for a consideration, uses, possesses or has the right to use or possess any room in a hotel or motel under any lease, concession, permit, right of access, license to use or other agreement, or otherwise.

OPERATOR — Any person operating a hotel or motel in the County of Broome, including but not limited to the owner or proprietor of such premises, lessee, sublessee, mortgagee in possession, licensee or any other person otherwise operating such hotel or motel.

PERMANENT RESIDENT — Any occupant of any room or rooms in a hotel or motel who maintains occupancy for at least 30 consecutive days shall be considered a "permanent resident" with regard to the period of such occupancy.

PERSON — An individual, partnership, society, association, joint-stock company, corporation, estate, receiver, trustee, assignee, referee and any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination of the foregoing.

RENT — The consideration received for occupancy valued in money, whether received in money or otherwise.

RETURN — Any return filed or required to be filed as herein provided.

ROOM — Any room or rooms of any kind in any part or portion of a hotel or motel which is available for or let out for any purpose other than a place of assembly.

Section 51. Sections 185-14, 185-15, 185-16, 185-17, 185-18, 185-19, 185-21, 185-23, 185-24, 185-25, 185-27 and 185-28(A) of the Charter and Code are hereby amended to read as follows:

§ 185-14. Registration.

A. Within 10 days after the effective date of this article or, in the case of operators commencing business after such effective date, within three days after such commencement or opening, every operator shall file with the **[Commissioner of Finance] Director of Management and Budget** a certificate of registration in a form prescribed by the **[Commissioner of Finance] Director of Management and Budget**. The **[Commissioner of Finance] Director of Management and Budget** shall, within five days after such registration, issue without charge to each operator a certificate of authority empowering such operator to collect the tax from the occupant and duplicate thereof for each additional hotel or motel of such operator. Each certificate or duplicate shall state the hotel or motel to which it is applicable. Such certificates of authority shall be prominently displayed by the operator in such manner that it may be seen and come to the notice of all occupants and persons seeking occupancy. Such certificate shall be nonassignable and nontransferable and shall be surrendered immediately to the **[Commissioner of Finance] Director of Management and Budget** upon the cessation of business at the hotel or motel named or upon its sale or transfer.

§ 185-15. Administration and collection.

A. The tax imposed by this article shall be administered and collected by the **[Commissioner of Finance] Director of Management and Budget** of the County of

- Broome or other fiscal officers of the county as he may designate by such means and in such manner as are other taxes which are now collected and administered by such officers in accordance with the County Charter or as otherwise are provided by this article.
- B. The tax to be collected shall be stated and charged separately from the rent and shown separately on any record thereof at the time when the occupancy is arranged or contracted for and charged for and upon every evidence of occupancy or any bill or statement or charge made for said occupancy issued or delivered by the operator, and the tax shall be paid by the occupant to the operator as trustee for and on account of the county and the operator shall be liable for the collection thereof and for the tax. The operator and any officer of any corporate operator shall be personally liable for the tax collected or required to be collected under this article, and the operator shall have the same right in respect to collecting the tax from the occupant, or in respect to nonpayment of the tax by the occupant, as if the tax were a part of the rent for the occupancy payable at the time such tax shall become due and owing, including all rights of eviction, dispossession, repossession and enforcement of any innkeeper's lien that he may have in the event of nonpayment of rent by the occupant; provided, however, that the **[Commissioner of Finance] Director of Management and Budget** or other fiscal officer or officers, employees or agents duly designated by him shall be joined as a party in any action or proceeding brought by the operator to collect or enforce collection of the tax.
- C. Where the occupant has failed to pay and the operator has failed to collect a tax as imposed by this article, then in addition to all other rights, obligations and remedies provided, such tax shall be payable by the occupant directly to the County **[Finance Commissioner] Director of Management and Budget**, and it shall be the duty of the occupant to file a return thereof with the County Comptroller and to pay the tax imposed thereon to the County **[Finance Commissioner] Director of Management and Budget** within 15 days after such tax was due.
- D. The **[Commissioner of Finance] Director of Management and Budget** may, wherever he deems it necessary for the proper enforcement of this article, provide by regulation that the occupant shall file returns and pay directly to the **[Commissioner of Finance] Director of Management and Budget** the tax herein imposed, at such times as returns are required to be filed and payment made over by the operator.
- E. The tax imposed by this article shall be paid upon any occupancy on and after October 1, 2007, although such occupancy is had pursuant to a contract, lease or other arrangement made prior to such date. Where rent is paid or charged or billed, or falls due on either a weekly, monthly or other term basis, the rent so paid, charged, billed or falling due shall be subject to the tax herein imposed to the extent that it covers any portion of the period on and after October 1, 2007. Where any tax has been paid hereunder upon any rent which has been ascertained to be worthless, the **[Commissioner of Finance] Director of Management and Budget** may by regulation provide for credit and/or refund of the amount of such tax upon application therefor as provided in § 185-21 of this article.
- F. For the purposes of the proper administration of this article and to prevent evasion of the tax hereby imposed, it shall be presumed that all rents are subject to tax until the contrary is established, and the burden of proving that a rent for occupancy is not taxable hereunder shall be upon the operator, except that, where by regulation pursuant to Subsection D of this section an occupant is required to file returns and pay directly to the **[Commissioner of Finance] Director of Management and Budget** the tax herein imposed, the burden of proving that a rent for occupancy is not taxable shall be upon the occupant. Where an occupant claims exemption from the tax under the provisions of § 185-12 of this article, the rent shall be deemed taxable hereunder unless the operator shall receive from the occupant claiming such exemption a certificate duly executed by an exempt corporation or association certifying that the

occupant is its agent, representative or employee, together with a certificate executed by the occupant certifying that his occupancy is paid or to be paid by such exempt corporation or association, and is necessary or required in the course of or in connection with the occupant's duties as a representative of such corporation or association. Where deemed necessary by the operator, he may further require that any occupant claiming exemption from the tax furnish a copy of a certificate issued by the **[Commissioner of Finance] Director of Management and Budget** certifying that the corporation or association therein named is exempt from the tax under § 185-12.

§ 185-16. Recordkeeping.

Every operator shall keep records of every occupancy and of all rent paid, charged or due thereon and of the tax payable thereon, in such form as **the [Commissioner of Finance] Director of Management and Budget** may by regulation require. Such records shall be available for inspection, examination and audit at any time upon demand by the **[Commissioner of Finance] Director of Management and Budget** or his duly authorized agent or employee and shall be preserved for a period of three years, except that the **[Commissioner of Finance] Director of Management and Budget** may consent to their destruction within that period or may require that they be kept longer.

§ 185-17. Returns.

- A. Every operator (except exempt operators as provided in §§ 185-10 and 185-14 above) shall file with the **[Commissioner of Finance] Director of Management and Budget** a return of occupancy and of rents and of the taxes payable thereon for the periods ending on the last day of February, May, August and November of each year, on and after January 1, 1978. Such returns shall be filed within 20 days from the expiration of the period covered thereby. The **[Commissioner of Finance] Director of Management and Budget** may permit or require returns to be made by other periods and upon such dates as he may specify. If the **[Commissioner of Finance] Director of Management and Budget** deems it necessary in order to ensure the payment of the tax imposed by this article, he may require returns to be made for shorter periods than those prescribed pursuant to the foregoing provisions of this subsection and upon such dates as he may specify.
- B. The forms of returns shall be prescribed by the **[Commissioner of Finance] Director of Management and Budget** and shall contain such information as he may deem necessary for the proper administration of this article. The **[Commissioner of Finance] Director of Management and Budget** may require amended returns to be filed within 20 days after notice and to contain the information specified in the notice.
- C. If a return required by this article is not filed, or a return when filed is incorrect or insufficient on its face, the **[Commissioner of Finance] Director of Management and Budget** shall take the necessary steps to enforce the filing of such a return or of a corrected return.

§ 185-18. Payment of taxes.

- A. At the time of filing a return of occupancy and of rents, each operator (except exempt operators) shall pay to the **[Commissioner of Finance] Director of Management and Budget** the taxes imposed by this article upon the rents required to be included in such return, as well as all other moneys collected by the operator acting or purporting to act under the provisions of this article. Where the **[Commissioner of Finance] Director of Management and Budget** in his discretion deems it necessary to protect revenues to be obtained under this article, he may require any operator required to collect the tax imposed by this article to file with him a bond, issued by surety company authorized to transact business in this state and approved by the Superintendent of Insurance of this state as to solvency and responsibility, in such amount as the **[Commissioner of Finance] Director of Management and Budget** may fix to secure the payment of any tax and/or penalties and interest due or which may become due from such operator.

- B. In the event that the **[Commissioner of Finance] Director of Management and Budget** determines that an operator is to file such bond, he shall give notice to such operator to that effect, specifying the amount of the bond required. The operator shall file such bond within five days after the giving of such notice, unless within such five days the operator shall request, in writing, a hearing before the **[Commissioner of Finance] Director of Management and Budget** at which the necessity, propriety and amount of the bond shall be determined by the **[Commissioner of Finance] Director of Management and Budget**. Such determination shall be final and shall be complied with within 15 days after the giving of notices thereof. In lieu of such bond, securities approved by the **[Commissioner of Finance] Director of Management and Budget**, or cash in such amount as he may prescribe, may be deposited which shall be kept in the custody of the **[Commissioner of Finance] Director of Management and Budget**, who may at any time without notice to the depositor apply them to any tax and/or interest or penalties due, and for that purpose the securities may be sold by him at public or private sale without notice to the depositor thereof.

§ 185-19. Determination of taxes by [Commissioner of Finance] Director of Management and Budget.

- A. If a return required by this article is not filed, or if a return when filed is incorrect or insufficient, the amount of tax due shall be determined by the **[Commissioner of Finance] Director of Management and Budget** from such information as may be obtainable and, if necessary, the tax may be estimated on the basis of external indices, such as the number of rooms, the location, the scale of rents, comparable rents, the type of accommodations and service, the number of employees and/or other factors.
- B. Notice of such determination shall be given to the person liable for the collection and/or payment of the tax. Such determination shall finally and irrevocably fix the tax unless the person against whom it is assessed, within 30 days after giving of notice of such determination, shall apply to the **[Commissioner of Finance] Director of Management and Budget** for a hearing, or unless the **[Commissioner of Finance] Director of Management and Budget** of his own motion shall redetermine the same. After such hearing, the **[Commissioner of Finance] Director of Management and Budget** shall give notice of his determination to the person against whom the tax is assessed. The determination of the **[Commissioner of Finance] Director of Management and Budget** shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by proceeding under Article 78 of the Civil Practice Law and Rules if application therefor is made to the Supreme Court within 30 days after the giving of the notice of such determination.
- C. A proceeding under Article 78 of the Civil Practice Law and Rules shall not be instituted unless the amount of any tax sought to be reviewed, with penalties and interest thereon, if any, shall be first deposited with the **[Commissioner of Finance] Director of Management and Budget** and there shall be filed with the **[Commissioner of Finance] Director of Management and Budget** an undertaking, issued by a surety company authorized to transact business in this state and approved by the Superintendent of Insurance of this state as to solvency and responsibility, in such amount as a justice of the Supreme Court shall approve to the effect that if such proceeding is dismissed or the tax is confirmed the petitioner will pay all costs and charges which may accrue in the prosecution of the proceeding; or, at the option of the applicant, such undertaking filed with the **[Commissioner of Finance] Director of Management and Budget** may be in a sum sufficient to cover the taxes, penalties and interest thereon stated in such determination plus the costs and charges which may accrue against it in the prosecution of the proceeding, in which event the applicant shall not be required to deposit such taxes, penalties and interest as a condition precedent to the application.

§ 185-21. Refunds.

- A. In the manner provided in this section, the **[Commissioner of Finance] Director of Management and Budget** shall refund or credit, without interest, any tax, penalty or interest erroneously, illegally or unconstitutionally collected or paid if application to the **[Commissioner of Finance] Director of Management and Budget** for such refund shall be made within one year from the payment thereof. Whenever a refund is made by the **[Commissioner of Finance] Director of Management and Budget**, he shall state his reason therefor in writing. Such application may be made by the occupant, operator or other person who has actually paid the tax. Such application may also be made by an operator who has collected and paid over such tax to the **[Commissioner of Finance] Director of Management and Budget**, provided that the application is made within one year of the payment of the occupant to the operator, but not actual refund of moneys shall be made to such operator until he shall first establish to the satisfaction of the **[Commissioner of Finance] Director of Management and Budget**, under such regulations as the **[Commissioner of Finance] Director of Management and Budget** may prescribe, that he has repaid to the occupant the amount for which the application for refund is made. The **[Commissioner of Finance] Director of Management and Budget** may, in lieu of any refund required to be made, allow credit therefor on payments due from the applicant.
- B. An application for a refund or credit made as herein provided shall be deemed an application for a revision of any tax, penalty or interest complained of, and the **[Commissioner of Finance] Director of Management and Budget** may receive evidence with respect thereto. After making his determination, the **[Commissioner of Finance] Director of Management and Budget** shall give notice thereof to the applicant, who shall be entitled to review such determination by a proceeding pursuant to Article 78 of the Civil Practice Law and Rules, provided that such proceeding is instituted within 30 days after the giving of notice of such determination, and provided that a final determination of tax due was not previously made. Such a proceeding shall not be instituted unless an undertaking is filed with the **[Commissioner of Finance] Director of Management and Budget** in such amount and with such sureties as a Justice of the Supreme Court shall approve to the effect that, if such proceedings are dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding.
- C. A person shall not be entitled to a revision, refund or credit under this section of a tax, interest or penalty which had been determined to be due pursuant to the provisions of § 185-19 of this article where he has had a hearing or an opportunity for a hearing, as provided in said section, or has failed to avail himself of the remedies therein provided. No refund or credit shall be made of a tax, interest or penalty paid after a determination by the **[Commissioner of Finance] Director of Management and Budget** after a hearing of his own motion or in a proceeding under Article 78 of the Civil Practice Law and Rules, pursuant to the provisions of said section, in which event refund or credit without interest shall be made of the tax, interest or penalty found to have been overpaid.

§ 185-23. Remedies to be exclusive.

The remedies provided by § § 185-19 and 185-21 of this article shall be exclusive remedies available to any person for the review of tax liability imposed by this article, and no determination or proposed determination of tax or determination on any application for refund shall be enjoined or reviewed by an action for declaratory judgment, an action for money had and received or by any action or proceeding other than a proceeding in a nature of a certiorari proceeding under Article 78 of the Civil Practice Law and Rules; provided, however, that a taxpayer may proceed by declaratory judgment if he institutes suit within 30 days after a deficiency assessment is made and pays the amount of the deficiency assessment to the **[Commissioner of Finance] Director of Management and Budget** prior to the institution of such suit and posts a bond for costs as provided in § 185-19 of this article.

§ 185-24. Proceedings to recover tax.

- A. Whenever any operator or any officer of a corporate operator or any occupant or other person shall fail to collect and pay over any tax and/or to pay any tax, penalty or interest imposed by this article as herein provided, the County Attorney shall, upon the request of the **[Commissioner of Finance] Director of Management and Budget**, bring or cause to be brought an action to enforce the payment of the same on behalf of the County of Broome in any court of the State of New York or of any other state of the United States. If, however, the **[Commissioner of Finance] Director of Management and Budget** in his discretion believes that any such operator, officer, occupant or other person is about to cease business, leave the state or remove or dissipate the assets out of which the tax or penalties might be satisfied, and that any such tax or penalty will not be paid when due, he may declare such tax or penalty to be immediately due and payable and may issue a warrant immediately.
- B. As an additional or alternate remedy, the **[Commissioner of Finance] Director of Management and Budget** may issue a warrant, directed to the Sheriff, commanding him to levy upon and sell the real and personal property of the operator or officer of a corporate operator or other person liable for the tax, which may be found within the county, for the payment of the amount thereof, with any penalties and interest, and the cost of executing the warrant, and to return such warrant to the **[Commissioner of Finance] Director of Management and Budget** and to pay to him the money collected by virtue thereof within 60 days after the receipt of such warrant. The Sheriff shall, within five days after the receipt of the warrant, file with the County Clerk a copy thereof, and thereupon such Clerk shall enter in the judgment docket the name of the person mentioned in the warrant and the amount of the tax, penalties and interest for which the warrant is issued and the date when such copy is filed. Thereupon the amount of such warrant so docketed shall become a lien upon the interest in real and personal property of the person against whom the warrant is issued. The Sheriff shall then proceed upon the warrant in the same manner and with like effect as that provided by law in respect to executions issued against property judgments of a court of record, and for services in executing the warrant he shall be entitled to the same fees, which he may collect in the same manner. In the discretion of the **[Commissioner of Finance] Director of Management and Budget**, a warrant of like terms, force and effect may be issued and directed to any officer or employee of the **[Commissioner of Finance] Director of Management and Budget**, and in the execution thereof such officer or employee shall have all the powers conferred by law upon sheriffs, but shall be entitled to no fee or compensation in excess of the actual expenses paid in the performance of such duty. If a warrant is returned not satisfied in full, the **[Commissioner of Finance] Director of Management and Budget** may from time to time issue new warrants and shall also have the same remedies to enforce the amount due thereunder as if the county has recovered judgment therefor and execution thereon has been returned unsatisfied.
- C. Whenever an operator shall make a sale, transfer or assignment in bulk of any part or the whole of his hotel or motel, of his lease, license or other agreement or right to possess or operate such hotel or motel or of the equipment, furnishings, fixtures, supplies or stock of merchandise, or said premises or lease, license or other agreement or right to possess or operate such hotel or motel and the equipment, furnishings, fixtures, supplies and stock of merchandise pertaining to the conduct or operation of said hotel or motel otherwise than in the ordinary and regular prosecution of business, the purchaser, transferee or assignee shall, at least 10 days before taking possession of the subject of the sale, transfer or assignment or paying therefor, notify the **[Commissioner of Finance] Director of Management and Budget** by registered mail of the proposed sale and of the price, terms and conditions thereof, whether or not the seller, transferor or assignor has represented to or informed the purchaser, transferee or assignee that it owes any tax pursuant to this article, and whether or not

the purchaser, transferee or assignee has knowledge that such taxes are owing, and whether any such taxes are in fact owing.

- D. Whenever the purchaser, transferee or assignee shall fail to give notice to the **[Commissioner of Finance] Director of Management and Budget** as required by the preceding subsection, or whenever the **[Commissioner of Finance] Director of Management and Budget** shall inform the purchaser, transferee or assignee that a possible claim for such tax or taxes exists, any sums of money, property or choses in action, or other consideration, which the purchaser, transferee or assignee is required to transfer over to the seller, transferor or assignor shall be subject to a first priority right and lien for any such taxes theretofore or thereafter determined to be due from the seller, transferor or assignor to the county, and the purchaser, transferee or assignee is forbidden to transfer to the seller, transferor or assignor any such sums of money, property or choses in action to the extent of the amount of the county's claim. For failure to comply with the provisions of this subsection, the purchaser, transferee or assignee, in addition to being subject to the liabilities and remedies imposed under the provisions of Article 6 of the Uniform Commercial Code, shall be personally liable for the payment to the county of any such taxes theretofore or thereafter determined to be due to the county from the seller, transferor or assignor, and such liability may be assessed and enforced in the same manner as the liability for tax under this article.

§ 185-25. General powers of [Commissioner of Finance] Director of Management and Budget.

- A. In addition to the powers granted to the **[Commissioner of Finance] Director of Management and Budget** in this article, he is hereby authorized and empowered to:

(1) Make, adopt and amend rules and regulations appropriate to the carrying out of this

article and the purposes thereof.

(2) Extend, for cause shown, the time of filing any return for a period not exceeding 30 days and for cause shown, to remit penalties but not interest computed at the rate of 6% per annum, and to compromise disputed claims in connection with the taxes hereby imposed.

(3) Request information from the Tax Commissioner of the State of New York or the Treasury Department of the United States relative to any person, and to afford information to such Tax Commission or such Treasury Department relative to any person, any other provision of this article to the contrary notwithstanding.

(4) Delegate his functions hereunder to a Deputy **[Commissioner of Finance] Director** or any employee or employees of the **[Department of Finance] Office of Management and Budget**.

(5) Prescribe methods for determining the rents for occupancy and to determine the taxable and nontaxable rents.

(6) Require any operator within the county to keep detailed records of the nature and type of hotel maintained, the nature and type of service rendered, the rooms available and rooms occupied daily, leases or occupancy contracts or arrangements, rents received, charged and accrued and the names and addresses of the occupants, whether or not any occupancy is claimed to be subject to the tax imposed by this article, and to furnish such information upon request to the **[Commissioner of Finance] Director of Management and Budget**.

(7) Assess, determine, revise and readjust the taxes imposed under this article.

- B. Administration of oaths and compelling testimony.

(1) The **[Commissioner of Finance] Director of Management and Budget** or his employees or agents duly designated and authorized by him shall have power to administer oaths and take affidavits in relation to any matter or proceeding in the exercise of their powers and duties under this article. The **[Commissioner of Finance] Director of Management and Budget** shall have power to subpoena and require the attendance of witnesses and the production of books, papers and

documents to secure information pertinent to the performance of his duties hereunder and of the enforcement of this article and to examine them in relation thereto, and to issue commissions for the examination of witnesses who are out of the state or unable to attend before him or excused from attendance.

(2) A Justice of the Supreme Court, either in court or at chambers, shall have power summarily to enforce by proper proceedings the attendance and testimony of witnesses and the production and examination of books, papers and documents called for by the subpoena of the **[Commissioner of Finance] Director of Management and Budget** under this article.

(3) Any person who shall refuse to testify or to produce books or records or who shall testify falsely in any material matter pending before the **[Commissioner of Finance] Director of Management and Budget** under this article shall be guilty of a misdemeanor, punishment for which shall be a fine of not more than \$1,000 or imprisonment for not more than one year, or both such fine and imprisonment.

(4) The officers who serve the summons or subpoena of the **[Commissioner of Finance] Director of Management and Budget** and witnesses attending in response thereto shall be entitled to the same fees as are allowed to officers and witnesses in civil cases in courts of record, except as herein otherwise provided. Such officers shall be the County Sheriff and his duly appointed deputies or any officers or employees of the **[Department of Finance] Office of Management and Budget** designated to serve such process.

§ 185.27. Penalties and interest.

- A. Any person failing to file a return or to pay over any tax to the **[Commissioner of Finance] Director of Management and Budget** within the time required by this article shall be subject to a penalty of 5% of the amount of tax due, plus interest at the rate of 1% of such tax for each month of delay, excepting the first month after such return was required to be filed or such tax became due; but the **[Commissioner of Finance] Director of Management and Budget**, if satisfied that the delay was excusable, may remit all or any part of such penalty, but not interest at the rate of 6% per year. Such penalties and interest shall be paid and disposed of in the same manner as other revenues from this article. Unpaid penalties and interest may be enforced in the same manner as the tax imposed by this article.
- B. Any operator or occupant and any officer of a corporate operator or occupant failing to file a return required by this article, or filing or causing to be filed or making or causing to be made or giving or causing to be given any return, certificate, affidavit, representation, information, testimony or statement required or authorized by this article which is willfully false, and any operator and any officer of a corporate operator willfully failing to file a bond required to be filed pursuant to § 185-19 of this article, or failing to file a registration certificate and such data in connection therewith as the **[Commissioner of Finance] Director of Management and Budget** may by regulation or otherwise require, or display or surrender the certificate of authority or exemption as required by this article, or assigning or transferring such certificate of authority or exemption, and any operator and any officer or a corporate operator willfully failing to charge separately from the rent the tax herein imposed, or willfully failing to state such tax separately on any evidence of occupancy and on any bill or statement or receipt of rent issued or employed by the operator, or willfully failing or refusing to collect such tax from the occupant, and any operator and any officer of a corporate operator who shall refer or cause reference to be made to this tax in a form or manner other than that required by this article, and any operator failing to keep the records required by § 185-16 of this article shall, in addition to the penalties herein or elsewhere prescribed, be guilty of a misdemeanor, punishment for which shall be a fine of not more than \$1,000 or imprisonment for not more than one year, or both such fine and imprisonment. Officers of a corporate operator shall be personally liable for

the tax collected or required to be collected by such corporation under this article and subject to the penalties hereinabove imposed.

- C. The certificate of the **[Commissioner of Finance] Director of Management and Budget** to the effect that a tax has not been paid, that a return, bond or registration certificate has not been filed or that information has not been supplied pursuant to the provisions of this article shall be presumptive evidence thereof.

§ 185-28. Returns to be confidential; penalties for disclosure.

- A. Except in accordance with proper judicial order or as otherwise provided by law, it shall be unlawful for the **[Commissioner of Finance] Director of Management and Budget** or any officer or employee of the **[Department of Finance] Office of Management and Budget** to divulge or make known in any manner the rents or other information relating to the business of a taxpayer contained in any return required under this article. The officers charged with the custody of such returns shall not be required to produce any of them or evidence of anything contained in them in any action or proceeding in any court, except on behalf of the **[Commissioner of Finance] Director of Management and Budget** in an action or proceeding under the provisions of this article, or on behalf of any party to any action or proceeding under the provisions of this article when the returns of facts shown thereby are directly involved in such action or proceeding, in either of which events the courts may require the production of and may admit in evidence, so much of said returns or of the facts shown thereby as are pertinent to the action or proceeding, and no more. Nothing herein shall be construed to prohibit the delivery to a taxpayer or his duly authorized representative of a certified copy of any return filed in connection with his tax, nor to prohibit the publication of statistics so classified as to prevent the identification of particular returns and the items thereof, or the inspection by the County Attorney or other legal representatives of the county of the return of any taxpayer who shall bring action to set aside or review the tax based thereon, or against whom an action or proceeding has been instituted for the collection of a tax or penalty. Returns shall be preserved for three years and thereafter until the **[Commissioner of Finance] Director of Management and Budget** permits them to be destroyed.

Section 52. Section 185-49 of the Charter and Code is hereby amended to read as follows:

§ 185.49. Taxes apportioned; deposited; appropriated.

The balance of all moneys paid to the recording officer of Broome County during each month on account of the tax imposed pursuant to this article, after deducting the necessary expenses of his office as provided in § 262 of the Tax Law, except taxes paid upon mortgages which under the provisions of this article or § 260 of the Tax Law are first to be apportioned by the Commissioner of Taxation and Finance, shall be paid over by such officer on or before the 10th day of each succeeding month to the **[Commissioner of Finance] Director of Management and Budget** of Broome County and, after the deduction by such **[Commissioner of Finance] Director of Management and Budget** of the necessary expenses of his or her office as provided in § 262 of the Tax Law, shall be deposited in the general fund of the County of Broome and shall only be appropriated by the County Legislature of the County of Broome to fund the Office for Aging of Broome County. Notwithstanding the provisions of the preceding sentence, the tax so imposed and paid upon mortgages covering real property situated in two or more counties which under the provisions of this article or § 260 of the Tax Law are first to be apportioned by the Commissioner of Taxation and Finance shall be paid over by the recording officer receiving the same as provided by the determination of said Commissioner of Taxation and Finance.

Section 53. Section 185-50 of the Charter and Code is hereby amended to read as follows:

§ 185-50. Definitions.

When used in this article, unless otherwise expressly stated, the following terms shall have the meanings indicated:

CONSIDERATION — The price actually paid or required to be paid for the real property or interest therein, including payment for an option or contract to purchase real property, whether or

not expressed in the deed or whether paid or required to be paid by money, property or any other thing of value. It shall include the cancellation or discharge of an indebtedness or obligation. It shall also include the amount of any mortgage, purchase money mortgage, lien or other encumbrance, whether or not the underlying indebtedness is assumed or taken subject to.

- A. In the case of a creation of a leasehold interest or the granting of an option with use and occupancy of real property, "consideration" shall include, but not be limited to, the value of the rental and other payments attributable to the use and occupancy of the real property or interest therein, the value of any amount paid for an option to purchase or renew and the value of rental or other payments attributable to the exercise of any option to renew.
- B. In the case of a creation of subleasehold interest, "consideration" shall include, but not be limited to, the value of the sublease rental payments attributable to the use and occupancy of the real property, the value of any amount paid for an option to renew and the value of rental or other payments attributable to the exercise of any option to renew less the value of the remaining prime lease rental payments required to be made.
- C. In the case of a controlling interest in any entity that owns real property, "consideration" shall mean the fair market value of the real property or interest therein, apportioned based on the percentage of the ownership interest transferred or acquired in the entity.
- D. In the case of an assignment or surrender of a leasehold interest or the assignment or surrender of an option or contract to purchase real property, "consideration" shall not include the value of the remaining rental payments required to be made pursuant to the terms of such lease or the amount to be paid for the real property pursuant to the terms of the option or contract being assigned or surrendered.
- E. In the case of the original conveyance of shares of stock in a cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold by the cooperative corporation or cooperative plan sponsor and the subsequent conveyance by the owner thereof of such stock in a cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold for a cooperative unit other than an individual residential unit, "consideration" shall include a proportionate share of the unpaid principal of any mortgage on the real property of the cooperative housing corporation comprising the cooperative dwelling or dwellings. Such share shall be determined by multiplying the total unpaid principal of the mortgage by a fraction, the numerator of which shall be the number of shares of stock being conveyed in the cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold and the denominator of which shall be the total number of shares of stock in the cooperative housing corporation.

CONTROLLING INTEREST —

- A. In the case of a corporation, either 50% or more of the total combined voting power of all classes of stock of such corporation or 50% or more of the capital, profits or beneficial interest in such voting stock of such corporation.
- B. In the case of a partnership, association, trust or other entity, 50% or more of the capital, profits or beneficial interest in such partnership, association, trust or other entity.

CONVEYANCE —

- A. The transfer or transfers of any interest in real property by any method, including but not limited to sale, exchange, assignment, surrender, mortgage foreclosure, transfer in lieu of foreclosure, option, trust indenture, taking by eminent domain, conveyance upon liquidation or by a receiver or transfer or acquisition of a controlling interest in any entity with an interest in real property. Transfer of an interest in real property shall include the creation of a leasehold or sublease only where:
 - (1) The sum of the term of the lease or sublease and any options for renewal exceeds 49 years.

- (2) Substantial capital improvements are or may be made by or for the benefit of the lessee or sublessee; and
 - (3) The lease or sublease is for substantially all of the premises constituting the real property.
- B. Notwithstanding the foregoing, "conveyance" of real property shall not include the creation, modification, extension, spreading, severance, consolidation, assignment, transfer, release or satisfaction of a mortgage, a mortgage subordination agreement, a mortgage severance agreement, an instrument given to perfect or correct a recorded mortgage or a release of lien of tax pursuant to this article or the Internal Revenue Code.

GRANTEE — The person who obtains real property or interest therein as a result of a conveyance.

GRANTOR — The person making the conveyance of real property or interest therein. Where the conveyance consists of a transfer or an acquisition of a controlling interest in an entity with an interest in real property, "grantor" means the entity with an interest in real property or a shareholder or partner transferring stock or partnership interest.

INTEREST IN THE REAL PROPERTY — Includes title in fee, a leasehold interest, a beneficial interest, an encumbrance, development rights, air space and air rights or any other interest with the right to use or occupancy of real property or the right to receive rents, profits or other income derived from real property. It shall also include an option or contract to purchase real property. It shall not include a right of first refusal to purchase real property.

PERSON — An individual, partnership, society, association, joint-stock company, corporation, estate, receiver, trustee, assignee, referee or any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, any combination of individuals, and any other form of unincorporated enterprise owned or conducted by two or more persons.

REAL PROPERTY — Every estate or right, legal or equitable, present or future, vested or contingent, in lands, tenements or hereditaments, including buildings, structures and other improvements thereon, which are located in whole or in part within the County of Broome. It shall not include rights to sepulture.

RECORDING OFFICER — The County Clerk of the County of Broome.

TREASURER — The **[Commissioner of Finance] Director of Management and Budget** of the County of Broome.

Section 54. Section 185-60 of the Charter and Code is hereby amended to read as follows

§ 185-60. Deposit and disposition of revenue.

- A. All taxes collected or received by the Treasurer or his duly authorized agent under the provision of this article shall be paid over on or before the 10th day of each succeeding month to the **[Commissioner of Finance] Director of Management and Budget** and shall be deposited into the general fund of the County of Broome and shall only be appropriated by the County Legislature to fund veterans' services programs within Broome County.
- B. The **[Commissioner of Finance] Director of Management and Budget** shall maintain a system of accounts showing the revenue collected or received from the tax imposed pursuant to this article.

Section 55. Section 185-70 of the Charter and Code is hereby amended to read as follows:

§ 185-70. Installment agreement.

The Broome County Director of Real Property Tax Services, the enforcing officer of Broome County, is authorized to enter into an installment agreement providing for the payment of eligible delinquent taxes in installments with property owners. Such installment payment of eligible delinquent taxes shall be made available to each eligible owner on a uniform basis pursuant to the provisions of the New York State Real Property Tax Law and this local law. Such installment payments of eligible delinquent taxes shall commence upon the signing of an agreement between the Broome County Real Property Tax Service and the eligible owner. The agreement shall be kept on file in the office of the Broome County Real Property Tax Service, and copies of

each agreement shall be provided to the **[Commissioner of Finance] Director of Management and Budget** and the Comptroller.

Section 56. Section 225-2 of the Charter and Code is hereby amended to read as follows:

§ 225-2. Definitions.

For the purposes of this regulation, the following terms shall have the meanings indicated:

CLERK OF THE COUNTY LEGISLATURE – The Clerk of the Legislature of the County of Broome and any of her assistants designated by her to perform any or all of the functions hereunder.

COUNTY ATTORNEY – The County Attorney of the County of Broome and any of his assistants designated by him to perform any or all of the functions hereunder.

COUNTY OF BROOME – The County of Broome, a municipal corporation exercising all of the rights, privileges, functions and powers conferred upon it by the Broome County Charter and any other applicable statute not inconsistent with such Charter.

FISCAL OFFICER – The **[Commissioner of Finance] Director of Management and Budget** and any of his assistants designated by him to perform any or all of the functions hereunder.

PAYROLL RECORD – An itemized record setting forth the name, department, title and salary of every officer and employee of the County of Broome.

RECORD or RECORDS – Any file, memorandum, document or other writing constituting:

- A. Final opinions and orders made in the adjudication of cases.
- B. Statements of policy and interpretations which have been adopted by the County of Broome and any statistical or factual tabulations which led to the formulation thereof.
- C. Minutes of public hearings held by the County of Broome.
- D. Internal or external audits and statistical or factual tabulations made by or for the County of Broome.
- E. Administrative staff manuals and instructions to staff that affect members of the public.
- F. The payroll record.
- G. Any other files, records, papers or documents required by any provision of law to be made available for public inspection.

RECORDS ACCESS OFFICER – The Clerk of the County Legislature as hereinbefore defined.

WORKDAY – Any day except Saturday, Sunday, a public holiday or a day on which the County of Broome is otherwise closed for general business.

Section 57. This Local Law shall be effective on January 1, 2011.

Material in **[bold brackets]** deleted

Material **bold underlined** added

Carried. Ayes-17, Nays-1 (Moran), Absent-1 (Howard).

RESOLUTION NO. 347

By Transportation and Rural Development and Economic Development and Planning Committees

Seconded by Mr. Herz

RESOLUTION RENDERING "NEGATIVE DECLARATION" WITH RESPECT TO ENVIRONMENTAL REVIEW OF AGRICULTURAL DISTRICT NO. 5 UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT

WHEREAS, pursuant to the Agricultural and Markets Law, this County Legislature heretofore established Agricultural District No. 5, and

WHEREAS, the State Environmental Quality Review Act (SEQRA) requires an Agricultural District be reviewed every eight (8) years for a determination of environmental impact, and

WHEREAS, Broome County Agricultural District No. 5 is scheduled for an eight-year review, and

WHEREAS, this County Legislature has responsibility for SEQRA compliance when Agricultural Districts undergo an eight-year review, and

WHEREAS, this County Legislature, by Resolution Permanent No. 2010-219, designated itself lead agency with respect to the Environmental Review of Broome County Agricultural District No. 5, now, therefore, be it

RESOLVED, that this County Legislature, based on the environmental assessment form annexed hereto as Exhibit "A" hereby determines and declares the continuation of Agricultural District No. 5 will not have a significant effect on the environment, and be it

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

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

RESOLUTION NO. 348

By Transportation and Rural Development and Economic Development and Planning Committees

Seconded by Mr. Herz

RESOLUTION ADOPTING A PLAN OR PROPOSAL FOR THE CONTINUATION AND MODIFICATION OF BROOME COUNTY AGRICULTURAL DISTRICT NO. 5, LOCATED WITHIN THE TOWNS OF BARKER, LISLE, MAINE, NANTICOKE AND TRIANGLE FOR AN ADDITIONAL EIGHT (8) YEAR PERIOD PURSUANT TO SECTION 303 OF THE AGRICULTURE AND MARKETS LAW

WHEREAS, this County Legislature, by Resolution 175 of 1978, created Broome County Agricultural District No. 5 within the Towns of Barker, Chenango, Lisle, Maine, Nanticoke and Triangle, and

WHEREAS, pursuant to the provisions of the New York State Agriculture and Markets Law, this County Legislature conducted an eight year review of Agricultural District No. 5, and by Resolutions 239 of 1986, 374 of 1994 and 499 of 2002, this County Legislature adopted a plan to continue and to modify Broome County Agricultural District No. 5 located in the Towns of Barker, Lisle, Maine, Nanticoke and Triangle for an additional eight years, and

WHEREAS, pursuant to the provisions of the New York State Agriculture and Markets Law, this County Legislature has conducted an eight year review of Agricultural District No. 5, and

WHEREAS, it is desired to modify said district No. 5 to add parcels from the Towns of Barker, Lisle, Maine, Nanticoke and Triangle and to delete parcels from the Towns of Lisle and Triangle, and

WHEREAS, during the statutory 30-day period for public review commencing June 1, 2010, following the publication on May 25, 2010 of the Notice of said period for public review and posting, as provided for and permitted by Section 303, paragraph 2 of Article 25AA of the New York State Agriculture and Markets Law, modifications to Broome County Agricultural District No. 5 were filed, and

WHEREAS, the Broome County Planning Department and the Broome County Agricultural and Farm Land Protection Board by reports duly filed, have recommended that said Broome County Agricultural District No. 5 be continued for an additional eight (8) year period, except that both the Planning Department and the Broome County Agricultural and Farm Land Protection Board have recommended modifications to Agricultural District No. 5, and

WHEREAS, it is the intention of this County Legislature that said modifications be accepted and approved by this County Legislature, in that Broome County Agricultural District No. 5, except as so modified, shall otherwise be approved and adopted as originally created, and

WHEREAS, the Public Hearing has been duly advertised and held in accordance with the provisions of the Agriculture and Markets Law on the question of the continuation and modification by the Broome County Legislature of Broome County Agricultural District No. 5 located within the Towns of Barker, Lisle, Maine, Nanticoke and Triangle, County of Broome, New York for an additional eight (8) year period, and

WHEREAS, in order to further the continuation of said plan for Broome County Agricultural District No. 5, as modified, in the Towns of Barker, Lisle, Maine, Nanticoke and Triangle, County of Broome, it is necessary that this County Legislature, pursuant to Section 303 of the New York State Agriculture and Markets Law adopt such plan or proposal and submit the

same for approval and certification to the Commissioner of Agriculture and Markets of the State of New York for that department's review and recommendation, now, therefore, be it

RESOLVED, that this County Legislature hereby adopts a plan or proposal for the continuation of Broome County Agricultural District No. 5 located within the Towns of Barker, Lisle, Maine, Nanticoke and Triangle, within the County of Broome, New York except that this County Legislature approves, adopts and accepts the modifications to said districts in accordance with the recommended modification(s) of the Broome County Planning Department and the Broome County Agricultural and Farm Land Protection Board as aforesaid, which shall result in the modifications as follows:

Parcels to be added:

Parcel ID	Municipality
035.19-1-10	Barker
048.01-1-1	Barker
048.01-1-2	Barker
048.02-1-26	Barker
055.04-1-12	Barker
056.00-1-3	Barker
056.00-1-8	Barker
056.20-1-8	Barker
005.02-1-25	Lisle
006.00-1-5	Lisle
010.00-1-11	Lisle
010.00-1-12	Lisle
011.03-1-1	Lisle
012.00-2-8	Lisle
020.04-1-1	Lisle
020.04-2-1	Lisle
020.04-2-3	Lisle
020.04-2-4	Lisle
027.04-1-11.111	Lisle
051.02-2-21	Maine
064.01-1-11	Maine
092.04-1-46.1	Maine
108.03-1-16	Maine
108.03-1-27	Maine
033.04-1-3	Nanticoke
034.00-1-34	Nanticoke
045.01-1-19	Nanticoke
007.02-1-12	Triangle
020.00-1-1	Triangle
029.00-1-25.111	Triangle

035.07-2-1.12 Triangle

Parcels to be deleted:

Parcel ID	Town
003.00-1-15	Lisle
004.00-2-27	Lisle
005.00-1-9.1	Lisle
025.00-1-20	Lisle
016.00-1-8	Triangle
016.00-1-9	Triangle

and said Agricultural District located within the Towns of Barker, Lisle, Maine, Nanticoke and Triangle, within the county of Broome, new York, as herein approved and modified is hereby continued for an additional eight (8) year period in accordance with the provisions of Section 303 of the New York State Agriculture and Markets Law, and be it

FURTHER RESOLVED, that the clerk of this County Legislature, pursuant to Section 303 of the Agriculture and Markets law, is hereby directed to submit to the commissioner of Agriculture and Markets a certified copy of this Resolution and a copy of the plan or proposal for the continuation of Broome County Agricultural District No. 5 located within the Towns of Barker, Lisle, Maine, Nanticoke and Triangle, within the County of Broome, New York, which proposal heretofore has been filed with the Clerk of this County Legislature, the Broome County Clerk, the Broome County Planning Department, and the Broome County Agricultural and Farm Land Protection Board, it being noted herein that less than 180 days have passed from the date said proposal was submitted to this body to the date of adoption of this Resolution.

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

RESOLUTION NO. 349

By Finance Committee

Seconded by Mr. Moran

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE CITY OF BINGHAMTON

WHEREAS, the County of Broome now owns certain parcels of real property in the City of Binghamton, and

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said properties, now, therefore, be it,

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

Buyer	City
Hawley Street Associates, LLC 80 Exchange St Binghamton, NY 13901	City of Binghamton

Bid amount \$400,000.00 in total for the following parcels:

Subject address	Tax map	Lot size
98 Hawley St	160.49-2-7	50*152
Subject address	Tax map	Lot size
104 Hawley St	160.49-2-8	97*144

Subject address	Tax map	Lot size
110 Hawley St	160.50-1-1	131*165
*will be vacant lot		

Subject address	Tax map	Lot size
120 Hawley St	160.50-1-2	43*99

Subject address	Tax map	Lot size
122 Hawley St	160.42-1-43	42*99

Subject address	Tax map	Lot size
53 Carroll St	160.50-1-3	66*132

and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 17000001.3160007 (Sale of Real Property), and be it

FURTHER RESOLVED, that the closing shall occur no later than six months following the completion of demolition and abatement by the County, and be it

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

Carried. Ayes-13, Nays-5 (Keibel, Nirchi, Pasquale, Diffendorf, Marinich), Absent-1 (Howard).

RESOLUTION NO. 350

By County Administration, Personnel and Finance Committees Seconded by
RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 11, 2010, ENTITLED: "A LOCAL LAW ELECTING A RETIREMENT INCENTIVE AS AUTHORIZED BY PART A, CHAPTER 105, LAWS OF 2010, FOR THE ELIGIBLE EMPLOYEES OF THE COUNTY OF BROOME"

This Resolution was approved as Permanent Number 327

RESOLUTION NO. 351

By Ms. Messina Seconded by Mr. Moran
RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 8 OF 2010, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 185 OF THE BROOME COUNTY CHARTER AND CODE TO ADD ARTICLE XVII-EXEMPTION FOR COLD WAR VETERANS"

WHEREAS, Section 458-b of the Real Property Tax Law authorizes a limited exemption from real property taxes for real property owned by veterans or certain members of their family who rendered military service to the United States during the Cold War (defined as September 2, 1945 to December 26, 1991) based on a percentage of the assessed value of the real property, and

WHEREAS, the exemption is applicable to general municipal taxes, but not to school taxes, special ad valorem levies or special assessments and is limited to ten years in duration except in the case of the disabled veteran exemption, and

WHEREAS, each county, city, town and village has the option of deciding whether to grant the Cold War veterans exemption for the qualified veterans' primary residential property, and

WHEREAS, a qualified residential parcel may receive an exemption equal to ten percent of its assessed value and where a veteran has received a service-connected disability rating

from the Veterans' Administration or the Department of Defense, there is an additional exemption which is equal to one-half of the disability rating, multiplied by the assessed value of the property subject to the maximum set of exemptions established by State law or adopted by local law, and

WHEREAS, the adoption of the Cold War veteran exemption has had a negligible impact on the tax levies of other counties across the state who have adopted said exemption according to information obtained by the New York State Association of Counties at the request of this Broome County Legislature, and

WHEREAS, it is the desire of this Legislature to offer this partial and temporary exemption to those veterans who served in the military during the Cold War and who are not currently receiving either the eligible funds or alternative veterans' exemption, now, therefore be it

RESOLVED, that Local Law Introductory No. 8 of 2010, entitled: "Local Law Amending Chapter 185 of the Broome County Charter and Code to Add Article XVII-Exemption for Cold War Veterans" be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRODUCTORY. NO. 8 of 2010

"A LOCAL LAW AMENDING CHAPTER 185 OF THE BROOME COUNTY CHARTER AND CODE TO ADD ARTICLE XVII-EXEMPTION FOR COLD WAR VETERANS"

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

Section 1 Article XVII shall be and hereby is adopted to read as follows:

ARTICLE XVII Exemption for Cold War Veterans

§185-103 Exemption granted; statutory authority. The provisions of § 458-b, Subdivision 2, Paragraphs (a)(i) and (b), of the Real Property Tax Law be and hereby are adopted, enacted and in effect in the County of Broome for taxes levied by Broome County.

§185-104 Maximum Exemption. The maximum exemption allowable shall be four thousand dollars for the provisions of Subparagraph § 458-b(2)(a)(i) and twenty thousand dollars for the provisions of Paragraph § 458-b (2)(b) in accordance with the provisions of § 458-b(2)(c)(iii) of the Real Property Tax Law.

§185-105 Effective Date. This article shall take effect for assessment rolls prepared on the basis of taxable status dates occurring on or after December 31, 2011.

Carried. Ayes-15, Nays-2 (Keibel, Whalen), Absent-2(Sanfilippo, Howard).

RESOLUTION NO. 352

By Mr. Klipsch

Seconded by Mr. Nirchi

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 9 OF 2010, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO IMPOSE A LIMIT ON TERMS OF OFFICE TO A NUMBER OF TERMS TOTALING TEN CONSECUTIVE YEARS."

WHEREAS, it is the intent of the Broome County Legislature to allow the residents of Broome County to decide whether term limits shall be established for the office of County Legislator, now therefore be it

RESOLVED, that Local Law Intro. No. 9 of 2010, entitled: "A Local Law amending the Broome County Charter and Administrative Code to impose a limit on terms of office to a number of terms totaling ten consecutive years," be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 9, 2010

"A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO IMPOSE A LIMIT ON TERMS OF OFFICE TO A NUMBER OF TERMS TOTALING TEN CONSECUTIVE YEARS."

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

SECTION 1. Section C202 of the Broome County Charter is hereby amended to add paragraph "B" to read as follows:

§C202. Terms of Office.

(B) Beginning with the term commencing January 1, 2011, any person who has been elected to terms of office totaling ten consecutive years as a member of the County Legislature shall be ineligible to serve thereafter as a member thereof until the expiration of one (1) full term following the expiration of the term of office expiring at the end of the tenth consecutive year to which such person was elected.

Holding office as a member of the Legislature as a result of appointment or election to fill an unexpired term shall not disqualify a person from being thereafter elected to successive terms of office totaling ten consecutive years.

SECTION 2. Section A202 of the Broome County Administrative Code is hereby amended to add paragraph "B" to read as follows:

§A202. Terms of Office.

(B) Beginning with the term commencing January 1, 2011, any person who has been elected to terms of office totaling ten consecutive years as a member of the County Legislature shall be ineligible to serve thereafter as a member thereof until the expiration of one (1) full term following the expiration of the term of office expiring at the end of the tenth consecutive year to which such person was elected.

Holding office as a member of the Legislature as a result of appointment or election to fill an unexpired term shall not disqualify a person from being thereafter elected to successive terms of office totaling ten consecutive years.

SECTION 3. This Local Law shall become effective after a public hearing before and approval by the County Executive, after approval by the voters at a referendum to be held at the next general election and after filing a copy thereof with the Secretary of State.

Mr. Materese made a motion, seconded by Mr. Pasquale to amend the resolution to add "Service prior to January 1, 2011 shall not be included in the ten year term limit."

Held over by Mr. Whalen.

RESOLUTION NO. 353

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING THE BROOME COUNTY DIVISION OF SOLID WASTE MANAGEMENT TO DONATE TWO USED THIRTY YARD ROLL-OFF CONTAINERS TO THE TOWN OF SANFORD

WHEREAS, under an inter-municipal agreement between Broome County and the Town of Sanford authorized by Resolution 149 of 2003 for a recycling drop-off site in which the County provides roll-off containers, service of the roll-off container and subsidizes the processing of recyclable materials, and

WHEREAS, this inter-municipal agreement between the Town of Sanford and the County will not be renewed and the County has prepared a bid for the Town of Sanford to obtain the services presently provided by the County from a private hauler, and

WHEREAS, the Broome County Division of Solid Waste requests authorization to donate two used thirty yard roll-off containers to the Town of Sanford to allow them to begin their own recycling program, and

WHEREAS, under the authority of County Law Section 215, Subdivision 9, the Broome County Legislature may authorize the disposal of property having no value to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Division of Solid Waste Management to donate two used thirty yard roll-off containers to the Town of Sanford, 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 (Howard).

RESOLUTION NO. 354

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE TOWN OF CHENANGO FOR TREATMENT OF LEACHATE FROM THE NANTICOKE LANDFILL FOR THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SOLID WASTE MANAGEMENT FOR 2008-2010

WHEREAS, this County Legislature, by Resolution 267 of 2008, authorized an agreement with the Town of Chenango for treatment of leachate from the Nanticoke Landfill for the Department of Public Works-Division of Solid Waste Management at a cost not to exceed \$90,000, for the period July 5, 2008 through July 4, 2010, and

WHEREAS, said agreement is necessary to dispose of effluent from the County leachate treatment facility at an approved wastewater treatment plant, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$17,210.55, and

WHEREAS, the Deputy Director of Solid Waste Management 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 Town of Chenango, 1529 NY Route 12, Binghamton, NY 13901, to increase the not to exceed amount paid to the Contractor by \$17,210.55, for treatment of effluent from the County leachate treatment facility at the Nanticoke Landfill for the Department of Public Works-Division of Solid Waste Management for the period July 5, 2008 through July 4, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor total amount not to exceed \$107,210.55, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38040007.6004146.FUND-2020 (Subcontracted Programs), and be it

FURTHER RESOLVED, that Resolution 267 of 2008, 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 (Howard).

RESOLUTION NO. 355

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING THE BROOME COUNTY DEPARTMENT OF PUBLIC WORKS-FLEET DIVISION TO DONATE A 1992 FORD F150 PICK-UP TRUCK TO THE SOUTHERN TIER ZOOLOGICAL SOCIETY

WHEREAS, Broome County has a contract with the Southern Tier Zoological Society to provide services to the County, and

WHEREAS, Deputy Commissioner of Public Works for fleet has determined that a 1992 Ford F150 Pick-up Truck is of no use to the County, and

WHEREAS, the Southern Tier Zoological Society has agreed to accept and take possession of said vehicle at no expense to the County, and

WHEREAS, it is in the interest of Broome County to give said vehicle to the Southern Tier Zoological Society, now therefore, be it

RESOLVED, that the Broome County Legislature hereby authorizes the transfer of a 1992 Ford F150 Pick-up Truck to the Southern Tier Zoological Society, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the Broome County Department of Public Works-Fleet Division to transfer ownership of a 1992 Ford F150 Pickup Truck to the Southern Tier Zoological Society, 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 (Howard).

RESOLUTION NO. 356

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH IDEAL SENIOR LIVING CENTER, INC. FOR SOCIAL DAY CARE SERVICES FOR THE OFFICE FOR AGING FOR 2010-2015

WHEREAS, this County Legislature, by Resolution 237 of 2009, authorized renewal of the agreement with Ideal Senior Living Center, Inc. for social day care services for the Office for Aging's Long Term Health clients with revenue to the County at the rate of \$40 per client per day for the period August 1, 2009 through July 31, 2010 and

WHEREAS, said agreement is necessary to provide social day care to Ideal Living Center Long Term Home Health Care clients, and

WHEREAS, said agreement expired by its terms on July 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to Broome County at the rate of \$42 per client per day for the period August 1, 2010, through July 31, 2015, with the option to renew for an additional three years under the same terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Ideal Senior Living Center, UHS Home Care at Ideal, 508 High Street, Endicott, New York 13760 for social day care services for the Office for Aging's Long Term Home Health clients for the period August 1, 2010 through July 31, 2015 with the option to renew for an additional three years under the same terms and conditions, and be it

FURTHER RESOLVED, that in consideration of said agreement, the contractor shall pay the County at the rate of \$42 per client per day for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 34010006.5000215.3410403 (Home Health Care Fees), and be it

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

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

RESOLUTION NO. 357

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH IDEAL SENIOR LIVING CENTER FOR THE OFFICE FOR AGING'S MEALS ON WHEELS AND CONGREGATE MEALS PROGRAM FOR 2010-2015

WHEREAS, this County Legislature, by Resolution 236 of 2009, authorized renewal of the agreement with Ideal Senior Living Center for the Office for Aging's Long Term Home Health Care clients with revenue to Broome County at the rate of \$9.00 per person per day for each home delivered meal and \$3.75 per person per day for each congregate meal for the period August 1, 2009 through July 31, 2010, and

WHEREAS, said agreement provides for home delivered meals and congregate meals for the Office for Aging's Long Term Home Health Care clients, and

WHEREAS, said agreement expired by its terms on July 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to Broome County at the rate of \$9.80 per person per day for each home delivered meal and \$5.41 per person per day for each congregate meal for the period August 1, 2010 through July 31, 2015 with the option to renew for an additional three years under the same terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Ideal Senior Living Center, UHS Home Care at Ideal, 508 High Street, Endicott, New York 13760 for home delivered meals and congregate meals for the Office for Aging for the period August 1, 2010 through July 31, 2015 with the option to renew for an additional three years under the same terms and conditions, and be it

FURTHER RESOLVED, that in consideration of said agreement, the contractor shall pay the County at the rate of \$9.80 per person per day for each home delivered meal and \$5.41 per person per day for each congregate meal for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 34010006.5000215.3410394 and 34010006.500215.2410393 (Home Health Care Fees), and be it

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

RESOLUTION NO. 358

By Finance, and Public Works Committees Seconded by Mr. Moran
RESOLUTION AMENDING THE 2008 CAPITAL IMPROVEMENT PROGRAM FOR THE LANDFILL ROAD RECONSTRUCTION PROJECT

RESOLVED, that the 2008 Capital Improvement Program as amended in resolution 2010-229 is hereby revised as follows:
 FROM:

		Estimated Construction Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County*</u>
3820031	Landfill road reconstruction	2,550,000	0	0	2,550,000
					0
			Local Finance Law Section 11		
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>
			2008	15	20
			How Financed:		
			<u>Bond</u>	<u>Current Revenue</u>	
			2,500,000	50,000	

TO:

		Estimated Construction Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County*</u>
3820031	Landfill road reconstruction	2,700,000	0	0	2,700,000
			Local Finance Law Section 11		
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>
			2008	15	20
			How Financed:		
			<u>Bond</u>	<u>Current Revenue</u>	
			2,650,000	50,000	

*County's portion is funded by tipping fees 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 Fund to provide sufficient cash to proceed and be it

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

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

Mr. Reynolds recognized Jeffrey Quain, Tyler Lenga and Anthony Watts for their participation in the summer Legislative Intern Program.

Mr. Pasquale made a motion to adjourn, seconded by Mr. Marinich . **Motion to adjourn carried.**
The meeting was adjourned at 7:00 PM.

**BROOME COUNTY LEGISLATURE
SPECIAL SESSION
SEPTEMBER 23, 2010**

The Legislature convened at 5:01 PM with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-19, Absent-0.

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

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 359

By Finance Committees

Seconded by Mr. Whalen

RESOLUTION APPROPRIATING DEBT SERVICE AND FEES AND RECOGNIZING PREMIUM REVENUES ON THE 2010 COUNTY DEBT ISSUANCE

WHEREAS, Broome County has conducted a \$51,700,000 debt issuance utilizing the services of the Municipal Bond Bank Agency (MBBA) to capitalize on American Recovery and Reinvestment Act (ARRA) reimbursements, and

WHEREAS, the sale generated a realized premium, and

WHEREAS, the first debt service interest payments and fees are due October 15, 2010, and

WHEREAS, there is premium sufficient to pay the debt service and MBBA fees, now, therefore be it

RESOLVED, that this County Legislature hereby recognizes the premium and establishment of appropriations for debt service and MBBA fees as presented across the several affected funds as follows:

Department	Fund		Interest 6007000	Fees 6004504	Total Premium 5000532
91000099	1010	General	\$326,150	\$7,145	\$333,295
29010505	3120	County Road	306,887	6,723	313,610
30020305	3160	Road Machinery	45,483	997	46,480
40000008	3150	Library	1,569	35	1,604
39020008	3110	Arena	25,371	556	25,927
41020008	3140	Golf Course	2,280	50	2,330
31010505	2040	Transit	49,977	1,095	51,072
27040004	2050	Willow Point	26,850	589	27,439
38020007	2020	Solid Waste Management	135,468	2,968	138,436
28040005	2010	Aviation	67,991	1,490	69,481
09020001	2070	Fleet Management	4,977	110	5,087
02020001	2060	Central Foods	9,410	207	9,617
			\$1,002,413	\$21,965	\$1,024,378

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.

Heldover by Mr. Whalen.

Mr. Pasquale made a motion to adjourn, seconded by Ms. Messina. **Motion to adjourn carried.**
The meeting was adjourned at 5:03 PM.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
SEPTEMBER 23, 2010**

The Legislature convened at 5:03 PM with a call to order by the Chair, Daniel D. Reynolds.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Reynolds invited County Executive Fiala to the podium to present her 2011 budget.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Good evening, everyone. Chairman Reynolds, Majority Leader LaBare, Minority Leader Marinich and all members of this Legislature. Thank you for this opportunity to provide you information on our proposed 2011 spending plan.

I stand here this evening, ready to deliver some very difficult news. This proposed budget has been the culmination of work undertaken by myself, my staff, our department heads and their employees. Work on this budget began as soon as we put the 2010 budget to bed last December and in many ways the work began years ago.

We have been working since 2005 to contain costs to the best of our ability. We have cut expenses by reducing some lines and completely wiping out others. We have eliminated positions either through attrition, or retirement incentives and yes, there have been layoffs.

We have done all of these actions in the face of declining revenues in sales taxes and continued increasing mandates from the state and federal government. We have worked to protect the valuable services our residents have come to expect and frankly pay a large amount of taxes to underwrite. Unfortunately, we are at the point where we can no longer simply cut contractual lines, supply lines, travel lines, and training expenses.

We now must structurally change the way we do business and we have reached a point where some services will be impacted. This is a reality that is at our doorstep.

It is not easy to do and it is not easy for our residents to understand when we say we can no longer afford to provide a service that directly impacts them. Sometimes the public gets it and sometimes they do not.

OUR EMPLOYEES AND THE SERVICES THEY PROVIDE

A few weeks ago I received an email from a constituent who was responding to a comment I made to the media. I said that because of our current financial situation, some services might be impacted. His response to me was, "...do not cut services, cut employees!"

It is unfortunate that the relationship between the employee and the service is not clearer to some. We need our employees. Our people provide the quality services all of us have come to expect from our local governments. We here in Broome County are very fortunate to have some of the finest public servants in the United States, and frankly the world.

Many of them have seen us through natural disasters like floods and ice and snow storms. They have been there through other public emergencies like the horrific ACA shooting or the H1N1 pandemic flu. They process our driver's licenses, our passports, our tax payments. They provide home visits to the sick, young, and elderly. They make sure our most vulnerable are protected, fed, and clothed. They keep our parks clean and safe for all to enjoy. Our public

workers wear so many hats and they do so much work day in and day out to make our community a better, safer place to live.

But we all understand that things cannot remain as they are. We simply cannot afford to do everything for everybody. We must reduce the size of government. We must redirect our resources and deliver our services in different ways to meet the future needs of our residents. And we must do this in a way that we are not burdening our residents so much that they have to leave and move to another area in order to keep a roof over their heads.

MAKING CUTS ACROSS THE BOARD

As you know near the beginning of this budget process our department heads were directed to submit a continuing budget that included a 10% reduction. Once again, some met their targets. For others, we were forced to make some decisions for them.

Our proposed 2011 budget reduces the number of County employees by 115 positions over 2010 staffing levels. This happened as a result of a combination of layoffs, positions vacated through attrition, as well as incentivized retirements.

When combined with the number of positions that were either laid off or incentivized to retire in 2010, we have eliminated a total of 139 positions in the last two years. This is significant and this will indeed have a major impact on our operations. The number of jobs eliminated, including fringe benefits, reflects a savings of \$6.7M!

I want to thank the number of department heads who worked closely with us to meet our necessary budget goals. As we discussed at the beginning of the year, we told our department heads we would make the choices if they did not, fortunately, most of the time, it did not come to that. A department head knows their resources better than we do and knows what they can and cannot do. We listened. We agreed sometimes and we disagreed other times but overall we were extremely pleased with the amount of thought and consideration all of our department heads and supervisors contributed to this process.

I want to especially thank my Budget Director Marie Kalka, soon to be Director of the Office of Management and Budget, for working with the department heads to bring this plan together. She has done an excellent job and in the midst of the budget preparation, which is certainly a major undertaking by itself, she took the time and provided tremendous leadership in our efforts to reorganize how we manage the budget and finance departments. It will provide tremendous efficiencies going forward. We are already seeing the dividends of this merger.

I want to also thank Marty Gerchman and Darlene Croston for all of the assistance they provided Marie during this budget season.

MILLIONS CUT FROM PROPOSED SPENDING PLAN

When the number of positions that were cut are combined with the additional expense cuts implemented in this plan, we created a cost avoidance of around \$8M.

The proposed spending level for next year is \$354M. That compares to \$352.5M in 2010. That is an increase of \$1.5M.

What you have to consider, however, is that the increase in our pension costs alone amounted to \$3.7M next year. And our increased mandated DSS costs total around \$6.9M.

And might I remind you that Medicaid, which so many lawmakers have alleged is "fixed" still increases every year by \$1.2M. I have said it before and I will say it again, a mandated cost that continues to increase by \$1.2M a year is a problem still seeking a solution!

I wanted to quickly mention that in addition to making cuts in our operating budget, we have also scaled back in our Capital Improvement Plan.

Since taking office we have attempted to keep the net County support for all capital projects capped at \$1M. Next year we scaled back even more. The amount now budgeted for capital projects is nearer \$600,000. That is a significant decrease and again not something we have taken lightly. One item not in next year's capital plan is the purchase of fleet vehicles. We simply will have to make do with what we have.

THE REVENUE PICTURE: THE GOOD AND THE BAD

On the revenue side there are a few bright spots to mention:

- Our sales tax figures are finally showing signs of improvement. We are now in the black year to year showing some growth and we expect that trend to continue. However, we have a long way to go to return to the levels we were at prior to the economic downturn.
- Our unemployment rate is beginning to come down from a high of nearly 10% earlier this year.
- Our bookings at BGM are up significantly.
- Our receipts from the hotel-motel tax are also increasing.
- Federal Medical Assistant Percentage or FMAP did indeed come through again for counties but this year we are receiving half as much as we did last year. The total amount of FMAP money we are budgeting for this year is approximately \$2.85M.
- Our health care costs, while increasing, are only increasing by 2.3%. This is significantly less than what we had originally anticipated. Certainly good news in a sea of bad news. While we have been helped in some ways by outside forces we have also gone to great lengths to make changes in our benefits plans with both an eye to our current bottom line as well as the burden on future budgets. These changes include Medicare Advantage, RationalMed, and Personalized Medicine, just to name a few. These changes have generated both short term and long term savings. For example, Medicare Advantage saves approximately \$865,000 per year. And, from January 2007 to January 2009, our GASB 45 accrued liability went down by more than \$100M.
- This next update is not exactly a bright spot but it will go a long way towards assisting with our bottom line. We will be following suit with New York State and most other counties in reinstating the sales tax on clothing. This exemption has only been in place since 2006 and was the right thing to do. Now it is time to remove the exemption. This will bring an additional \$6M in revenue to Broome County. While raising any tax is never palatable, I believe it is fairer to remove the exemption that has been in place rather than transfer that \$6M burden to our property taxpayers. However, there will still be tax free breaks provided for our residents. It is our proposal to provide a total of 3 tax free weeks per year; one before the start of school, one prior to the holiday season, and one sometime in the spring.
- And despite the fact that I have proposed the inclusion of \$5M in revenue from the leasing of County properties for natural gas development each of the last two years, with this Legislative body's approval, I am not including that revenue in the 2011 proposed spending plan.

LEASING COUNTY LAND FOR NATURAL GAS DEVELOPMENT

As you know, a majority in this Legislature felt they could not support the recent \$16M offer that was made to us this summer. This lack of support came even though the Legislature and the Administration had agreed to put \$5M in revenues in the budget. Additionally, this Legislature approved our seeking offers on County land to fulfill that \$5M revenue line.

Not knowing where the collective mind set is on leasing County property for natural gas development, I will not put those revenues back into this Administration's proposed 2011 budget. I simply cannot do it!

This year we were able to make up that deficit by utilizing \$2M in 2009 fund balance. We anticipate saving over a million dollars after implementing a hiring freeze, a travel freeze, and restricting contractual and equipment purchases. We also experienced \$1.1M in savings from the 2009 retirement incentive. Our retirement bill was \$300,000 less than expected and finally we anticipate being able to transfer \$600,000 less to other funds from the General Fund as the result of appropriation savings.

Before moving on, however, I just want to emphasize this Administration's support for the development of the natural gas industry in New York State. I also want to remind everyone that leasing County property does not automatically mean that this body has any influence over whether the hydraulic fracturing process will be allowed in New York. That decision rests solely with the state.

As we discussed earlier this year, already over 87,000 privately held acres in Broome County are under lease to gas companies. What we would be doing by signing a lease is simply tapping into a new and lucrative revenue stream. We would be getting revenues, both bonus payments and royalties, for our overworked overburdened taxpayers. We would be getting revenue to stabilize taxes going forward. And, finally we would be able to access revenue to reinvest in our deteriorating infrastructure.

Also, by leasing our acres, we make the commitment to our residents that if drilling occurs on County owned land, the companies involved will not only have New York State DEC overseeing their operations but they will also have all of the resources that Broome County can bring to bear on their operations.

Earlier this week, you were provided a new offer. It is an offer from the same company that responded to our request for proposals before, Inflection Energy. However, it is different than the previous offer. It proposes leasing fewer County acres and it leaves what we believe to be prime real estate for potential future offers. It provides for initial bonus lease payments of \$2250 to \$2750 per acre for approximately 3200 acres. That is a total of almost \$7.8M.

There are once again additional environmental measures that are provided for in their proposal. Things like an environmental monitor, closed loop drilling, and a commitment to quality land recovery guidelines.

I ask you to once again study this offer and to weigh the benefit of entering a lease now and bringing in this much needed revenue to help us manage the many financial challenges we face today. We cannot tax our way out of this economic crisis but there also comes a point when you can no longer cut your way out. At some point you start to destroy the basic County services that provide the high quality of life our residents have come to enjoy, and frankly expect.

For years we have desperately searched for new sources of revenue to replace those we have lost. We need new sources of revenue to help us keep up with the rising costs of everything from

fuel, to healthcare, to pension costs, to the skyrocketing prices of basic supplies to maintain roads and repair our buildings. While there are no magic bullets this certainly goes a long way towards helping us to better manage our present day financial challenges while also preparing us for the future.

Had we come to an agreement with Inflection and accepted the \$16M bonus payment that was being offered, I can assure you and I can assure our residents that I would have been coming before you with a zero percent tax increase or possibly even a tax cut.

We would still have made many of the proposed cuts outlined in this proposed budget. However, many of the devastating cuts that will mean a reduction in services could have been restored.

PROPOSED 2011 TAX RATE/SPENDING PICTURE

Instead today, I present to you the 2011 spending plan that calls for serious reductions in personnel, direct services, contract agency spending, and raises property taxes by a little over 5%.

The proposed 2011 budget proposes a spending plan totaling \$354M. That reflects a .38% increase from 2010. This .38% increase compares to the current cost of living increase in the Northeast of 2.25%.

Also, for the record, between 2006 and 2011, my Administration's proposed spending plans have averaged a tax increase of 3.9%.

I assure you we struggled to get to this number and certainly we continue to struggle with the many negative impacts this budget encompasses. It cannot be avoided. Every single department has experienced cuts and our contract agencies have been severely impacted. But again this cannot be helped. Everyone must suffer and sacrifice through this difficult period and hopefully in the very near future we can make some restorations in funding. This year it is impossible. I want to make it clear that all departments have been impacted, including mine. In the last year, we have eliminated a position in our office AND we have taken on the support for our County's Youth Bureau.

My deputies still wear several hats. Patrick Brennan is my Deputy overseeing all County physical services and criminal justice departments. Pat also remains the Commissioner of Public Works. Darcy Fauci is my Deputy for Human and Administrative Services. She continues in her role overseeing my economic development agenda as well as taking on many of the responsibilities formerly handled by the position that we eliminated including community and government relations.

We have also created the Office of Management and Budget which has consolidated Finance and the Budget Division into one. While no positions were eliminated, there were still savings from this move and certainly a more efficient operation has resulted from this action.

One of my Executive Assistants, Colleen Wagner, has also taken on the duties of Runaway and Homeless Youth Coordinator while the other Executive Assistant, Darlene Croston, has combined her previous role of Budget Secretary with additional administrative duties related to the Executive Assistant's responsibilities. They include communications and updating the County's web page.

SPECIFIC CUTS BY DEPARTMENT

At this point I would like Marie Kalka our Budget Director to review the list of cuts that will impact our various departments. I think it is important to take the time to review these cuts because so many times we hear we have not cut enough. Some of our departments alone have cut nearly a half a million dollars.

- At the Arena and Forum we significantly reduced contractual expenses and we will not fill a Maintenance Supervisor's position vacated through the 2010 retirement incentive. We will be pulling resources from other areas in the Parks Department to cover the loss of this position. Savings, over \$140,000.
- In Audit and Control, one Weights and Measures position is being eliminated. Also three positions in Accounts Payable are being replaced with two higher level positions to address what is needed for the new financial system. The savings totals almost \$132,000.
- Aviation could have and still can be saved from devastating cuts, if it is able to lease its properties for natural gas development. In the meantime, the Commissioner is making up a \$600,000 deficit by using the fund balance at the airport, utilizing some unused capital funds, increasing revenues and reducing contractual expenses. But some of these steps are only able to be done once. Without a new stabilizing revenue source the airport and its operations as an enterprise fund are severely jeopardized. I do not need to remind you all that this community and this entire region would be devastated without a thriving airport that is able to maintain service at competitive rates.
- CASA, which is a fully reimbursable expense, did reduce some of its contractual lines as did Central Foods which is operating on a very tight margin. Central Foods has made drastic personnel cuts in previous years and is at a point where it cannot cut anymore.
- In the County Clerk's Records Division, there will be an elimination of a Records Clerk, a Part-Time Clerk and a reduction in contractual expenses. Because of the tough economic times we were also forced to reduce the amount of revenue expected by the Clerk's Office by \$300,000.
- At the Department of Motor Vehicles, which is also managed by the Clerk's Office, we have eliminated three Part-Time Clerks. I just want to remind everyone that this office like all other departments was tasked with making cuts totaling near 10%. How those cuts were implemented was left up to the department head, in this case the Clerk. I just wanted to clarify that because despite what you have heard, we did not mandate any specific operational changes in the DMV. These are decisions that are managed by the Clerk. Decisions he made include closing the DMV Office in the County Office Building, reducing Saturday hours to one location and eliminating some satellite operations. Again, the Clerk has the ability to make decisions that will have less of an impact on direct services like making other personnel cuts and reconfiguring his operations differently.
- At the Clerk's Records Management Office, we have eliminated two Clerks for a total savings of approximately \$80,000.
- At the District Attorney's Office, contractual expenses were reduced and we also had to eliminate a Keyboard Specialist. Total savings, approximately \$100,000.
- In DPW-Engineering, we unfunded several positions and reduced expenses for a total savings of about \$200,000.
- In DPW-Buildings and Grounds, we eliminated two positions, a Custodian and a Building Maintenance Mechanic and reduced contractual lines for a total savings of almost a half a million dollars.
- In DPW Fleet, we reduced contractual expenses by nearly \$133,000. We are also utilizing a portion of Fleet's fund balance to reduce the amounts we had to charge

back to all departments which I hope was welcome news to our department heads impacted by these charge backs. We also had to unfund a Head Auto Mechanic but that still leaves the County three Mechanics to maintain the fleet. All of these actions led to a savings of \$700,000.

- In Department of Public Works Highway Division, we had to reduce the contractual lines which will in turn reduce the number of roads paved next year. We also unfunded a Mechanic's position and two Laborers. These moves combined will save close to \$850,000.
- In the 2011 budget, our Department of Social Services will officially see its 16 positions eliminated that were part of the 2009 incentive package. In addition to these cuts, as you know we are partnering with two community agencies to provide services for adult protective clients and foster care. These actions coupled with additional expense reductions will save \$450,000 in taxpayer support next year and millions going forward. DSS also eliminated several positions in its FFFS Grant and those revenues totaling nearly \$600,000 are being utilized to offset operating expenses.
- In the Elections Office we certainly did not want to impact the office during peak activity, meaning the election cycle, but we were able to eliminate some temporary hours and contractual expenses for a total of almost \$175,000.
- Emergency Services is a vital department we would prefer not to impact. We believe, however, we have come up with a plan that reduces expenses but will not jeopardize public safety. There will be an elimination of two Dispatchers. Call data reveals a dramatic drop in activity during certain days and times during the week which requires less manpower. The flexibility will remain in the system to manpower up when pending severe weather or snowstorms are forecast or other emergencies occur that will require additional staff. The department will utilize more part-time staff hours to fill in some of these shifts.
- We have already discussed the Executive Office cuts and mergers but bottom line the savings is over \$80,000.
- In the Finance Office, in addition to reducing expenses by \$7,000 by the creation of the Office of Management and Budget, there will also be the elimination of an Account Clerk for additional savings of \$40,000.
- At the Broome County Health Department, we eliminated four and a half positions, unfunded one position and made a number of different budget adjustments that will save taxpayers nearly \$400,000 next year and much more in the years to come.
- In Information Technology, there will be three positions eliminated along with contractual reductions for a savings of nearly \$250,000.
- In our Law Department, our lawyers will be making do with one less Keyboard Specialist and other cuts in expenses have been made as well. Total cuts there, nearly \$85,000.
- In your Legislative budget, a Part-Time Deputy position has been eliminated. That along with other reductions totals around \$35,000.
- At our Broome County Library, several positions are being eliminated or reduced to part-time. The folks at our library have experienced some significant reductions in staff in recent years and the Administration is aware and certainly sensitive to the extra burden. We are grateful for the additional effort required by each and every staff member.
- Our Office for Aging is unfunding two positions and eliminating a third. This was necessary because of the devastating impact of the large reduction in the Mortgage Tax. As you all know that tax has subsidized our OFA operations for years and the dramatic reductions in the amount of revenue created by the downturn in home sales is having a tremendous negative impact on OFA operations.
- In our Parks Department, a Senior Account Clerk is being eliminated as is the Director of Recreation. Our Naturalist is also being eliminated as we are facing the closure of

- Finch Hollow Nature Center. Several other staff positions are also being eliminated while new revenue sources are being tapped; logging some of our parks in strategic areas is one example. The Parks Department's total savings is over \$600,000.
- In Personnel, with the retirement of Elsie Logan, our longtime EEOC officer, that position will be eliminated and those duties will be reassigned. This position along with several other personnel changes amounts to nearly \$90,000 in savings. Although Elsie's stand-alone position will be eliminated, we will continue to work diligently on our affirmative action plan and obligations.
 - In Planning, we propose eliminating an Economic Development Planner and a Senior Environmental Planner. In addition to these two moves and further cuts in contractual spending we have achieved savings totaling nearly \$140,000.
 - At Probation we are eliminating the ISP Grant and we are downgrading a Senior Probation Officer to a Probation Officer. As a result Probation will experience a savings of around \$152,000.
 - At the Public Defender's Office, contractual lines were reduced, incentive pay was foregone for one year, and a Keyboard Specialist position was eliminated for a total savings of nearly \$90,000.
 - Real Property is reducing temporary help and combining the cashier windows for City of Binghamton tax payments with Finance's cashier operations for a total savings of nearly \$80,000. However, the department's budget reflects an increase because of the reduction in revenue expected from Real Property auctions.
 - Our Security Department is reducing staff by two Security Officers and an administrative position for a total savings of nearly \$200,000.
 - At the Sheriff's Office, we are proposing the elimination of a Deputy Sergeant, which has been vacant for nearly a year, as well as two Sheriff's Deputies and a Keyboard Specialist. I wanted to note that one of the Deputies is a School Resource Officer 9 months out of the year. Again, not something we wanted to do but this is just another example of the tough decisions we all face. These reductions as well as the elimination of some contractual expenses provide total savings of approximately \$400,000.
 - The Transit savings have already been discussed at length as they were implemented earlier this year. In addition to the growing pressure on Transit because of the need to save taxpayer dollars, there have also been significant cuts in state and federal support for our transportation system. We eliminated more than \$500,000 in taxpayer support to the BC Transit operation and we did it without eliminating service to anyone in the County who currently receives service. We did it by eliminating convenience. We did not want to make these cuts and we certainly are not happy with them but we continue to provide this quality service to our residents without overburdening taxpayers.
 - Our Veteran's Office is such a small office to begin with but we were creative enough to find savings. Veterans and Purchasing will share a Secretary for an overall savings of \$55,000.
 - And at Willow Point, as we continue to prepare for our new nursing home, we remain under a mandate to reduce our beds. That mandate takes effect next year which means one wing of the nursing home is targeted for closure in 2011 which will lead to a savings in staff and other costs of approximately \$1.2M. This move, as with all of our other closures, will be done with a thoughtful strategy and over time. But bottom line, it must be done.

Right now I would like to turn things back to the County Executive for additional information about the changes proposed at our Mental Health Department and more information about the 2011 proposed spending plan.

CHANGES AT MENTAL HEALTH

As you know we are phasing down our Children's Clinic but I assure you we are doing this with the confidence that every child in need of Mental Health Services that we currently serve and those in the future will be able to find the appropriate care. Our mission is to be the provider of last resort and that will not change. We came to this painful conclusion to reduce our capacity after years of analyzing our service when compared to what is being provided in the community.

Our clinic has always run at a deficit and with changes in state funding that deficit will continue to grow significantly. The change as it is proposed will reduce County tax support for this program by \$180,000 next year and \$1.3M over the next five years.

There are now three providers of these services in our community; The Greater Binghamton Health Center, formerly the Binghamton Psychiatric Center, Family and Children's Society and Lourdes Hospital which expects to have its OMH license this January.

Also, the Broome County Mental Health Department simply cannot recruit a full-time board certified psychiatrist because our salaries are nearly 25 to 40% less than the other providers are paying.

Our Commissioner has made the commitment and he says he has received the assurance from the providers in the community that all of the organizations are committed to making sure that no child falls through the cracks.

From the Executive Director of Family and Children's Society we received the following communication: "We anticipate being able to accommodate all of the children referred to our agency from the County's Children's Clinic. Children referred to our agency from the County's Clinic will be given the highest priority and fast tracked into our services. We anticipate we will be able to handle as many as 12-18 referrals per week."

Even with the closing of the Children's Clinic, Broome County can still be part of the process and is committed to making sure every child with mental health issues is receiving the proper care.

The changes at our Mental Health Department are not palatable. None of the changes just outlined are something we want to have to do. However, we have no choice. We are at the tipping point. Without some dramatic change in our economic situation as well as the ability to tap new sources of revenue like the leasing of County lands for natural gas development, I can assure you we will be back here once again next year with an even more devastating budget picture.

We know that lawmakers will have a lot of questions. I just want to assure you that none of these moves were made without a lot of thought and consideration. Our goal was to keep most of our services going at current levels and where we could not do that, look to partner agencies in the community for assistance.

We ask everyone to be patient and we ask our departments and their staffs to bear with us through a lot of this transition. Hopefully, things will continue to turn around and hopefully we will experience new sources of revenue that can provide for some immediate relief as well as long term stabilization.

CONTRACT AGENCY REDUCTIONS

Before wrapping up I did want to say a few words about our contract agencies. I do not want anyone thinking that the cuts proposed in spending for agencies like Cornell Cooperative, the Ross Park Zoo, the Convention and Visitor's Bureau, the Broome County Arts Council as well as

Aid to Local Libraries are something that we took lightly. We did not. There is no doubt about it, the proposed cuts are devastating. We need these agencies to do what Broome County and other governments have been forced to do, rethink the way they operate and be more creative in the way they provide services.

We encourage them to utilize any fund balances they may have. We unfortunately do not have the ability to do that. We also encourage these agencies to turn to the local municipalities that they serve and where there are additional sources of funds, hopefully, they can tap into those resources to get them through this difficult time.

We have no where else to turn for these operating funds. We cannot continue to over tax our residents. We will not do it.

WE'RE LISTENING TO THE VOTERS

Voters are angry. We hear it everyday and we see the results in the polls and election results across the country all the time. We have done what we can to keep the tax rate at a reasonable level. But I also have to remind our residents, and yes, your constituents are my constituents, that cuts in personnel and cuts in all of our departments negatively impacts services. That is a fact of life.

You cannot bang the drum for government to cut, cut, cut and then be surprised when that cut results in a reduction or an elimination of a service.

I encourage lawmakers to respect the thoughtful consideration that was invested in this process by my office and our department heads. Based on that foundation of understanding, we can move forward together. I urge you not to wait for your budget hearings to talk to department heads. Also, we are at your disposal for whatever questions you may have. We look forward to working with you to finalize a spending plan that both maintains a certain level of quality services to our constituents without overburdening our property taxpayers and all of our hardworking families.

Thank you!

Mr. Reynolds called for a short recess. The meeting reconvened at 6:10 PM.

Mr. Moran made a motion, seconded by Mr. Sanfilippo, that the session minutes of August 19, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-19, Nays-0.

Mr. Reynolds noted that the committee minutes for the period August 19, 2010 through September 22, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Sanfilippo, seconded by Ms. Messina. **Carried**, Ayes-18 Nays-1 (Klipsch).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds:
1. Notice of Formation of the Ad Hoc Natural Gas Education Committee
 2. Designation for Mr. Hutchings on September 13, 2010
 3. Designation for Mr. Herz the week of September 13, 2010
 4. Designation for Mr. Merrill on September 14, 2010

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. PETITIONS:

1. Petitions from residents regarding the County Clerk's proposed discontinuation of the Whitney Point-Triangle Mobile DMV Unit

F. COMMUNICATIONS:

1. BCC Budget Transfers for July and August 2010
2. BC Mental Health Consolidation of the Adult and Children's Mental Health Clinics
3. BC Soil & Water Conservation District Board of Directors Meeting Minutes from 9/16/2010
4. Roberson Museum and Science Center Request for Second Installment of Line Item, 2008-2009 Annual Report, Operations Statement, Strategic Plan, and Board of Trustees Roster
5. BC County Clerk August 2010 Oil & Gas Revenues
6. BCC Above Minimum Hires Report for July and August 2010
7. NYS Dept. of Taxation and Finance, Office of Real Property Tax Services County Equalization Rates as of 8/30/2010

C. NOTICES:

1. Notice of Ad Hoc Natural Gas Education Committee Meeting 9/9/2010
2. Notice of Special Session on 9/23/2010
3. Notice of Ad Hoc Natural Gas Education Committee Meeting 9/14/2010

D. REPORTS:

1. Broome County Government 2010 Salary Schedule
2. Broome Community College Quarterly Income and Balance Sheets
3. BC Office for Aging Annual Report for 2009
4. BCC Adopted Budget for 2010-2011
5. BC Legislature Annual Report for 2009

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

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

RESOLUTION NO. 195

By County Administration, Economic Development and Planning and Finance Committees
Seconded by Mr. Garnar

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY. NO. 5 OF 2010, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 185 TAXATION, TO ADD ARTICLE XVII-EXEMPTION FOR HOME IMPROVEMENTS"

Mr. Marinich made a motion, seconded by Mr. Pasquale to table the Resolution to the November 18th session. **Motion to table carried.** Ayes, 12, Nays-7 (Sanfilippo, Messina, Merrill, Garnar, Hutchings, Klipsch, Reynolds)

RESOLUTION NO. 326A

By Finance Committee

Seconded by Mr. Moran

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

Mr. Materese made a motion, seconded by Mr. Garnar to amend the amount in Exhibit "A" to \$10,501. **Amendment carried.** Ayes-18, Nays-1 (Diffendorf). **Resolution as amended carried.** Ayes-15, Nays-4 (Keibel, Pasquale, Diffendorf, Marinich)

RESOLUTION NO. 343

By Transportation and Rural Development and Finance Committees

Seconded by Mr. Herz

RESOLUTION AUTHORIZING AN AGREEMENT WITH MCFARLAND JOHNSON, INC FOR DESIGN SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2010-2011

Mr. Herz made a motion, seconded by Mr. Materese to amend the amount in the first Whereas paragraph and the first Further Resolved paragraph to \$527,697. **Amendment carried.** Ayes-19, Nays-0. **Resolution as amended carried.** Ayes-19, Nays-0.

RESOLUTION NO. 352

By Mr. Klipsch

Seconded by Mr. Nirchi

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 9 OF 2010, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO IMPOSE A LIMIT ON TERMS OF OFFICE TO A NUMBER OF TERMS TOTALING TEN CONSECUTIVE YEARS."

An amendment presented at the previous session to add service prior to January 1, 2011 **carried.** Ayes-18, Nays-1 (Sanfilippo). Mr. Klipsch made a motion, seconded by Mr. Nirchi to amend the term commencing and service prior to "January 1, 2013". **Amendment carried.** Ayes-19, Nays-0. Mr. Garnar made a motion to amend "next general election" to "2012 general election". **Amendment carried.** Due to the amendments the resolution is an automatic holdover.

RESOLUTION NO. 359

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION APPROPRIATING DEBT SERVICE AND FEES AND RECOGNIZING PREMIUM REVENUES ON THE 2010 COUNTY DEBT ISSUANCE

WHEREAS, Broome County has conducted a \$51,700,000 debt issuance utilizing the services of the Municipal Bond Bank Agency (MBBA) to capitalize on American Recovery and Reinvestment Act (ARRA) reimbursements, and

WHEREAS, the sale generated a realized premium, and

WHEREAS, the first debt service interest payments and fees are due October 15, 2010, and

WHEREAS, there is premium sufficient to pay the debt service and MBBA fees, now, therefore be it

RESOLVED, that this County Legislature hereby recognizes the premium and establishment of appropriations for debt service and MBBA fees as presented across the several affected funds as follows:

Department	Fund		Interest 6007000	Fees 600450 4	Total Premium 5000532
91000099	1010	General	\$326,150	\$7,145	\$333,295
29010505	3120	County Road	306,887	6,723	313,610
30020305	3160	Road Machinery	45,483	997	46,480
40000008	3150	Library	1,569	35	1,604
39020008	3110	Arena	25,371	556	25,927
41020008	3140	Golf Course	2,280	50	2,330
31010505	2040	Transit	49,977	1,095	51,072
27040004	2050	Willow Point	26,850	589	27,439
38020007	2020	Solid Waste Management	135,468	2,968	138,436
28040005	2010	Aviation	67,991	1,490	69,481
09020001	2070	Fleet Management	4,977	110	5,087
02020001	2060	Central Foods	9,410	207	9,617
			\$1,002,413	\$21,965	\$1,024,378

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-1 (Nirchi)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 360

By Finance, and Public Works Committees Seconded by Mr. LaBare
RESOLUTION AMENDING THE 2008 CAPITAL IMPROVEMENT PROGRAM FOR THE SCALE HOUSE ROAD AND FACILITY PROJECT

RESOLVED, that the 2008 Capital Improvement Program as approved in Resolution 07-533 is hereby revised as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>
			<u>State</u>	<u>Federal/Other</u>		
3820029	Scale House Road and Facility	2,000,000 0	500,000	0		1,500,000

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	25	6	2,000,000	0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>
			<u>State</u>	<u>Federal/Other</u>		
3820029	Scale House Road and Facility	2,150,000 0	500,000	0		1,650,000

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	20	2,150,000	0

*County's portion is funded by tipping fees 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 Fund to provide sufficient cash to proceed and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 361

By Public Works Committee Seconded by Mr. Moran
RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE BROOME COUNTY DEPARTMENT OF PUBLIC WORKS HIGHWAY DIVISION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR 2011-2012

WHEREAS, the Commissioner of Public Works requests authorization for a memorandum of understanding between the Broome County Department of Public Works Highway Division

and the New York State Department of Transportation for the use of New York State Department of Transportation salt storage facilities at no cost to the County for the period January 1, 2011 through December 31, 2012, and

WHEREAS, said agreement is necessary for Broome County to use New York State Department of Transportation salt storage facilities located within Broome County for salt storage and pickup operations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a memorandum of understanding between the Broome County Department of Public Works and the New York State Department of Transportation for the use of New York State Department of Transportation salt storage facilities, at no cost to the County for the period January 1, 2011 through December 31, 2012, 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-19, Nays-0

RESOLUTION NO. 362

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING THE ABOLISHMENT OF THE DANIELLE STENTO HOW TO SAVE A LIFE CONTEST TRUST ACCOUNT AND THE TRANSFER OF FUNDS TO THE SADD TRUST ACCOUNT

WHEREAS, this County Legislature by Resolution 74 of 2008 authorized the establishment of the Danielle Stento How To Save A Life Contest Trust Account, for the STOP-DWI Program, and

WHEREAS, STOP-DWI no longer undertakes the Danielle Stento How To Save A Life Contest and the Coordinator of the STOP-DWI Program has requested that the Danielle Stento How To Save A Life Contest Trust Account be abolished and that any remaining funds be transferred to the SADD Trust Account, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the abolishment of the Danielle Stento How to Save A Life Contest Trust Account and that any remaining funds be transferred to the SADD Trust Account, and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 363

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE BROOME COUNTY ARENA FOR THE STOP-DWI HOLIDAY CLASSIC BASKETBALL TOURNAMENT FOR 2011-2015

WHEREAS, this County Legislature, by Resolution 188 of 2006, authorized renewal of an agreement with the Broome County Arena for the use of and to host the majority of the games scheduled in connection with the STOP-DWI Holiday Classic Basketball Tournament at an amount not to exceed \$15,000 in 2006, \$15,500 in 2007, \$16,000 in 2008, \$16,500 in 2009 and \$17,000 in 2010, and

WHEREAS, it is desired at this time to renew said agreement for the period December 27-30, for the years 2011 through 2015, with the proposed rental not to exceed \$17,500 for 2011, \$18,000 for 2012, \$18,000 for 2013, \$18,500 for 2014, \$18,500 for 2015, and

WHEREAS, the difference in the total venue cost and the yearly rental payment will be applied in trade for the Broome County Parks Department being named as a major sponsor of the event with a value of approximately \$6,000, be it

WHEREAS, STOP-DWI will pay in addition to the yearly rental fee, an amount not to exceed \$500 in 2014 and 2015 toward the direct cost incurred, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Broome County Arena for use of its facility for the annual Broome County STOP-DWI Program Holiday Classic Basketball Tournament for the period December 27-30 for the years 2011 through 2015, and be it

FURTHER RESOLVED, that in consideration of said services, STOP-DWI shall pay the County \$17,500 for 2011, \$18,000 for 2012, \$18,000 for 2013, \$18,500 for 2014, \$18,500 for 2015, and be it

FURTHER RESOLVED, the difference in the total venue cost and the yearly rental payment will be applied in trade for the Broome County Parks Department being named as a major sponsor of the event with a value of approximately \$6,000, and be it

FURTHER RESOLVED, that STOP-DWI will pay, in addition to the yearly rental fee, an amount not to exceed \$500 in 2014 and 2015 toward the direct cost incurred, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 24010003.4660014 (STOP-DWI Holiday Classic Trust), 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-19, Nays-0

RESOLUTION NO. 364

By Finance Committee

Seconded by Mr. Moran

RESOLUTION LEVYING THE COST OF WORKERS' COMPENSATION FOR 2010

WHEREAS, a budget for the operation of the Broome County Self-Insurance Plan for Workers' Compensation for the year 2011 has been prepared, now, therefore, be it

RESOLVED, that the estimated costs of the Broome County Self Insurance Plan for Workers' Compensation for the year 2010, as apportioned to the County and the towns and villages participating in the fund are hereby approved, and be it

FURTHER RESOLVED, that the apportioned amounts as to the towns and County Shall be included in the respective next succeeding tax levies by the County Legislature unless otherwise provided for and paid to the Commissioner of Finance, and be it

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to bill the Villages of Lisle, Port Dickinson and Whitney Point for the amounts apportioned to them, and be it

FURTHER RESOLVED, that when said amounts are collected, they shall be deposited to the Workers' Compensation account as follows:

<u>Municipalities</u>	<u>2011 Total Premium</u>
Broome County	2,208,666
Barker	29,750
Binghamton (T)	100,331
Chenango	107,130
Colesville	68,321
Conklin	53,875
Lisle (T)	25,553
Lisle (V)	8,948
Maine	126,243
Nanticoke	9,441
Port Dickinson	19,105
Sanford	42,075
Triangle	27,174
Whitney Point	10,824
Windsor (T)	37,874

Total	2,875,310
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Carried. Ayes-19, Nays-0

RESOLUTION NO. 365

By Finance Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON A PARCEL IN THE TOWN OF UNION

WHEREAS, it is necessary to clear the tax records of this parcel of real property by virtue of the reason stated below, now, therefore, be it

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

Parcel ID: 143.55-1-7
Town/Village: Union
Owner: Habitat for Humanity
Address: 21 Endwell Street
Amount to be Cancelled: 1097.86
Reason: Parcel is and was tax exempt; taxes should not have been levied against the parcel.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 366

By Finance Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWN OF WINDSOR

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: 182.11-1-18
Town/Village: Windsor
Owner: Zion Episcopal Church
Address: 53 Chapel Street
Amount to be Cancelled: 1,308.48 plus penalty and interest
Reason: Parcel is wholly exempt – cancel a village re-levy
Parcel ID: 182.11-1-17
Town/Village: Windsor
Owner: Zion Episcopal Church
Address: 51 Chapel Street
Amount to be Cancelled: 71.39 plus penalty and interest
Reason: Parcel is wholly exempt – cancel a village re-levy

Carried. Ayes-19, Nays-0

RESOLUTION NO. 367

By County Administration and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF VESTAL FIRE DISTRICT FOR RENTAL OF STORAGE SPACE FOR THE BROOME COUNTY BOARD OF ELECTIONS FOR 2010

WHEREAS, this County Legislature, by Resolution 204 of 2009, authorized renewal of the agreement the Town of Vestal Fire District for rental of storage space for the Broome County Board of Elections at an amount not to exceed \$3,500 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary for storage of lever voting machines at Fire Station #3, and

WHEREAS, said agreement expired by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$1,750, for the period of January 1, 2010 through June 30, 2010 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Vestal Fire District, 605 Vestal Parkway West, Vestal, New York, 13850 for rental of storage space for the Broome County Board of Elections for the period January 1, 2010 through June 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,750 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 07000001.6004138 (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-19, Nays-0

RESOLUTION NO. 368

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 448 of 2009, authorized and approved the Medicare Improvements for Patients and Providers Act Grant for the Office for Aging, adopted a program budget in the amount of \$6,225 and authorized an agreement with Action for Older Persons, Inc. to administer said program for the period June 1, 2009 through May 31, 2010, and

WHEREAS, said program grant provides funds to recruit and train volunteers to assist clients with health insurance and Medicare issues, and

WHEREAS, it is desired to renew said grant program in the amount of \$6,225, adopt a program budget and renew the agreement with Action for Older Persons, Inc. to continue to administer said program for the period June 1, 2010 through May 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$6,225 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Medicare Improvements for Patients and Providers Act Grant for the period June 1, 2010 through May 31, 2011, 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 \$6,225, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901 to administer said program grant for the Office for Aging for the period June 1, 2010 through May 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$6,225 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410422 (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-19, Nays-0

RESOLUTION NO. 369

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF CONGREGATE SERVICES INITIATIVE PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 135 of 2009, as amended by Resolution 59 of 2010, authorized and approved renewal of the Congregate Services Initiative Program Grant for the Office for Aging and adopted a program budget in the amount of \$10,478 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$10,478 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,478 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Congregate Services Initiative Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$10,478, 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-19, Nays-0

RESOLUTION NO. 370

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF FOSTER GRANDPARENTS SOFA PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 352 of 2009 authorized and approved the renewal of the Foster Grandparents SOFA Program Grant for the Office for Aging and adopted a program budget in the amount of \$13,543 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides funding for intergenerational programs for seniors who serve children, and

WHEREAS, it is desired to renew said program grant in the amount of \$13,243 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$13,243 from the New York State Office for Aging, Empire State Plaza, Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Foster Grandparents SOFA Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$13,243, 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-19, Nays-0

RESOLUTION NO. 371

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE NUTRITION SERVICES INCENTIVE PROGRAM (NSIP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 351 of 2009, authorized and approved renewal of the Nutrition Services Incentive Program Grant for the Office for Aging and adopted a program budget in the amount of \$174,074 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides a per meal reimbursement for congregate and home delivered meals served through the Office for Aging Nutrition Program, and

WHEREAS, it is desired to renew said program grant in the amount of \$179,262 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$179,262 from the New York State Office for Aging, Empire State Plaza, Agency Building 2, Albany, New York 12223-1251 for the Office for Aging's Nutrition Services Incentive Program for the period October 1, 2010 through September 30, 2011, 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 \$179,262, 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-19, Nays-0

RESOLUTION NO. 372

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 346 of 2009, as amended by Resolution 449 of 2009, authorized and approved the Home Energy Assistance Program Grant for the Office for Aging and adopted a program budget in the amount of \$143,308 which was increased to \$150,734 on June 7, 2010 as authorized in Resolution 449 of 2009, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides funding for administrative expenses associated with operating the HEAP program for over age 60 residents of Broome County, and

WHEREAS, it is desired to renew said program grant in the amount of \$142,705 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$142,705 from the Broome County Department of Social Services, 36-38 Main Street, Binghamton, New York 13901, for the Office for Aging's Home Energy Assistance Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$142,705, and be it

FURTHER RESOLVED, that this County Legislature authorizes the Office for Aging to accept and allocate additional HEAP funding as may be allocated by New York State through the Broome County Department of Social Services for the period October 1, 2010 through September 30, 2011, provide there is no increase in employee head count and that the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 373

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE

AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 107 of 2010, authorized renewal of the Health Insurance Information and Counseling Assistance Program Grant for the Office for Aging, adopted a program budget in the total amount of \$29,901 and authorized an agreement with Action for Older Persons, Inc. in the amount of \$29,901 to administer said program for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said program grant provides funds to recruit and train volunteers to assist clients with information and counseling concerning health insurance options, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$2,281 in grant appropriations and amend the agreement with Action for Older Persons, Inc., to reflect an increase of \$2,281, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Insurance Information and Counseling Assistance Program Grant to reflect an increase of \$2,281 for the period April 1, 2010 through March 31, 2011, 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 \$32,182, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901, to reflect an increase of \$2,281 for the Office for Aging's Health Insurance Information and Counseling Assistance Program Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$31,182 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 107 of 2010, 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-19, Nays-0

RESOLUTION NO. 374

By Human Services, County Administration and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH HARMONY INFORMATION SYSTEMS FOR SOFTWARE LICENSE, MAINTENANCE AND SUPPORT FOR THE OFFICE FOR AGING AND THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY FOR 2010

WHEREAS, this County Legislature, by Resolution 630 of 2009, authorized renewal of the agreement with Harmony Information Systems, Inc. for software license, maintenance and support for the Office for Aging and the Community Alternative Systems Agency at a cost not to exceed \$51,794 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to provide license renewal, maintenance and support for the SAMS and web-based Aging Network for the Office for Aging and CASA, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$1,795.02 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Harmony Information Systems, Inc., 25 New England Drive, Essex Junction, Vermont 05452 to increase the not to exceed amount by \$1,795.02 for the Office for Aging and the Community Alternative Systems Agency for the period January 1, 2010 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 \$53,589.02, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004055.3410420 (Computer Software & Supplies), and be it

FURTHER RESOLVED, that Resolution 630 of 2009, 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-19, Nays-0

RESOLUTION NO. 375

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING ACCEPTANCE OF THE COMMUNITY LIVING PROGRAM MENTORING PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, the Director of the Office for Aging requests authorization to accept a Community Living Program mentoring Program Grant and adopt a program budget in the amount of \$3,750 for the period September 30, 2009 through September 29, 2010, and

WHEREAS, said program grant provides funds for staff time and travel expenses associated with mentoring other counties in programs that Broome County Office for Aging has been running, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,750 from the Albany County Department for Aging, 162 Washington Avenue, Albany, New York 12110 for the Office for Aging's Community Living Program Mentoring Program Grant for the period September 30, 2009 through September 29, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$3,750, 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-19, Nays-0

RESOLUTION NO. 376

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CAPITAL DISTRICT PHYSICIANS HEALTH PLAN PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 421 of 2008, as amended by Resolution 234 of 2009, authorized and approved the Capital District Physicians Health Plan Program Grant for the Office for Aging and adopted a program budget in the amount of \$25,000 for the period July 1, 2008 through March 31, 2010, and

WHEREAS, said program grant provides funding for the Mission Meltaway, Balance Clinic, Tai Chi Class, Positive Aging Academy and Gold Level sponsorship for the Broome County Senior Games, and

WHEREAS, it is desired to renew said program grant in the amount of \$8,932 for the period April 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$8,932 from the Capital District Physicians Health Plan, 500 Patroon Creek Boulevard, Albany, New York 12206 for the Office for Aging's Capital District Physicians Health Plan Program for the period April 1, 2010 through September 30, 2011, 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 \$8,932, 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-19, Nays-0

RESOLUTION NO. 377

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THERAPEEDS PHYSICAL THERAPY OF UPSTATE NEW YORK PLLC (D/B/A G & E THERAPIES) FOR PHYSICAL, SPEECH AND OCCUPATIONAL THERAPY FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 641 of 2009, as amended by Resolution 212 of 2010 authorized the renewal of the agreement with Therapeeds Physical Therapy of Upstate New York PLLC for physical, speech, and occupational therapy for services for the Willow Point Nursing Home at an amount not to exceed \$33,500, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said services are necessary to provide physical, speech, and occupational therapy services in the absence of a staff therapist for Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement at the rate of \$65 per hour for physical therapy, occupational therapy, and speech therapy, and \$45 per hour for PTA/COTA services, total amount not to exceed \$35,800 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Therapeeds Physical Therapy of Upstate New York, PLLC, (DBA G & E Therapies), 1977 Marshland Road, Apalachin, New York 13732 for physical, speech and occupational therapy services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$65 per hour for physical therapy, occupational therapy, and speech therapy, and \$45 per hour for PTA/COTA services, total amount not to exceed \$35,800 for the term of the agreement, and be it

FURTHER RESOLVED, that payments hereinabove authorized shall be made as follows: \$25,000 from budget line 27020504.6004405, \$7,300 from budget line 27020304.6004405, and \$3,500 from budget line 27020604.6004405 (Rehab & Therapy 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-19, Nays-0

RESOLUTION NO. 378

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH CONSTANCE G. ALEXANDER FOR SPEECH THERAPY AND SWALLOWING EVALUATION SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 470 of 2009, authorized renewal of the agreement with Constance G. Alexander for speech therapy and swallowing evaluation services for Willow Point Nursing Home at a rate of \$68 per hour, total amount not to exceed \$44,000 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for speech therapy and swallowing evaluations for WPNH residents as ordered by a physician and mandated every two (2) years by New York State, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$68 per hour, total amount not to exceed \$38,000, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Constance G. Alexander, 505 Magnolia Drive, Vestal, New York 13850 for speech therapy and swallowing evaluation services for the Willow Point Nursing Home for the period January 1, 2011, through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$68 per hour, total amount not to exceed \$38,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020604.6004405 (Rehabilitation and Therapy 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-19, Nays-0

RESOLUTION NO. 379

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PATRICIA M. MONZO-SALMON, RPH, FOR PHARMACY CONSULTANT SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 460 of 2009, authorized renewal of the agreement with Patricia M. Monzo-Salmon, RPh, for pharmacy consultant services for the Willow Point Nursing Home at a rate of \$45 per hour, total amount not to exceed \$40,843, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to assist in pharmacy issues and cost containment at the Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$46.25 per hour, total amount not to exceed \$29,250 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Patricia M. Monzo-Salmon, RPh, 98 Moore Avenue, Binghamton, New York 13903-3124, for pharmacy consultant services at the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$46.25 per hour, total amount not to exceed \$29,250 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020404.6004573 (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-19, Nays-0

RESOLUTION NO. 380

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH F. KEITH KENNEDY, MD, PC, FOR MEDICAL DIRECTOR SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 457 of 2009, authorized renewal of the agreement with F. Keith Kennedy, MD, PC for Medical Director services for the Willow Point Nursing Home at an amount not to exceed \$73,428, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to have a Medical Director on staff at the Willow Point Nursing Home as required by New York State, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, in the amount of \$6,119 per month, total amount not to exceed \$73,428, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with F. Keith Kennedy, MD, PC, 21 Mitchell Avenue, Binghamton, New York 13903 for Medical Director services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$6,119 per month, total amount not to exceed \$73,428 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27010404.6004411 (Physician 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-19, Nays-0

RESOLUTION NO. 381

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH K & A RADIOLOGICAL TECHNOLOGY, INC. FOR PROFESSIONAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 458 of 2009, authorized renewal of the agreement with K & A Radiological Technology, Inc. for professional services for the Willow Point Nursing Home at an amount not to exceed \$26,400, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for on-site portable x-ray, EKG and Holter monitoring services for nursing home residents and to directly bill the nursing home for Medicare Part A eligible residents, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$22,000, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with K & A Radiological Technology, Inc., 2706 East Main Street, Endicott, New York 13760 for professional services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$22,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020204.6004573 (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-19, Nays-0

RESOLUTION NO. 382

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH FONTANESE, FOLTS, AUBRECHT, ERNST, BAMMEL ARCHITECTS, PC FOR ENGINEERING/ARCHITECTURAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2001-2010

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, 594 of 2006, 747 of 2007, 587 of 2008 and 208 of 2010, authorized an agreement with Fontanese, Folts, 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, 2010, 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 through December 31, 2011 to cover any post submission follow up activity that may be requested by the State regarding the nursing home feasibility study and certificate of need 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, Folts, Aubrecht, Ernst, Bammel Architects, PC, 666 Main St., East Aurora, NY 14052-2492, to extend the term of the agreement to March 1, 2001 through December 31, 2011, 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, 594 of 2006, 747 of 2007, 587 of 2008 and 208 of 2010, 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-19, Nays-0

RESOLUTION NO. 383

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH DENTSERV FOR DENTAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 459 of 2009, authorized renewal of the agreement with DentServ for dental services for the Willow Point Nursing Home at an amount not to exceed \$65,192 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for full dental services for residents at the Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the amount of \$5,266 per month, plus an additional \$2,000 for outpatient oral surgery, total amount not to exceed \$65,192, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with DentServ, 15 Canal Road, Pelham Manor, New York 10803 for dental services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$5,266 per month, plus an additional \$2,000 for outpatient oral surgery, total amount not to exceed \$65,192 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020104.6004411 (Physician 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-19, Nays-0

RESOLUTION NO. 384

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING PAYMENT TO VARIOUS VENDORS FOR SERVICES CLASSIFIED UNDER THE CONSOLIDATED BILLINGS PROSPECTIVE PAYMENT SYSTEM FOR SKILLED NURSING FACILITIES FOR 2011

WHEREAS, this County Legislature, by Resolution 524 of 2009 authorized blanket approval to pay for services classified under the Consolidated Billings Prospective Payment System for Skilled Nursing Facilities at the Physician Fee Schedule where applicable, total amount not to exceed \$10,000 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, the Balanced Budget Act of 1997 created a Consolidated Billings Prospective Payment System for Skilled Nursing Facilities whereby the SNF is responsible for submitting all Medicare claims for the services/products that its residents receive, and

WHEREAS, the administrator of the Willow Point Nursing Home requests authorization for payment to various vendors for services classified under the Consolidated Billings Prospective

Payments System for Skilled Nursing Facilities, at the Physician Fee Schedule where applicable, for the period January 1, 2011 through December 31, 2011, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes payment to various vendors for services classified under the Consolidated Billings Prospective Payment System for Skilled Nursing Facilities, at the Physician Fee Schedule where applicable, total amount not to exceed \$5,000 for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from various budget lines, 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-19, Nays-0

RESOLUTION NO. 385

By Public Health and Environmental Protection, Personnel, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE DRUG FREE COMMUNITIES SUPPORT PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 398 of 2009, authorized and approved renewal of the Drug Free Communities Support Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$125,000 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program's goal is to strengthen and expand capacity for systemic change by increasing community involvement and continuing to gather and use information regarding youth substance use to create change in the factors that have been demonstrated by research to influence alcohol and other drug use among youth, and

WHEREAS, it is desired to renew said program grant in the amount of \$125,000 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$125,000 from the United States Department of Justice, Office of the Justice Programs, 810 Seventh Street NW-5th Floor, Washington, DC 20531, for the Department of Mental Health's Drug Free Communities Support Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$125,000, 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-19, Nays-0

RESOLUTION NO. 386

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE MENTAL HEALTH ADMINISTRATIVE SUPPORT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 396 of 2009, authorized and approved renewal of the Mental Health Administrative Support Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$72,150 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides funding for a Principal Account Clerk responsible for monitoring the Office of Mental Health regulations and Broome County procedures, and

WHEREAS, it is desired to renew said program grant in the amount of \$76,231 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$76,231 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Administrative Support Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$76,231, 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-19, Nays-0

RESOLUTION NO. 387

By Public Health and Environmental Protection, Personnel, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE VOCATIONAL SUPPORT PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 403 of 2009, authorized and approved renewal of the Vocational Support Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$133,831 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides assistance to mentally ill individuals striving to achieve their vocational goals, and

WHEREAS, it is desired to renew said program grant in the amount of \$77,091 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$77,091 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Vocational Support Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$77,091, 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-19, Nays-0

RESOLUTION NO. 388

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF CHILDREN'S HOME OF WYOMING CONFERENCE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH CHILDREN'S HOME OF WYOMING CONFERENCE TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 402 of 2009, authorized and approved renewal of the Children's Home of Wyoming Conference Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$60,885 and authorized an agreement with Children's Home of Wyoming Conference to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides support and respite services to children and families of children who have serious emotional illness, and

WHEREAS, it is desired to renew said program grant in the amount of \$61,389, adopt a program budget and renew the agreement with Children's Home of Wyoming Conference to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$61,389 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Children's Home of Wyoming Conference Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$61,389, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York 13901-1696, to administer the Department of Mental Health's Children's Home of Wyoming Conference Program Grant for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$61,389 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005029.2610294 (Contracted Services-Children's Home of Wyoming Conference), 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-19, Nays-0

RESOLUTION NO. 389

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE FAIRVIEW RECOVERY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH FAIRVIEW RECOVERY SERVICES, INC. TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 401 of 2009, authorized and approved renewal of the Fairview Recovery Services Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$1,328,661 and authorized an agreement with Fairview Recovery Services, Inc. to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides short and long-term residential services and crisis intervention for men and women with alcohol-related problems, and

WHEREAS, it is desired to renew said program grant in the amount of \$1,316,286, adopt a program budget and renew the agreement with Fairview Recovery Services, Inc. to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$928,215 from the New York State Office of Alcoholism & Substance Abuse Services, 1450 Western Avenue, Albany, New York 12203 and \$388,071 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Fairview Recovery Services Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$1,316,286, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Fairview Recovery Services, Inc., 5 Merrick Street, Binghamton, New York 13904 to administer the Department of Mental Health's Fairview Recovery Services Program Grant for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,316,286 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005012.2610295 (Contracted Services-Fairview Recovery 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-19, Nays-0

RESOLUTION NO. 390

By Public Health and Environmental Protection and Finance Committees Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF MENTAL HEALTH ASSOCIATION PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE MENTAL HEALTH ASSOCIATION OF THE SOUTHERN TIER, INC. TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 400 of 2009, authorized and approved renewal of the Mental Health Association Program grant for the Department of Mental Health, adopted a program budget in the amount of \$764,183 and authorized an agreement with the Mental Health Association of the Southern Tier, Inc. to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, the purpose of said program grant is to improve the quality of care available to persons with mental and emotional disabilities, educate the public about the causes, treatments and prevention of mental illness and advocate for changes in law governing the care of the mentally ill, and

WHEREAS, it is desired to renew said grant program in the amount of \$764,183, adopt a program budget and renew the agreement with the Mental Health Association of the Southern Tier, Inc. to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$764,183 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York, 12229, for the Department of Mental Health's Mental Health Association Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$764,183, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Mental Health Association of the Southern Tier, Inc., 153 Court Street, Binghamton, New York 13901, to administer said program for the Department of Mental Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$764,183 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005009.2610296 (Contracted Srvs-MHA), 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-19, Nays-0

RESOLUTION NO. 391

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE YWCA OF BINGHAMTON PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE YWCA OF BINGHAMTON TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 399 of 2009, authorized and approved the Shelter Plus Care Program through the YWCA of Binghamton Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$78,480 and authorized an agreement with the YWCA of Binghamton to administer said program for 2010, and

WHEREAS, said grant program provides funding to cover transitional housing costs for homeless women or women living in emergency shelters within the community, and

WHEREAS, it is desired to renew said grant program in the amount of \$78,480, adopt a program budget and renew the agreement with YWCA of Binghamton to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$78,480 from the United States Department of Housing and Urban Development, Shelter Plus Care Program, Buffalo Office, 465 Main Street, Buffalo, New York 14203-1780, for the Department of Mental Health's 2011 YWCA of Binghamton Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$78,480, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the YWCA of Binghamton, 80 Hawley Street, Binghamton, New York 13901, to administer the YWCA of Binghamton Program, for the Department of Mental Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$78,480 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005034.2610298 (Contracted Srvs-YWCA of Bing.), 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-19, Nays-0

RESOLUTION NO. 392

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE LOURDES HOSPITAL PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LOURDES HOSPITAL FOR 2010

WHEREAS, this County Legislature, by Resolution 465 of 2009, authorized renewal of the Lourdes Hospital Program Grant for the Department of Mental Health, adopted a program budget in the total amount of \$354,999 and authorized an agreement with Lourdes Hospital to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides school based counseling and prevention services to students who are at risk of drug and alcohol use due to personal, school, peer or family problems, who are exhibiting risk-taking behaviors, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$47,760 in grant appropriations and amend the agreement with Lourdes Hospital to reflect an increase of \$47,760, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Lourdes Hospital Program Grant to reflect an increase of \$47,760 for the period January 1, 2010 through December 31, 2010, 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 \$402,759, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 to increase the not to exceed amount by \$47,760 for the period January 1, 2010 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 \$402,759 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 465 of 2009, 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-19, Nays-0

RESOLUTION NO. 393

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH COORDINATED CARE SERVICES, INC. FOR THE QUALITY ASSURANCE AND ACCOUNTABILITY PROJECT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010

WHEREAS, this County Legislature, by Resolution 540 of 2009, authorized the renewal of the Quality Assurance and Accountability Project Program Grant for the Department of Mental

Health, adopted a program budget in the amount of \$290,970 and authorized an agreement with Coordinated Care Services, Inc. to administer said program for the period January 1, 2010 through December 1, 2010 in an amount not to exceed \$278, 373, and

WHEREAS, said program grant provides stronger management and quality assurance capabilities as well as monitoring performance expectations, and

WHEREAS, it is necessary to authorize the amendment of said agreement to reduce the amount paid to Coordinated Care Services from \$278,373 to an amount not to exceed \$253,093 to allow for the expense of the Mental Health Imaging Project, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Coordinated Care Services, Inc., 1099 Jay Street, Rochester, New York 14611, to reduce the not to exceed amount by \$25,280 for management and quality assurance services for the Department of Mental Health for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$253,093, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573.2610283 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 540 of 2009, 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-19, Nays-0

RESOLUTION NO. 394

By Public Health and Environmental Protection, County Administration, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN AGREEMENT WITH E-BIZDOCS FOR SERVICES FOR THE MENTAL HEALTH IMAGING PROJECT FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010-2011

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with E-BizDocs for services for the Mental Health Imaging Project for the Department of Mental Health at a cost not to exceed \$25,280, for the period October 1, 2010 through March 31, 2011, and

WHEREAS, said agreement is necessary for the conversion of data, indexing of data and installation of the system on the County network for the Mental Health Imaging Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with E-BizDocs, Inc., 85 Broadway, Menands, New York, 12204, for services for the Mental Health Imaging Project for the Department of Mental Health for the period October 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$25,280 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573.2610283 (Other Fees for Service), and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 395

By Public Health and Environmental Services and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE SLIDING SCALE FEE SCHEDULE FOR CLINICAL SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH

WHEREAS, this County Legislature, by Resolution 184 of 2002, authorized the establishment of a sliding scale fee schedule for clinical services to self-pay clients for the Department of Mental Health, effective January 1, 2002, and

WHEREAS, said fee schedule ranged from \$5 to \$95, depending on family income and family size, and

WHEREAS, it is necessary to authorize the amendment of the fee schedule to modify the rates of the self-pay sliding scale fee schedule due to the Office of Mental Health set rate for licensed county operated Article 31 clinics with the new fee schedule effective October 1, 2010, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment modifying the sliding scale fee schedule for clinical services to self-pay clients for the Department of Mental Health effective October 1, 2010, attached hereto as Exhibit 'A', and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be made from budget line 26000004.5000120 (Mental Health Fees), and be it

FURTHER RESOLVED, that Resolution 184 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-19, Nays-0

RESOLUTION NO. 396

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN AGREEMENT WITH QUEST DIAGNOSTICS FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF BROOME, CHENANGO AND TIOGA COUNTIES GRANT 2010-2011

WHEREAS, the Director of the Department of Health requests authorization for an agreement with Quest Diagnostics for services for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties Grant at rates set by the New York State Department of Health Upstate Fee Schedule for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said agreement is necessary to provide a regional approach to breast, cervical, colorectal and prostate cancer screening, diagnosis, education, treatment and follow-up to uninsured or under-insured women and men in Broome, Chenango and Tioga Counties, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Quest Diagnostics, 200 Gateway Park Drive, North Syracuse, New York, 13212, for services for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties Grant for the period of April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates set by the New York State Department of Health Upstate Fee Schedule as annexed here to as Exhibit "A", and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413.2510341 (Other Health & Medical Services) for the period April 1, 2010 through June 29, 2010; 25010004.6004406.2510313 (Medical & Hospital Services) for the period April 1, 2010 through March 31, 2011; 25010004.6004413 (Other Health & Medical Services) for the period June 30, 2010 through March 31, 2011, 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-19, Nays-0

RESOLUTION NO. 397

By Public Safety and Emergency Services, Personnel, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE PRE-TRIAL RELEASE PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 482 of 2009, authorized and approved the renewal of the Pre-Trial Release Program Grant for the Department of Probation and adopted a program budget in the amount of \$138,947 for the period January 1, 2010 through December 31, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$147,452 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$37,816 from the New York State Division of Probation and Correctional Alternatives, 80 Wolf Road, Albany, New York 12205, for the Department of Probation's Pre-Trial Release Program for the period January 1, 2011 through December 31, 2011, 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 \$147,452, 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-19, Nays-0

RESOLUTION NO. 398

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE PROBATION ELIGIBLE DIVERSION PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION, ADOPTING A PROGRAM

BUDGET AND RENEWING AN AGREEMENT WITH BI, INC. FOR ELECTRONIC MONITORING SERVICES FOR 2011

WHEREAS, this County Legislature, by Resolution 600 of 2009, authorized and approved the renewal of the Probation Eligible Diversion Program Grant for the Department of Probation, adopted a program budget in the amount of \$66,095 and authorized an agreement with BI, Inc., for electronic monitoring services for the period January 1, 2010 through December 31, 2010, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$75,163, adopt a program budget and renew the agreement with BI Inc. for electronic monitoring services for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$67,590 from the New York State Division of Probation and Correctional Alternatives, 80 Wolf Road, Albany, New York 12205 for the Department of Probation's Probation Eligible Diversion Program Grant for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$75,163, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with BI, Inc., 6400 Lookout Road, Boulder, CO 80301, for electronic monitoring services, for the Department of Probation for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 21010003.6004146.2110059 (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-19, Nays-0

RESOLUTION NO. 399

By Public Safety and Emergency Services, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF ROCKEFELLER DRUG LAW STIMULUS FUNDING PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2011

WHEREAS, this County Legislature, by Resolution 609 of 2009, authorized and approved acceptance of the Rockefeller Drug Law Stimulus Funding Program Grant for the Department of Probation and adopted a program budget in the amount of \$176,000 for the period October 1, 2009 through September 30, 2011, and

WHEREAS, said program grant provides funding for investigation and supervision of the new drug offense cases provided through the American Recovery and Reinvestment Act (ARRA), through a sub-allocation of the Federal Byrne Grant from the New York State Department of Criminal Justice Services to the New York State Division of Probation and Correctional Alternatives, and

WHEREAS, it is necessary at this time to revise said program to reflect a reallocation of grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Rockefeller Drug Law Stimulus Funding Program Grant to reflect a reallocation of grant appropriations for the period October 1, 2009 through September 30, 2011, 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 \$176,000, and be it

FURTHER RESOLVED, that Resolution 609 of 2009, 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-19, Nays-0

RESOLUTION NO. 400

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CHILD CARE AND DEVELOPMENT BLOCK GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 415 of 2009, authorized and approved renewal of the Child Care and Development Block Grant for the Department of Social Services and adopted a program budget in the amount of \$4,607,896 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides funds for child care subsidies to low income families and for activities related to improving the quality and availability of child day care services, and

WHEREAS, it is desired to renew said program grant in the amount of \$3,719,348 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,719,348 from the New York State Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144, for the Department of Social Services Child Care and Development Block Grant for the period October 1, 2010 through September 30, 2011, 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 \$3,719,348, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and allocate additional Child Care and Development Block Grant funds as may be allocated by New York State Office of Temporary and Disability Assistance for the period October 1, 2010 through

September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 401

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 416 of 2009, authorized and approved renewal of the Food Stamp Employment and Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$193,610 for the period October 1, 2009 through September 30, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$167,400 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$167,400 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001, for the Department of Social Services' Food Stamp Employment and Training Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$167,400, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and allocate additional Food Stamp Employment and Training funds as may be allocated by New York State Office of Temporary and Disability Assistance for the period October 1, 2010 through September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 402

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 427 of 2009, as amended by Resolution 173 of 2010, authorized and approved renewal of the Home Energy Assistance Program (HEAP) Grant for the Department of Social Services and adopted a program budget in the amount of \$707,457, which was increased to \$708,957 as authorized in Resolution 427 of 2009, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides low income households with assistance for energy costs, and

WHEREAS, it is desired to renew said program grant in the amount of \$505,831 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$505,831 from the Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243 for the Department of Social Service's Home Energy Assistance Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$505,831, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and allocate additional Home Energy Assistance Program funds as may be allocated by New York State Office of Temporary and Disability Assistance for the period October 1, 2010 through September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 403

By Public Works Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT WITH NEW YORK STATE ELECTRIC AND GAS (NYSEG) IN CONNECTION WITH PROVIDING ELECTRIC SERVICE TO THE SECTION IV SCALE HOUSE

WHEREAS, the Broome County Public Works Division of Solid Waste is involved in building interior roads and a new scale house in Section IV of the Broome County Landfill, and

WHEREAS, it is necessary to provide electric service for the Section IV scale house, and

WHEREAS, NYSEG in connection with installing the service line requires an easement along the access road to the Section IV scale house, and

WHEREAS, the Deputy Commissioner of Public Works for Solid Waste Management has requested authorization to enter into an agreement with NYSEG in connection with installing an electric service for the Section IV scale house, and

WHEREAS, the Commissioner of Public Works has determined that granting this easement is necessary to complete the project, now, therefore, be it

RESOLVED, that in consideration of NYSEG installing an electric service to the scale house in Section IV, this County Legislature hereby grants an easement to New York State Electric and Gas Corporation (NYSEG), 18 Link Drive, Kirkwood, New York, running through land owned by Broome County north of Dunham Hill Road in the Towns of Nanticoke and Barker as more fully described in a map and property description referred to as Exhibit "A", annexed hereto, 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-19, Nays-0

RESOLUTION NO. 404

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE YOUTH TOBACCO ENFORCEMENT AND PREVENTION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 408 of 2009, as amended by Resolution 162 of 2010, 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 amount of \$60,311 for the period October 1, 2009 through September 30, 2010, and

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

WHEREAS, it is desired to renew said program grant for the Department of Health in the amount of \$55,305, for the period October, 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,305 from New York State Department of Health, Bureau of Community Sanitation and Food Protection, Flannigan Square, 547 River Street, Troy, New York 12180 for the Department of Health's Youth Tobacco Enforcement and Prevention Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$55,305, 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-19, Nays-0

RESOLUTION NO. 405

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE ENHANCED WATER SUPPLY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 70 of 2010, authorized and approved renewal of the Enhanced Water Supply Program Grant for the Department of Health and adopted a program budget in the amount of \$130,580 for the period April 1, 2010 through March 31, 2011, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$10,193 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Enhanced Water Supply Program Grant to reflect an increase of \$10,193 for the period April 1, 2010 through March 31, 2011, 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 \$140,773, and be it

FURTHER RESOLVED, that Resolution 70 of 2010, 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-19, Nays-0

RESOLUTION NO. 406

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN AGREEMENT WITH MONA WYSOCKI FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF HEALTH'S PRESCHOOL EDUCATION PROGRAM FOR 2010-2012

WHEREAS, the Director of Public Health requests authorization for an agreement with Mona Wysocki, SLP, CCC for professional services for the Department of Health's Preschool Education Program at rates set by the New York State Department of Health and the Broome County Health Department for the period October 1, 2010 through June 30, 2012, and

WHEREAS, said agreement is necessary for speech evaluations and services for the Preschool Education Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mona Wysocki, SLP, CCC, 37 Newman Avenue, Binghamton, New York 13901 for professional services for the Department of Health's Preschool Education Program for the period October 1, 2010 through June 30, 2012, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various, 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-19, Nays-0

RESOLUTION NO. 407

By Finance, Personnel, and Public Health and Environmental Protection Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2010-2011 Child Fatality Review Team Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
From:	25010004	6001001	2510354	Salaries Part Time	\$ 9,450
	25010004	6004012	2510354	Office Supplies	\$ 3,132
	25010004	6004100	2510354	Postage & Freight	\$ 350
	25010004	6004137	2510354	Advertising & Promo	\$ 8,000
	25010004	6004160	2510354	Mileage and Parking	\$ 500
	25010004	6004162	2510354	Education & Training	\$ 1,250
	25010004	6004615	2510354	Gasoline Chargeback	\$ 150
	25010004	6004616	2510354	Fleet Svc Chargeback	\$ 150
	25010004	6004617	2510354	Duplicating/Printing Chgbk	\$ 1,942
	25010004	6004618	2510354	Office Supplies Chgbk	\$ 450
	25010004	6004626	2510354	Transportation Svcs. Chgbk	\$ 150
	25010004	6008001	2510354	State Retirement	\$ 902
	25010004	6008002	2510354	Social Security	\$ 723
	25010004	6008004	2510354	Workers Comp	\$ 143
	25010004	6008006	2510354	Life Insurance	\$ 5
	25010004	6008007	2510354	Health Insurance	\$ 4,543
	25010004	6008010	2510354	Disability Insurance	\$ 37
	25010004	6008011	2510354	Unemployment Insurance	\$ 198
				Total	\$32,075
TO:	25010004	6004138	2510354	Other Operational Exp	\$ 2,050
	25010004	6004146	2510354	Subcontracted Prog Exp	\$ 1,059
	25010004	6004147	2510354	Other Program Exp	\$ 4,300
	25010004	6004161	2510354	Travel Hotel & Meals	\$ 812
	25010004	6004610	2510354	Personal Svc. Chgbk	\$23,854
				Total	\$32,075

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Traffic Safety Program Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
From:	25010004	6001000	2510344	Salaries, Full Time	\$ 590
	25010004	6004161	2510344	Travel Hotel & Meals	\$ 400
	25010004	6004615	2510344	Gas Chargeback	\$ 140

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	25010004	6004617	2510344	Duplicating & Printing Chgbk	\$ 115
	25010004	6004626	2510344	Transportation Svcs.	\$ 50
	25010004	6008001	2510344	State Retirement	\$ 728
	25010004	6008002	2510344	Social Security	\$ 120
	25010004	6008004	2510344	Worker's Comp	\$ 32
	25010004	6008006	2510344	Life Insurance	\$ 5
				Total	\$ 2,180
To:	25010004	6004160	2510344	Mileage & Parking Local	\$ 83
	25010004	6004162	2510344	Education & Training	\$ 100
	25010004	6004606	2510344	Telephone Billing Chgbk	\$ 320
	25010004	6004609	2510344	Data Processing Chgbk	\$ 1,358
	25010004	6004616	2510344	Fleet Svc. Chgbk	\$ 87
	25010004	6008007	2510344	Health Insurance	\$ 223
	25010004	6008010	2510344	Disability	\$ 9
				Total	\$ 2,180

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Early Intervention Administration Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
From:	25010004	6001001	2510349	Salaries Part Time	\$13,246
	25010004	6008001	2510349	State Retirement	\$ 971
	25010004	6008002	2510349	Social Security	\$ 389
	25010004	6008006	2510349	Life Insurance	\$ 9
	25010004	6008007	2510349	Health Insurance	\$ 2,688
	25010004	6008010	2510349	Disability	\$ 19
				Total	\$17,322
To:	25010004	6001002	2510349	Salaries Temporary	\$10,161
	25010004	6001003	2510349	Salaries Overtime	\$ 2,432
	25010004	6004610	2510349	Personal Svcs. Chgbk	\$ 4,492
	25010004	6008004	2510349	Workers Comp	\$ 237
				Total	\$17,322

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Children with Special Health Care Needs Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
From:	25010004	6001001	2510350	Salaries Part Time	\$ 123
	25010004	6004045	2510350	Training & Educational Supp	\$ 1,783
	25010004	6008001	2510350	State Retirement	\$ 301
	25010004	6008002	2510350	Social Security	\$ 103
	25010004	6008004	2510350	Workers Comp	\$ 6
	25010004	6008006	2510350	Life Insurance	\$ 1
				Total	\$ 2,317
To:	25010004	6008007	2510350	Health Insurance	\$ 2,309
	25010004	6008010	2510350	Disability Insurance	\$ 8
				Total	\$ 2,317

Carried. Ayes-19, Nays-0

RESOLUTION NO. 408

By Public Health and Environmental Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE CITY OF BINGHAMTON FOR SERVICES IN CONNECTION WITH THE DEPARTMENT OF HEALTH'S BUILDING A HEALTHY NATION: STRATEGIC ALLIANCE FOR HEALTH CDC GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 557 of 2009, as amended by Resolution 149 of 2010, authorized an agreement with the City of Binghamton for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant at an amount not to exceed \$11,175 for the period November 20, 2009 through September 29, 2010, and

WHEREAS, said agreement is necessary to perform built environment activities associated with increasing physical activity levels in the community and function as a designated worksite to implement policies, systems and environmental changes that will increase employee health and wellness and decrease costs associated with health care, and

WHEREAS, said agreement expires by its terms on September 29, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$10,000, for the period November 20, 2010 through September 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the City of Binghamton, 38 Hawley Street, Binghamton, New York 13901 for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant for the period September 30, 2010 through September 29, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510373 (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-19, Nays-0

RESOLUTION NO. 409

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE BINGHAMTON CITY SCHOOL DISTRICT FOR SERVICES IN CONNECTION WITH THE DEPARTMENT OF HEALTH'S BUILDING A HEALTHY NATION: STRATEGIC ALLIANCE FOR HEALTH CDC GRANT FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 529 of 2009, authorized an agreement with the Binghamton City School District for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant at a cost not to exceed \$15,000 for the period November 20, 2009 through September 29, 2010, and

WHEREAS, said agreement is necessary to coordinate nutrition and physical education intervention strategies that will result in policy, systems and environmental changes to ultimately increase student health status, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$4,212 to cover costs for additional learning in motion trainings, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Binghamton City School District, 98 Oak Street, Binghamton, New York 13901 to increase the not to exceed amount by \$4,212 to cover costs for additional learning in motion trainings in connection with the Department of Health's Building a Healthy Nation:

Strategic Alliance for Health CDC Grant for the period November 20, 2009 through September 29, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$19,212, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510342 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 529 of 2009, 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-19, Nays-0

RESOLUTION NO. 410

By Public Health and Environmental Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE BINGHAMTON CITY SCHOOL DISTRICT FOR SERVICES IN CONNECTION WITH THE DEPARTMENT OF HEALTH'S BUILDING A HEALTHY NATION: STRATEGIC ALLIANCE FOR HEALTH CDC GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 529 of 2009, as amended by companion resolution, authorized an agreement with the Binghamton City School District for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant at an amount not to exceed \$19,212 for the period November 20, 2009 through September 29, 2010, and

WHEREAS, said agreement is necessary to perform built environment activities associated with increasing physical activity levels in the community and function as a designated worksite to implement policies, systems and environmental changes that will increase employee health and wellness and decrease costs associated with health care, and

WHEREAS, said agreement expired by its terms on September 29, 2011, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$15,000, for the period September 30, 2010 through September 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Binghamton City School District, 98 Oak Street, Binghamton, New York 13901 for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant for the period September 30, 2010 through September 29, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor an amount not to exceed \$15,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510373 (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-19, Nays-0

RESOLUTION NO. 411

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE INMATE STD TESTING/JAIL PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 327 of 2009, authorized renewal of the Inmate STD Testing/Jail Program Grant for the Department of Health and adopted a program budget in the amount of \$49,645 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides STD/HIV education, testing and treatment of inmates at the Broome County Correctional Facility, and

WHEREAS, it is desired to renew said program grant in the amount of \$63,415 for the period of January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$63,415 from the Broome County Correctional Facility, 155 Lt. VanWinkle Drive, PO Box 2047, Binghamton, New York 13902-2047, for the Department of Health's Inmate STD Testing/Jail Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$63,415, 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-19, Nays-0

RESOLUTION NO. 412

By Public Health and Environmental Protection, Personnel, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE TRAFFIC SAFETY AWARENESS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 410 of 2009, as amended by Resolution 616 of 2009, authorized and approved renewal of the Traffic Safety Awareness Program Grant for the Department of Health and adopted a program budget in the amount of \$71,480 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant supports local programs, public education events and activities designed to reduce mortality and morbidity related to traffic accidents, and

WHEREAS, it is desired to renew said program grant in the amount of \$71,480 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$71,480 from New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Room 414, Albany, New York 12228 for the Department of Health's Traffic Safety Awareness Program Grant, for the period October 1, 2010 through September 30, 2011, 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 \$71,480, 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-19, Nays-0

RESOLUTION NO. 413

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CHILD PASSENGER SAFETY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by 559 of 2009, authorized and approved the Child Passenger Safety Program Grant for the Department of Health and adopted a program budget in the amount of \$3,424 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said programs goal is to increase the proper use and installation of child safety seats and allow low income families access to child safety seats with proper installation, and

WHEREAS, it is desired to renew said program grant in the amount of \$5,000 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,000 from the New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Room 414, Albany, New York 12228 for the Department of Health's Child Passenger Safety Program for the period October 1, 2010 through September 30, 2011, 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 \$5,000, 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-19, Nays-0

RESOLUTION NO. 414

By Public Health and Environmental Protection, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CHILDREN WITH SPECIAL HEALTH CARE NEEDS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 405 of 2009, as amended by Resolution 171 of 2010, authorized and approved renewal of the Children with Special Health Care Needs Program Grant for the Department of Health and adopted a program budget in the amount of \$26,967 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides aid for children with developmental delays and disabilities whose families meet income criteria based upon Federal poverty guidelines, refers families without health insurance to public health insurance programs, and provides information regarding available services for children with special needs, and

WHEREAS, it is desired to renew said program grant in the amount of \$26,270 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$26,270 from New York State Department of Health, Division of Family Health-Fiscal Unit, Corning Tower, Empire State Plaza, Albany, New York 12237-0657, for the Department of Health's Children with Special Health Care Needs Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$26,270, 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-19, Nays-0

RESOLUTION NO. 415

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE EARLY INTERVENTION ADMINISTRATION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 406 of 2009 authorized and approved renewal of the Early Intervention Administration Program Grant for the Department of Health and adopted a program budget in the amount of \$122,101, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant identifies and registers infants and children with suspected disabilities and developmental delays and refers them to the Early Intervention Program to ensure they are provided with appropriate services, and

WHEREAS, it is desired to renew said program grant in the amount of \$122,101 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$122,101 from New York State Department of Health, Division of Family Health-Fiscal Unit, Corning Tower, Empire State Plaza, Albany, New York 12237-0657 for the Department of Health's Early Intervention Administration Program Grant for the period October 1, 2010 through September 30, 2011 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 \$122,101, 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-19, Nays-0

RESOLUTION NO. 416

By Finance, Public Works and Transportation and Rural Development Committees
Seconded by Mr. Herz

RESOLUTION AMENDING THE 2010 CAPITAL IMPROVEMENT PROGRAM FOR AIRPORT SECURITY UPGRADE PROJECT

RESOLVED, that the 2010 Capital Improvement Program is hereby amended to create a new project for the Department of Aviation as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County*</u>
2830034	Airport Security Upgrades	\$160,000	\$	\$	\$160,000

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2010	10	14	\$0	0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>
			<u>State</u>	<u>Federal/Other</u>	<u>County*</u>	
2830034	Airport Security Upgrades	\$303,777	\$	\$	\$303,777	

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2010	10	14	\$0	0

*County's portion funded by Passenger Facility Charge funds 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 Fund to provide sufficient cash to proceed and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 417

By Public Health and Environmental Protection, Personnel, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 409 of 2009, as amended by Resolutions 169 and 220 of 2010, authorized and approved renewal of the Women, Infants, and Children's Program Grant for the Department of Health and adopted a program budget in the amount of \$1,084,395, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program provides quality nutrition education and services, child growth monitoring, breastfeeding promotion and education, substance abuse screening and referral, smoking cessation counseling, access to maternal prenatal, and pediatric health-care services and a monthly nutritious food package, and

WHEREAS, it is desired to renew said program grant in the amount of \$1,159,002 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,159,002 from New York State Department of Health, 217 South Salina Street, Syracuse, New York 13202 for the Department of Health's Women, Infants, and Children's Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$1,159,002, 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-19, Nays-0

RESOLUTION NO. 418

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES HRI GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 342 of 2009, as amended by Resolution 215 of 2010, authorized and approved renewal of the Cancer Services Program of Chemung and Schuyler Counties HRI Grant for the Department of Health and adopted a program budget in the amount of \$41,989 for the period of June 30, 2009 to June 29, 2010, and

WHEREAS, said program grant provides early screening and detection of breast and cervical cancer to uninsured and under-served individuals in Chemung and Schuyler Counties, and

WHEREAS, it is desired to renew said program grant in the amount of \$29,235 for the period of June 30, 2010 to June 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$29,235 from Health Research Inc., Riverview Center, 150 Broadway-Suite 560, Menands, New

York 12204 for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties HRI Grant for the period June 30, 2010 through June 29, 2011, 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 \$29,235, 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-19, Nays-0

RESOLUTION NO. 419

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF BROOME, CHENANGO AND TIOGA COUNTIES HRI GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 341 of 2009, authorized and approved renewal of the Cancer Services Program of Broome, Chenango and Tioga Counties HRI Grant for the Department of Health and adopted a program budget in the amount of \$118,883 for the period of June 30, 2009 to June 29, 2010, and

WHEREAS, said program grant provides early screening and detection of breast and cervical cancer to uninsured and under-served individuals in Broome, Chenango and Tioga Counties, and

WHEREAS, it is desired to renew said program grant in the amount of \$78,321 for the period of June 30, 2010 to June 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$78,321 from Health Research Inc., Riverview Center, 150 Broadway-Suite 560, Menands, New York 12204 for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties HRI Grant for the period June 30, 2010 through June 29, 2011, 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 \$78,321, 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-19, Nays-0

RESOLUTION NO. 420

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF HEALTHY FAMILIES NEW YORK: HEALTHY FAMILIES BROOME PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LOURDES HEALTH CARE SYSTEM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 165 of 2010, authorized the Healthy Families New York: Healthy Families Broome Program Grant for the Department of Health, adopted a program budget in the total amount of \$484,683 and authorized an agreement with Lourdes Health Care System to administer said program for the period July 1, 2010 through June 30, 2011, and

WHEREAS, said program grant is designed to prevent child abuse and neglect and promote positive outcomes for young children and their families through home visiting services, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$56,766 in grant appropriations and amend the agreement with Lourdes Health Care System to reflect an increase of \$51,792, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Healthy Families New York: Healthy Families Broome Program Grant to reflect an increase in the amount of \$56,766 for the period July 1, 2010 through June 30, 2011, 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 \$541,449, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Health Care System, 219 Front Street, Binghamton, New York 13905 to reflect an increase of \$51,792, for services related to the Department of Health's Healthy Families New York: Healthy Families Broome Program Grant for the period July 1, 2010 through June 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$373,931 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 165 of 2010, 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-19, Nays-0

RESOLUTION NO. 421

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CHILDHOOD LEAD POISONING PREVENTION PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 68 of 2010, as amended by Resolution 214 of 2010, authorized and approved renewal of the Childhood Lead Poisoning Prevention Program Grant for the Department of Health and adopted a program budget in the amount of \$34,851 for the period April 1, 2010 through September 30, 2010, and

WHEREAS, said program grant provides for the 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 desired to renew said program grant in the amount of \$69,702 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$69,502 from the New York State Department of Health, Bureau of Child and Adolescent Health, Tower Building, Empire State Plaza, Albany, New York 12237, for the Department of Health's Childhood Lead Poisoning Prevention Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$69,702, and be it

FURTHER RESOLVED, the Broome County Health Department is authorized to accept and allocate additional Childhood Lead Poisoning Prevention funds as may be allocated by New York State for the period October 1, 2010 through September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 422

By Public Health and Environmental Protection, Personnel, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE PRIMARY PREVENTION OF CHILDHOOD LEAD PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 407 of 2009, as amended by Resolution 166 of 2010, authorized and approved renewal of the Primary Prevention of Childhood Lead Program Grant for the Department of Health and adopted a program budget in the amount of \$294,548 for the period October 1, 2009, through September 30, 2010, and

WHEREAS, said program grant will develop a primary prevention program designed to eliminate or reduce the source of lead paint before it is ingested by children, and

WHEREAS, it is desired to renew said program grant in the amount of \$315,060 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$315,060 from New York State Department of Health, Bureau of Community Sanitation and Food Protection, Flannigan Square, Room 55, 547 River Street, Troy, New York 12180, for the Department of Health's Primary Prevention of Childhood Lead Program Grant, for the period October 1, 2010 through September 30, 2011, 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 \$315,060, 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-19, Nays-0

RESOLUTION NO. 423

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING ACCEPTANCE OF THE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Director of Public Health requests authorization to accept a Division of Homeland Security and Emergency Services Program Grant and adopt a program budget in the amount of \$37,190 for the period August 10, 2010 through August 9, 2011, and

WHEREAS, said program grant will support development and revisions of emergency response plans designed to address communicable disease outbreaks, biological, chemical and radiological acts of terrorism and other emergency events, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$37,190 from the Division of Homeland Security and Emergency Services, 1220 Washington Avenue, State Office Campus, Building 7A Suite 710, Albany, New York 12242 for the Department of Health's Division of Homeland Security and Emergency Services Program Grant for the period August 10, 2010 through August 9, 2011, 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 \$37,190, 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-19, Nays-0

RESOLUTION NO. 424

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS AND RESPONSE TO BIOTERRORISM PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 291 of 2010, authorized and approved renewal of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant for the Department of Health and adopted a program budget in the amount of \$57,996 for the period August 10, 2010 through August 9, 2011, and

WHEREAS, said program grant is designed to develop and assist in the implementation of response plans that address all forms of communicable disease outbreaks and terrorist threats including biological, chemical, and radiological, to include training, functional drills/exercises, refinement of redundant communication/technology infrastructure, community training, and continuity of operations among other required deliverables, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$35,305 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant to reflect an increase of \$35,305 for the period August 10, 2010 through August 9, 2011, 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 \$93,301, and be it

FURTHER RESOLVED, that Resolution 291 of 2010, 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-19, Nays-0

RESOLUTION NO. 425

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE MEDICAID TECHNOLOGIES ENHANCEMENT PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 565 of 2009 as amended by Resolution 15 of 2010, authorized and approved renewal of the Medicaid Technologies Enhancement Program Grant for the Department of Social Services and adopted a program

budget in the amount of \$8,774,682 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides timely and appropriate Medicaid eligibility determinations, to conduct managed care activities, disability determinations, provide Medical transportation, dental case management, monitor family type homes and image medical records, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$24,800 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Medicaid Technologies Enhancement Program Grant to reflect an increase of \$24,800 for the period January 1, 2010 through December 31, 2010, 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 \$8,799,482, and be it

FURTHER RESOLVED, that Resolution 565 of 2009 and Resolution 15 of 2010, 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-19, Nays-0

RESOLUTION NO. 426

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE RAPID RE-HOUSING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE MENTAL HEALTH ASSOCIATION OF THE SOUTHERN TIER FOR 2009-2012

WHEREAS, this County Legislature, by Resolution 373 of 2009, authorized the Rapid Re-housing Program Grant for the Department of Social Services, adopted a program budget in the total amount of \$698,555 and authorized an agreement with Coordinated Care Services, Inc., and the Mental Health Association of the Southern Tier to administer said program for the period September 15, 2009 through September 15, 2012, and

WHEREAS, said program grant provides case management and outreach services including client financial assistance and help with administrative duties, including on-site reviews, data collection and evaluation, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$75,021 in grant appropriations and amend the agreement with the Mental Health Association of the Southern Tier to reflect an increase of \$75,021, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Rapid Re-Housing Program Grant to reflect an increase of \$75,021 for the period September 15, 2009 through September 15, 2012, 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 \$773,576, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Mental Health Association of the Southern Tier, 153 Court Street, Binghamton, New York 13901, to reflect an increase of \$75,021 for the Department of Social Services Rapid Re-housing Program Grant for the period September 15, 2009 through September 15, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$737,576 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 373 of 2009, 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-19, Nays-0

RESOLUTION NO. 427

By Finance and Personnel Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH AETNA FOR ADMINISTRATION OF THE MEDICARE ADVANTAGE HEALTH PLAN FOR THE OFFICE OF RISK AND INSURANCE FOR 2011

WHEREAS, this County Legislature, by Resolution 603 of 2009, authorized renewal of the agreement with Aetna for administration of the Medicare Advantage Health Plan for the Office of Risk and Insurance at an amount not to exceed \$58,000 per month for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for the Medicare Advantage Health Plan for Medicare-eligible retirees who were previously insured with RMSCO, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$60,500 per month, for the period January 1, 2011 through December 31, 2011 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Aetna, 1000 Middle Street, Middletown, Connecticut 06457 for administration of the Medicare Advantage Health Plan for the Office of Risk and Insurance for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$50 per person, total amount not to exceed \$60,500 per month for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18010001.6004211.2090 (Part C Premiums), 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-19, Nays-0

RESOLUTION NO. 428

By Finance and Transportation and Rural Development Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING AN AGREEMENT WITH MARSH USA, INC. FOR LIABILITY INSURANCE FOR THE OFFICE OF RISK AND INSURANCE FOR 2010-2011

WHEREAS, the Manager of Risk and Insurance requests authorization for an agreement with Marsh USA, Inc., for liability insurance at a cost not to exceed \$34,300, for the period October 1, 2010 through October 1, 2011, and

WHEREAS, said agreement is necessary for an airport premises liability policy, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Marsh, USA, Inc., 507 Plum Street, Suite 110, Syracuse, New York 13204 for liability insurance for the Office of Risk and Insurance for the period October 1, 2010 through October 1, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$34,300 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201.2090 (Insurance Premiums), 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-19, Nays-0

RESOLUTION NO. 429

By Finance Committee Seconded by Mr. Moran
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TOSKI SCHAEFFER & CO., P.C. FOR AUDIT SERVICES FOR THE OFFICE OF RISK AND INSURANCE FOR 2006-2010

WHEREAS, this County Legislature, by Resolution 704 of 2007, authorized an agreement with Toski, Schaeffer & Co., P.C. for audit services for the Office of Risk and Insurance at a cost not to exceed \$30,000 for the period January 1, 2006 through December 31, 2010, and

WHEREAS, said agreement is necessary to audit the Broome County 457 Deferred Compensation Plan, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2011 at no additional cost to the County, and

WHEREAS, the Manager of Risk and Insurance 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 Toski, Schaeffer & Co., P.C., 555 International Drive, Williamsville, New York 14221 to extend the period through December 31, 2011 at no additional cost to the County for audit services for the Office of Risk and Insurance, and be it

FURTHER RESOLVED, that Resolution 704 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-19, Nays-0

RESOLUTION NO. 430

By Public Health and Environmental Protection, and Transportation and Rural Development Committees Seconded by Mr. Whalen

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO A GENERIC LEASE OF OIL AND NATURAL GAS MINERAL RIGHTS ON COUNTY OWNED LAND

WHEREAS, the County of Broome owns substantial acreage in the County which is suitable for oil and natural gas exploration, and

WHEREAS, the County of Broome is seeking to lease more than 100 acres of County property for oil and natural gas exploration and extraction, and

WHEREAS, it has been determined that a potential lease of more than 100 acres of mineral rights is a Type 1 action subject to the requirements of the New York State Environmental Quality Review Act (SEQRA), and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, under Article 23 of the Environmental Conservation Law, of the State of New York, the laws and regulations of the state supersede all local laws and ordinances relating to the regulation of the oil, gas and solution mining industries, except jurisdiction over local roads and the rights of local governments under the Real Property Law, and

WHEREAS, the NYS Department of Environmental Conservation (DEC) has already prepared a [Generic Environmental Impact Statement](#) (GEIS) under SEQRA to provide a comprehensive review of the potential environmental impacts of oil and natural gas drilling and production and how they are mitigated; and the DEC is currently preparing a supplemental GEIS to assess issues unique to horizontal drilling and high-volume hydraulic fracturing of the Marcellus and other low permeability reservoirs, and

WHEREAS, there are certain terms and conditions that will be part of any lease of county mineral rights constituting a "generic lease" to wit: Any such lease of these rights will describe the leased premises (a full listing of the county owned land to be leased is annexed); prohibit surface activity on county owned parkland and the impoundment areas of county Watershed Management Unit; prohibit surface activity on those portions of the Broome County Landfill that have been or are being used for landfilling of municipal solid waste; and prohibit surface activity on those portions of the Binghamton Regional Airport subject to avigational easements and used for aviation purposes. Any such lease will state that prior to the commencement of any activity by the lessee on the leased premises in connection with the exploration and extraction of oil and natural gas from the leased premises the lessee must first obtain a permit from the New York State Department of Environmental Conservation. Each lease will state that the county will grant rights of ingress and egress to conduct operations and install gathering line pipelines subject to the approval by and regulations of the New York State Public Service Commission and/or the DEC. The location of any surface activity in connection with the lease of mineral rights must be approved in advance by Broome County. In addition each lease shall state that the operation by the Lessee of overweight trucks on county roads will be subject to Chapter 100 of the Broome County Charter and Code; and

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

WHEREAS, Broome County is the only involved agency with respect to the action, and

WHEREAS, the Commissioner of Public Works has prepared Part I of the long form Environmental Assessment Form in connection with the environmental review of the terms of the generic lease which is annexed hereto, and

WHEREAS, the Commissioner of Public Works has requested that this County Legislature declare itself the lead agency in connection with the environmental review of the proposed action, now, therefore, be it

RESOLVED, that this County Legislature hereby declares lead agency status with respect to the environmental review of a generic lease of the oil and natural gas mineral rights on county owned real property.

Heldover by Mr. Whalen

RESOLUTION NO. 431

By Economic Development and Planning and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING ACCEPTANCE OF THE WIA NATIONAL EMERGENCY PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Director of Employment and Training requests authorization to accept a WIA National Emergency Program Grant and adopt a program budget in the amount of \$103,237 for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said program grant provides training and services to long-term unemployed workers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$103,237 from the New York State Department of Labor, State Office Building Campus, Albany, New York 12240 for the Office of Employment and Training's WIA National Emergency Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$103,237, 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-19, Nays-0

RESOLUTION NO. 432

By Finance Committee Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH MARSH USA FOR INSURANCE COVERAGE FOR BROOME COUNTY FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 457 of 2009, authorized renewal of the agreement with MARSH USA for insurance coverage for County-owned property, boiler and machinery, and inland marine at an amount not to exceed \$190,000 for the period October 2, 2009 through October 1, 2010, and

WHEREAS, said services are necessary to procure insurance for County-owned property, and

WHEREAS, said agreement expires by its terms on October 1, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$175,000, for the period October 2, 2010 through October 1, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Marsh USA, P.O. Box 4988, Syracuse, New York 13221-4988, for insurance coverage for County-owned property, boiler and machinery, and inland marine for the period October 2, 2010 through October 1, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$175,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201.2090 (Insurance Premiums), 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-19, Nays-0

RESOLUTION NO. 433

By Personnel, Public Safety and Emergency Services, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY SHERIFF'S OFFICE

RESOLVED, that in accordance with a request contained in PCR# 10-215 from the Sheriff's Office, this County Legislature hereby authorizes the creation of Correction Officer, Grade n/a, Union Code 05 AFSCME, minimum salary \$37,854, at budget line 23020403.6001000.2310088, effective October 04, 2010.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 434

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

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR BROOME COUNTY SHERIFF'S OFFICE

RESOLVED, that in accordance with a request from the Broome County Sheriff, in order to maximize funds for 2010 SCAAP Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	23020403	6004161	2310084	Travel, Hotel & Meals	\$ 3,000
TO:	23020403	6001003	2310084	Salaries, Overtime	\$ 3,000

Carried. Ayes-19, Nays-0

RESOLUTION NO. 435

By Economic Development and Planning and Finance Committees Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT BETWEEN THE TOWN OF UNION AND BROOME COUNTY TO ACCEPT FUNDING AND AUTHORIZING THE TRANSFER OF FUNDS FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2010-2011

WHEREAS, the Deputy County Executive requests authorization for an intermunicipal agreement between the Town of Union and Broome County to accept funding in the amount of \$10,000 and transfer \$25,000 from the Brownfield reserve account to the Brownfield Remediation account, for the Department of Planning and Economic Development, for the period October 1, 2010 through December 31, 2011, and

WHEREAS, said agreement and transfer of funds is necessary to develop a National Register Multiple Resource Survey for tax benefit opportunities for the industrial properties of Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement between the Town of Union and Broome County to accept funding in the amount of \$10,000 for the Department of Planning and Economic Development, for the period October 1, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that the funds from the Town of Union hereinabove authorized shall be credited to budget line 90000099.6005035.1010 (Brownfield Remediation), and be it

FURTHER RESOLVED, in order to provide funds for The National Register Multiple Resource Survey, this County Legislature hereby authorizes the Commissioner of Finance to transfer \$25,000 from budget line 5000561 (Brownfield Reserve) to 6005035 (Brownfield Redevelopment), 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-19, Nays-0

RESOLUTION NO. 436

By Public Works and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH JENNINGS ENVIRONMENTAL MANAGEMENT, INC. FOR AIR QUALITY MONITORING SERVICES FOR DEPARTMENT OF PUBLIC WORKS FOR 2009-2011

WHEREAS, this County Legislature pursuant to Resolution No. 726 of 2008 authorized an agreement with Jennings Environmental Management, Inc. for air quality monitoring services for the Department of Public Works, at rates as shown on Exhibit "A", total amount not to exceed \$450,000 for the period January 1, 2009 through December 31, 2011, and

WHEREAS, said services are necessary to provide air quality monitoring services on an "as needed" basis for the Department of Public Works, and

WHEREAS, due to unforeseen environmental air quality monitoring requirements it is necessary to amend said agreement to increase the not to exceed amount by \$200,000 for, now, therefore, be it

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Jennings Environmental Management, Inc., 63 Carroll Street, Binghamton, New York 13901, for air quality monitoring services, for the Department of Public Works for the period January 1, 2009 through December 31, 2011 to increase the not to exceed amount during the term of the agreement by \$200,000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$650,000, for the term of the agreement, and be it

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

FURTHER RESOLVED, that Resolution 726 of 2008, 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-19, Nays-0

RESOLUTION NO. 437

By Finance, Personnel and Public Health and Environmental Protection Committees
 Seconded by Mr. Moran

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FOR THE DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2010 Childhood Lead Poisoning Prevention Program Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001001	2510357	Salaries, Part Time	\$ 294
	25010004	6004045	2510357	Educational Materials	\$ 60
	25010004	6004061	2510357	Environmental Health Supp.	\$ 300
	25010004	6004161	2510357	Travel Hotel & Meals	\$ 185
	25010004	6008001	2510357	State Retirement	\$ 37

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	25010004	6008011	2510357	Unemployment Insurance	\$ 216
				Total	\$ 1,092
TO:	25010004	6004012	2510357	Office Supplies	\$ 75
	25010004	6004100	2510357	Postage and Freight	\$ 100
	25010004	6004402	2510357	Laboratory Services	\$ 25
	25010004	6004605	2510357	County Attorney Chgbk	\$ 200
	25010004	6004615	2510357	Gasoline Chargeback	\$ 60
	25010004	6004617	2510357	Duplicating/Printing Chgbk	\$ 85
	25010004	6008007	2510357	Health Insurance	\$ 547
				Total	\$ 1,092

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Primary Prevention of Childhood Lead Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001000	2510348	Salaries, Full Time	\$ 8,571
	25010004	6001001	2510348	Salaries, Part Time	\$ 7,368
	25010004	6004146	2510348	Subcontracted Program Exp	\$ 3,198
	25010004	6004147	2510348	Other Program Expense	\$ 1,000
	25010004	6004402	2510348	Laboratory Services	\$ 2,500
	25010004	6004610	2510348	Personal Services Chgbk	\$ 455
				Total	\$23,092
TO:	25010004	6001002	2510348	Salaries Temporary	\$15,600
	25010004	6002709	2510348	Other Operational Equip.	\$ 538
	25010004	6004012	2510348	Office Supplies	\$ 400
	25010004	6004100	2510348	Postage & Freight	\$ 300
	25010004	6004136	2510348	Operational Equipment Rep.	\$ 760
	25010004	6004160	2510348	Mileage and Parking	\$ 100
	25010004	6004161	2510348	Travel Hotel & Meals	\$ 500
	25010004	6004162	2510348	Education & Training	\$ 1,900
	25010004	6004605	2510348	County Attorney Chargeback	\$ 1,900
	25010004	6004615	2510348	Gasoline Chargeback	\$ 100
	25010004	6004616	2510348	Fleet Service Chargeback	\$ 100
	25010004	6004618	2510348	Office Supplies Chargeback	\$ 100
	25010004	6008004	2510348	Workers Compensation	\$ 794
				Total	\$23,092

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2010-2011 Tobacco Control Program Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001001	2510364	Salaries, Part Time	\$15,928
	25010004	6004045	2510364	Training/Education	\$ 5,500
	25010004	6008001	2510364	State Retirement	\$ 1,640
	25010004	6008002	2510364	Social Security	\$ 1,219
	25010004	6008004	2510364	Workers' Compensation	\$ 159
	25010004	6008006	2510364	Life Insurance	\$ 18
	25010004	6008010	2510364	Disability Insurance	\$ 129
	25010004	6008011	2510364	Unemployment	\$ 159
				Total	\$24,752
TO:	25010004	6001012	2510364	Office Supplies	\$ 700
	25010004	6004100	2510364	Postage & Freight	\$ 100
	25010004	6004137	2510364	Advertising & Promotion	\$12,534

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25010004	6004146	2510364	Subcontractor Expense	\$10,000
25010004	6004606	2510364	Telephone Chargeback	\$ 300
25010004	6004618	2510364	Office Supply Chargeback	\$ 100
25010004	6008007	2510364	Health Insurance	\$ 1,018
			Total	\$24,752

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2011 OHS State Assistance to Local Health Departments Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001001	2510366	Salaries Part Time	\$ 4,116
				Total	\$ 4,116
TO:	25010004	6004048	2510366	Misc Operational Supplies	\$ 407
	25010004	6008001	2510366	State Retirement	\$ 1,663
	25010004	6008002	2510366	Social Security	\$ 686
	25010004	6008004	2510366	Workers Compensation	\$ 263
	25010004	6008007	2510366	Health Insurance	\$ 1,097
				Total	\$ 4,116

Carried. Ayes-19, Nays-0

RESOLUTION NO. 438

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Moran
**RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH GRI TELECOM INC. FOR THE
OFFICE OF EMERGENCY SERVICES FOR 2010-2015**

WHEREAS, the Director of Emergency Services requests authorization for a lease agreement with GRI Telecom Inc. for the Office of Emergency Services at a cost not to exceed \$515 per month for the period November 1, 2010 through October 31, 2011, plus an additional three percent per year for the period November 1, 2011 through October 31, 2015, and

WHEREAS, said agreement is necessary to mount antennas for communication equipment at 146 Pease Hill Road, Whitney Point, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with GRI Telecom, Inc., 56 Gail Drive, Owego, New York 13827-1057 for the Office of Emergency Services for the period November 1, 2010 through October 31, 2015, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$515 per month for the period November 1, 2010 through October 31, 2011, plus an additional three percent per year for the periods November 1, 2011 through October 31, 2012, November 1, 2012 through October 31, 2013, November 1, 2013 through October 31, 2014 and November 1, 2014 through October 31, 2015, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 20030003.6004138 (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-19, Nays-0

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.**
The meeting was adjourned at 6:55 PM.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
SEPTEMBER 23, 2010**

The Legislature convened at 5:03 PM with a call to order by the Chair, Daniel D. Reynolds.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Reynolds invited County Executive Fiala to the podium to present her 2011 budget.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Good evening, everyone. Chairman Reynolds, Majority Leader LaBare, Minority Leader Marinich and all members of this Legislature. Thank you for this opportunity to provide you information on our proposed 2011 spending plan.

I stand here this evening, ready to deliver some very difficult news. This proposed budget has been the culmination of work undertaken by myself, my staff, our department heads and their employees. Work on this budget began as soon as we put the 2010 budget to bed last December and in many ways the work began years ago.

We have been working since 2005 to contain costs to the best of our ability. We have cut expenses by reducing some lines and completely wiping out others. We have eliminated positions either through attrition, or retirement incentives and yes, there have been layoffs.

We have done all of these actions in the face of declining revenues in sales taxes and continued increasing mandates from the state and federal government. We have worked to protect the valuable services our residents have come to expect and frankly pay a large amount of taxes to underwrite. Unfortunately, we are at the point where we can no longer simply cut contractual lines, supply lines, travel lines, and training expenses.

We now must structurally change the way we do business and we have reached a point where some services will be impacted. This is a reality that is at our doorstep.

It is not easy to do and it is not easy for our residents to understand when we say we can no longer afford to provide a service that directly impacts them. Sometimes the public gets it and sometimes they do not.

OUR EMPLOYEES AND THE SERVICES THEY PROVIDE

A few weeks ago I received an email from a constituent who was responding to a comment I made to the media. I said that because of our current financial situation, some services might be impacted. His response to me was, "...do not cut services, cut employees!"

It is unfortunate that the relationship between the employee and the service is not clearer to some. We need our employees. Our people provide the quality services all of us have come to expect from our local governments. We here in Broome County are very fortunate to have some of the finest public servants in the United States, and frankly the world.

Many of them have seen us through natural disasters like floods and ice and snow storms. They have been there through other public emergencies like the horrific ACA shooting or the H1N1 pandemic flu. They process our driver's licenses, our passports, our tax payments. They provide home visits to the sick, young, and elderly. They make sure our most vulnerable are protected, fed, and clothed. They keep our parks clean and safe for all to enjoy. Our public

workers wear so many hats and they do so much work day in and day out to make our community a better, safer place to live.

But we all understand that things cannot remain as they are. We simply cannot afford to do everything for everybody. We must reduce the size of government. We must redirect our resources and deliver our services in different ways to meet the future needs of our residents. And we must do this in a way that we are not burdening our residents so much that they have to leave and move to another area in order to keep a roof over their heads.

MAKING CUTS ACROSS THE BOARD

As you know near the beginning of this budget process our department heads were directed to submit a continuing budget that included a 10% reduction. Once again, some met their targets. For others, we were forced to make some decisions for them.

Our proposed 2011 budget reduces the number of County employees by 115 positions over 2010 staffing levels. This happened as a result of a combination of layoffs, positions vacated through attrition, as well as incentivized retirements.

When combined with the number of positions that were either laid off or incentivized to retire in 2010, we have eliminated a total of 139 positions in the last two years. This is significant and this will indeed have a major impact on our operations. The number of jobs eliminated, including fringe benefits, reflects a savings of \$6.7M!

I want to thank the number of department heads who worked closely with us to meet our necessary budget goals. As we discussed at the beginning of the year, we told our department heads we would make the choices if they did not, fortunately, most of the time, it did not come to that. A department head knows their resources better than we do and knows what they can and cannot do. We listened. We agreed sometimes and we disagreed other times but overall we were extremely pleased with the amount of thought and consideration all of our department heads and supervisors contributed to this process.

I want to especially thank my Budget Director Marie Kalka, soon to be Director of the Office of Management and Budget, for working with the department heads to bring this plan together. She has done an excellent job and in the midst of the budget preparation, which is certainly a major undertaking by itself, she took the time and provided tremendous leadership in our efforts to reorganize how we manage the budget and finance departments. It will provide tremendous efficiencies going forward. We are already seeing the dividends of this merger.

I want to also thank Marty Gerchman and Darlene Croston for all of the assistance they provided Marie during this budget season.

MILLIONS CUT FROM PROPOSED SPENDING PLAN

When the number of positions that were cut are combined with the additional expense cuts implemented in this plan, we created a cost avoidance of around \$8M.

The proposed spending level for next year is \$354M. That compares to \$352.5M in 2010. That is an increase of \$1.5M.

What you have to consider, however, is that the increase in our pension costs alone amounted to \$3.7M next year. And our increased mandated DSS costs total around \$6.9M.

And might I remind you that Medicaid, which so many lawmakers have alleged is "fixed" still increases every year by \$1.2M. I have said it before and I will say it again, a mandated cost that continues to increase by \$1.2M a year is a problem still seeking a solution!

I wanted to quickly mention that in addition to making cuts in our operating budget, we have also scaled back in our Capital Improvement Plan.

Since taking office we have attempted to keep the net County support for all capital projects capped at \$1M. Next year we scaled back even more. The amount now budgeted for capital projects is nearer \$600,000. That is a significant decrease and again not something we have taken lightly. One item not in next year's capital plan is the purchase of fleet vehicles. We simply will have to make do with what we have.

THE REVENUE PICTURE: THE GOOD AND THE BAD

On the revenue side there are a few bright spots to mention:

- Our sales tax figures are finally showing signs of improvement. We are now in the black year to year showing some growth and we expect that trend to continue. However, we have a long way to go to return to the levels we were at prior to the economic downturn.
- Our unemployment rate is beginning to come down from a high of nearly 10% earlier this year.
- Our bookings at BGM are up significantly.
- Our receipts from the hotel-motel tax are also increasing.
- Federal Medical Assistant Percentage or FMAP did indeed come through again for counties but this year we are receiving half as much as we did last year. The total amount of FMAP money we are budgeting for this year is approximately \$2.85M.
- Our health care costs, while increasing, are only increasing by 2.3%. This is significantly less than what we had originally anticipated. Certainly good news in a sea of bad news. While we have been helped in some ways by outside forces we have also gone to great lengths to make changes in our benefits plans with both an eye to our current bottom line as well as the burden on future budgets. These changes include Medicare Advantage, RationalMed, and Personalized Medicine, just to name a few. These changes have generated both short term and long term savings. For example, Medicare Advantage saves approximately \$865,000 per year. And, from January 2007 to January 2009, our GASB 45 accrued liability went down by more than \$100M.
- This next update is not exactly a bright spot but it will go a long way towards assisting with our bottom line. We will be following suit with New York State and most other counties in reinstating the sales tax on clothing. This exemption has only been in place since 2006 and was the right thing to do. Now it is time to remove the exemption. This will bring an additional \$6M in revenue to Broome County. While raising any tax is never palatable, I believe it is fairer to remove the exemption that has been in place rather than transfer that \$6M burden to our property taxpayers. However, there will still be tax free breaks provided for our residents. It is our proposal to provide a total of 3 tax free weeks per year; one before the start of school, one prior to the holiday season, and one sometime in the spring.
- And despite the fact that I have proposed the inclusion of \$5M in revenue from the leasing of County properties for natural gas development each of the last two years, with this Legislative body's approval, I am not including that revenue in the 2011 proposed spending plan.

LEASING COUNTY LAND FOR NATURAL GAS DEVELOPMENT

As you know, a majority in this Legislature felt they could not support the recent \$16M offer that was made to us this summer. This lack of support came even though the Legislature and the Administration had agreed to put \$5M in revenues in the budget. Additionally, this Legislature approved our seeking offers on County land to fulfill that \$5M revenue line.

Not knowing where the collective mind set is on leasing County property for natural gas development, I will not put those revenues back into this Administration's proposed 2011 budget. I simply cannot do it!

This year we were able to make up that deficit by utilizing \$2M in 2009 fund balance. We anticipate saving over a million dollars after implementing a hiring freeze, a travel freeze, and restricting contractual and equipment purchases. We also experienced \$1.1M in savings from the 2009 retirement incentive. Our retirement bill was \$300,000 less than expected and finally we anticipate being able to transfer \$600,000 less to other funds from the General Fund as the result of appropriation savings.

Before moving on, however, I just want to emphasize this Administration's support for the development of the natural gas industry in New York State. I also want to remind everyone that leasing County property does not automatically mean that this body has any influence over whether the hydraulic fracturing process will be allowed in New York. That decision rests solely with the state.

As we discussed earlier this year, already over 87,000 privately held acres in Broome County are under lease to gas companies. What we would be doing by signing a lease is simply tapping into a new and lucrative revenue stream. We would be getting revenues, both bonus payments and royalties, for our overworked overburdened taxpayers. We would be getting revenue to stabilize taxes going forward. And, finally we would be able to access revenue to reinvest in our deteriorating infrastructure.

Also, by leasing our acres, we make the commitment to our residents that if drilling occurs on County owned land, the companies involved will not only have New York State DEC overseeing their operations but they will also have all of the resources that Broome County can bring to bear on their operations.

Earlier this week, you were provided a new offer. It is an offer from the same company that responded to our request for proposals before, Inflection Energy. However, it is different than the previous offer. It proposes leasing fewer County acres and it leaves what we believe to be prime real estate for potential future offers. It provides for initial bonus lease payments of \$2250 to \$2750 per acre for approximately 3200 acres. That is a total of almost \$7.8M.

There are once again additional environmental measures that are provided for in their proposal. Things like an environmental monitor, closed loop drilling, and a commitment to quality land recovery guidelines.

I ask you to once again study this offer and to weigh the benefit of entering a lease now and bringing in this much needed revenue to help us manage the many financial challenges we face today. We cannot tax our way out of this economic crisis but there also comes a point when you can no longer cut your way out. At some point you start to destroy the basic County services that provide the high quality of life our residents have come to enjoy, and frankly expect.

For years we have desperately searched for new sources of revenue to replace those we have lost. We need new sources of revenue to help us keep up with the rising costs of everything from

fuel, to healthcare, to pension costs, to the skyrocketing prices of basic supplies to maintain roads and repair our buildings. While there are no magic bullets this certainly goes a long way towards helping us to better manage our present day financial challenges while also preparing us for the future.

Had we come to an agreement with Inflection and accepted the \$16M bonus payment that was being offered, I can assure you and I can assure our residents that I would have been coming before you with a zero percent tax increase or possibly even a tax cut.

We would still have made many of the proposed cuts outlined in this proposed budget. However, many of the devastating cuts that will mean a reduction in services could have been restored.

PROPOSED 2011 TAX RATE/SPENDING PICTURE

Instead today, I present to you the 2011 spending plan that calls for serious reductions in personnel, direct services, contract agency spending, and raises property taxes by a little over 5%.

The proposed 2011 budget proposes a spending plan totaling \$354M. That reflects a .38% increase from 2010. This .38% increase compares to the current cost of living increase in the Northeast of 2.25%.

Also, for the record, between 2006 and 2011, my Administration's proposed spending plans have averaged a tax increase of 3.9%.

I assure you we struggled to get to this number and certainly we continue to struggle with the many negative impacts this budget encompasses. It cannot be avoided. Every single department has experienced cuts and our contract agencies have been severely impacted. But again this cannot be helped. Everyone must suffer and sacrifice through this difficult period and hopefully in the very near future we can make some restorations in funding. This year it is impossible. I want to make it clear that all departments have been impacted, including mine. In the last year, we have eliminated a position in our office AND we have taken on the support for our County's Youth Bureau.

My deputies still wear several hats. Patrick Brennan is my Deputy overseeing all County physical services and criminal justice departments. Pat also remains the Commissioner of Public Works. Darcy Fauci is my Deputy for Human and Administrative Services. She continues in her role overseeing my economic development agenda as well as taking on many of the responsibilities formerly handled by the position that we eliminated including community and government relations.

We have also created the Office of Management and Budget which has consolidated Finance and the Budget Division into one. While no positions were eliminated, there were still savings from this move and certainly a more efficient operation has resulted from this action.

One of my Executive Assistants, Colleen Wagner, has also taken on the duties of Runaway and Homeless Youth Coordinator while the other Executive Assistant, Darlene Croston, has combined her previous role of Budget Secretary with additional administrative duties related to the Executive Assistant's responsibilities. They include communications and updating the County's web page.

SPECIFIC CUTS BY DEPARTMENT

At this point I would like Marie Kalka our Budget Director to review the list of cuts that will impact our various departments. I think it is important to take the time to review these cuts because so many times we hear we have not cut enough. Some of our departments alone have cut nearly a half a million dollars.

- At the Arena and Forum we significantly reduced contractual expenses and we will not fill a Maintenance Supervisor's position vacated through the 2010 retirement incentive. We will be pulling resources from other areas in the Parks Department to cover the loss of this position. Savings, over \$140,000.
- In Audit and Control, one Weights and Measures position is being eliminated. Also three positions in Accounts Payable are being replaced with two higher level positions to address what is needed for the new financial system. The savings totals almost \$132,000.
- Aviation could have and still can be saved from devastating cuts, if it is able to lease its properties for natural gas development. In the meantime, the Commissioner is making up a \$600,000 deficit by using the fund balance at the airport, utilizing some unused capital funds, increasing revenues and reducing contractual expenses. But some of these steps are only able to be done once. Without a new stabilizing revenue source the airport and its operations as an enterprise fund are severely jeopardized. I do not need to remind you all that this community and this entire region would be devastated without a thriving airport that is able to maintain service at competitive rates.
- CASA, which is a fully reimbursable expense, did reduce some of its contractual lines as did Central Foods which is operating on a very tight margin. Central Foods has made drastic personnel cuts in previous years and is at a point where it cannot cut anymore.
- In the County Clerk's Records Division, there will be an elimination of a Records Clerk, a Part-Time Clerk and a reduction in contractual expenses. Because of the tough economic times we were also forced to reduce the amount of revenue expected by the Clerk's Office by \$300,000.
- At the Department of Motor Vehicles, which is also managed by the Clerk's Office, we have eliminated three Part-Time Clerks. I just want to remind everyone that this office like all other departments was tasked with making cuts totaling near 10%. How those cuts were implemented was left up to the department head, in this case the Clerk. I just wanted to clarify that because despite what you have heard, we did not mandate any specific operational changes in the DMV. These are decisions that are managed by the Clerk. Decisions he made include closing the DMV Office in the County Office Building, reducing Saturday hours to one location and eliminating some satellite operations. Again, the Clerk has the ability to make decisions that will have less of an impact on direct services like making other personnel cuts and reconfiguring his operations differently.
- At the Clerk's Records Management Office, we have eliminated two Clerks for a total savings of approximately \$80,000.
- At the District Attorney's Office, contractual expenses were reduced and we also had to eliminate a Keyboard Specialist. Total savings, approximately \$100,000.
- In DPW-Engineering, we unfunded several positions and reduced expenses for a total savings of about \$200,000.
- In DPW-Buildings and Grounds, we eliminated two positions, a Custodian and a Building Maintenance Mechanic and reduced contractual lines for a total savings of almost a half a million dollars.
- In DPW Fleet, we reduced contractual expenses by nearly \$133,000. We are also utilizing a portion of Fleet's fund balance to reduce the amounts we had to charge

back to all departments which I hope was welcome news to our department heads impacted by these charge backs. We also had to unfund a Head Auto Mechanic but that still leaves the County three Mechanics to maintain the fleet. All of these actions led to a savings of \$700,000.

- In Department of Public Works Highway Division, we had to reduce the contractual lines which will in turn reduce the number of roads paved next year. We also unfunded a Mechanic's position and two Laborers. These moves combined will save close to \$850,000.
- In the 2011 budget, our Department of Social Services will officially see its 16 positions eliminated that were part of the 2009 incentive package. In addition to these cuts, as you know we are partnering with two community agencies to provide services for adult protective clients and foster care. These actions coupled with additional expense reductions will save \$450,000 in taxpayer support next year and millions going forward. DSS also eliminated several positions in its FFFS Grant and those revenues totaling nearly \$600,000 are being utilized to offset operating expenses.
- In the Elections Office we certainly did not want to impact the office during peak activity, meaning the election cycle, but we were able to eliminate some temporary hours and contractual expenses for a total of almost \$175,000.
- Emergency Services is a vital department we would prefer not to impact. We believe, however, we have come up with a plan that reduces expenses but will not jeopardize public safety. There will be an elimination of two Dispatchers. Call data reveals a dramatic drop in activity during certain days and times during the week which requires less manpower. The flexibility will remain in the system to manpower up when pending severe weather or snowstorms are forecast or other emergencies occur that will require additional staff. The department will utilize more part-time staff hours to fill in some of these shifts.
- We have already discussed the Executive Office cuts and mergers but bottom line the savings is over \$80,000.
- In the Finance Office, in addition to reducing expenses by \$7,000 by the creation of the Office of Management and Budget, there will also be the elimination of an Account Clerk for additional savings of \$40,000.
- At the Broome County Health Department, we eliminated four and a half positions, unfunded one position and made a number of different budget adjustments that will save taxpayers nearly \$400,000 next year and much more in the years to come.
- In Information Technology, there will be three positions eliminated along with contractual reductions for a savings of nearly \$250,000.
- In our Law Department, our lawyers will be making do with one less Keyboard Specialist and other cuts in expenses have been made as well. Total cuts there, nearly \$85,000.
- In your Legislative budget, a Part-Time Deputy position has been eliminated. That along with other reductions totals around \$35,000.
- At our Broome County Library, several positions are being eliminated or reduced to part-time. The folks at our library have experienced some significant reductions in staff in recent years and the Administration is aware and certainly sensitive to the extra burden. We are grateful for the additional effort required by each and every staff member.
- Our Office for Aging is unfunding two positions and eliminating a third. This was necessary because of the devastating impact of the large reduction in the Mortgage Tax. As you all know that tax has subsidized our OFA operations for years and the dramatic reductions in the amount of revenue created by the downturn in home sales is having a tremendous negative impact on OFA operations.
- In our Parks Department, a Senior Account Clerk is being eliminated as is the Director of Recreation. Our Naturalist is also being eliminated as we are facing the closure of

- Finch Hollow Nature Center. Several other staff positions are also being eliminated while new revenue sources are being tapped; logging some of our parks in strategic areas is one example. The Parks Department's total savings is over \$600,000.
- In Personnel, with the retirement of Elsie Logan, our longtime EEOC officer, that position will be eliminated and those duties will be reassigned. This position along with several other personnel changes amounts to nearly \$90,000 in savings. Although Elsie's stand-alone position will be eliminated, we will continue to work diligently on our affirmative action plan and obligations.
 - In Planning, we propose eliminating an Economic Development Planner and a Senior Environmental Planner. In addition to these two moves and further cuts in contractual spending we have achieved savings totaling nearly \$140,000.
 - At Probation we are eliminating the ISP Grant and we are downgrading a Senior Probation Officer to a Probation Officer. As a result Probation will experience a savings of around \$152,000.
 - At the Public Defender's Office, contractual lines were reduced, incentive pay was foregone for one year, and a Keyboard Specialist position was eliminated for a total savings of nearly \$90,000.
 - Real Property is reducing temporary help and combining the cashier windows for City of Binghamton tax payments with Finance's cashier operations for a total savings of nearly \$80,000. However, the department's budget reflects an increase because of the reduction in revenue expected from Real Property auctions.
 - Our Security Department is reducing staff by two Security Officers and an administrative position for a total savings of nearly \$200,000.
 - At the Sheriff's Office, we are proposing the elimination of a Deputy Sergeant, which has been vacant for nearly a year, as well as two Sheriff's Deputies and a Keyboard Specialist. I wanted to note that one of the Deputies is a School Resource Officer 9 months out of the year. Again, not something we wanted to do but this is just another example of the tough decisions we all face. These reductions as well as the elimination of some contractual expenses provide total savings of approximately \$400,000.
 - The Transit savings have already been discussed at length as they were implemented earlier this year. In addition to the growing pressure on Transit because of the need to save taxpayer dollars, there have also been significant cuts in state and federal support for our transportation system. We eliminated more than \$500,000 in taxpayer support to the BC Transit operation and we did it without eliminating service to anyone in the County who currently receives service. We did it by eliminating convenience. We did not want to make these cuts and we certainly are not happy with them but we continue to provide this quality service to our residents without overburdening taxpayers.
 - Our Veteran's Office is such a small office to begin with but we were creative enough to find savings. Veterans and Purchasing will share a Secretary for an overall savings of \$55,000.
 - And at Willow Point, as we continue to prepare for our new nursing home, we remain under a mandate to reduce our beds. That mandate takes effect next year which means one wing of the nursing home is targeted for closure in 2011 which will lead to a savings in staff and other costs of approximately \$1.2M. This move, as with all of our other closures, will be done with a thoughtful strategy and over time. But bottom line, it must be done.

Right now I would like to turn things back to the County Executive for additional information about the changes proposed at our Mental Health Department and more information about the 2011 proposed spending plan.

CHANGES AT MENTAL HEALTH

As you know we are phasing down our Children's Clinic but I assure you we are doing this with the confidence that every child in need of Mental Health Services that we currently serve and those in the future will be able to find the appropriate care. Our mission is to be the provider of last resort and that will not change. We came to this painful conclusion to reduce our capacity after years of analyzing our service when compared to what is being provided in the community.

Our clinic has always run at a deficit and with changes in state funding that deficit will continue to grow significantly. The change as it is proposed will reduce County tax support for this program by \$180,000 next year and \$1.3M over the next five years.

There are now three providers of these services in our community; The Greater Binghamton Health Center, formerly the Binghamton Psychiatric Center, Family and Children's Society and Lourdes Hospital which expects to have its OMH license this January.

Also, the Broome County Mental Health Department simply cannot recruit a full-time board certified psychiatrist because our salaries are nearly 25 to 40% less than the other providers are paying.

Our Commissioner has made the commitment and he says he has received the assurance from the providers in the community that all of the organizations are committed to making sure that no child falls through the cracks.

From the Executive Director of Family and Children's Society we received the following communication: "We anticipate being able to accommodate all of the children referred to our agency from the County's Children's Clinic. Children referred to our agency from the County's Clinic will be given the highest priority and fast tracked into our services. We anticipate we will be able to handle as many as 12-18 referrals per week."

Even with the closing of the Children's Clinic, Broome County can still be part of the process and is committed to making sure every child with mental health issues is receiving the proper care.

The changes at our Mental Health Department are not palatable. None of the changes just outlined are something we want to have to do. However, we have no choice. We are at the tipping point. Without some dramatic change in our economic situation as well as the ability to tap new sources of revenue like the leasing of County lands for natural gas development, I can assure you we will be back here once again next year with an even more devastating budget picture.

We know that lawmakers will have a lot of questions. I just want to assure you that none of these moves were made without a lot of thought and consideration. Our goal was to keep most of our services going at current levels and where we could not do that, look to partner agencies in the community for assistance.

We ask everyone to be patient and we ask our departments and their staffs to bear with us through a lot of this transition. Hopefully, things will continue to turn around and hopefully we will experience new sources of revenue that can provide for some immediate relief as well as long term stabilization.

CONTRACT AGENCY REDUCTIONS

Before wrapping up I did want to say a few words about our contract agencies. I do not want anyone thinking that the cuts proposed in spending for agencies like Cornell Cooperative, the Ross Park Zoo, the Convention and Visitor's Bureau, the Broome County Arts Council as well as

Aid to Local Libraries are something that we took lightly. We did not. There is no doubt about it, the proposed cuts are devastating. We need these agencies to do what Broome County and other governments have been forced to do, rethink the way they operate and be more creative in the way they provide services.

We encourage them to utilize any fund balances they may have. We unfortunately do not have the ability to do that. We also encourage these agencies to turn to the local municipalities that they serve and where there are additional sources of funds, hopefully, they can tap into those resources to get them through this difficult time.

We have no where else to turn for these operating funds. We cannot continue to over tax our residents. We will not do it.

WE'RE LISTENING TO THE VOTERS

Voters are angry. We hear it everyday and we see the results in the polls and election results across the country all the time. We have done what we can to keep the tax rate at a reasonable level. But I also have to remind our residents, and yes, your constituents are my constituents, that cuts in personnel and cuts in all of our departments negatively impacts services. That is a fact of life.

You cannot bang the drum for government to cut, cut, cut and then be surprised when that cut results in a reduction or an elimination of a service.

I encourage lawmakers to respect the thoughtful consideration that was invested in this process by my office and our department heads. Based on that foundation of understanding, we can move forward together. I urge you not to wait for your budget hearings to talk to department heads. Also, we are at your disposal for whatever questions you may have. We look forward to working with you to finalize a spending plan that both maintains a certain level of quality services to our constituents without overburdening our property taxpayers and all of our hardworking families.

Thank you!

Mr. Reynolds called for a short recess. The meeting reconvened at 6:10 PM.

Mr. Moran made a motion, seconded by Mr. Sanfilippo, that the session minutes of August 19, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-19, Nays-0.

Mr. Reynolds noted that the committee minutes for the period August 19, 2010 through September 22, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Sanfilippo, seconded by Ms. Messina. **Carried**, Ayes-18 Nays-1 (Klipsch).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds:
1. Notice of Formation of the Ad Hoc Natural Gas Education Committee
 2. Designation for Mr. Hutchings on September 13, 2010
 3. Designation for Mr. Herz the week of September 13, 2010
 4. Designation for Mr. Merrill on September 14, 2010

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. PETITIONS:

1. Petitions from residents regarding the County Clerk's proposed discontinuation of the Whitney Point-Triangle Mobile DMV Unit

G. COMMUNICATIONS:

1. BCC Budget Transfers for July and August 2010
2. BC Mental Health Consolidation of the Adult and Children's Mental Health Clinics
3. BC Soil & Water Conservation District Board of Directors Meeting Minutes from 9/16/2010
4. Roberson Museum and Science Center Request for Second Installment of Line Item, 2008-2009 Annual Report, Operations Statement, Strategic Plan, and Board of Trustees Roster
5. BC County Clerk August 2010 Oil & Gas Revenues
6. BCC Above Minimum Hires Report for July and August 2010
7. NYS Dept. of Taxation and Finance, Office of Real Property Tax Services County Equalization Rates as of 8/30/2010

C. NOTICES:

1. Notice of Ad Hoc Natural Gas Education Committee Meeting 9/9/2010
2. Notice of Special Session on 9/23/2010
3. Notice of Ad Hoc Natural Gas Education Committee Meeting 9/14/2010

D. REPORTS:

1. Broome County Government 2010 Salary Schedule
2. Broome Community College Quarterly Income and Balance Sheets
3. BC Office for Aging Annual Report for 2009
4. BCC Adopted Budget for 2010-2011
5. BC Legislature Annual Report for 2009

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

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

RESOLUTION NO. 195

By County Administration, Economic Development and Planning and Finance Committees
Seconded by Mr. Garnar

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY. NO. 5 OF 2010, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 185 TAXATION, TO ADD ARTICLE XVII-EXEMPTION FOR HOME IMPROVEMENTS"

Mr. Marinich made a motion, seconded by Mr. Pasquale to table the Resolution to the November 18th session. **Motion to table carried.** Ayes, 12, Nays-7 (Sanfilippo, Messina, Merrill, Garnar, Hutchings, Klipsch, Reynolds)

RESOLUTION NO. 326A

By Finance Committee

Seconded by Mr. Moran

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

Mr. Materese made a motion, seconded by Mr. Garnar to amend the amount in Exhibit "A" to \$10,501. **Amendment carried.** Ayes-18, Nays-1 (Diffendorf). **Resolution as amended carried.** Ayes-15, Nays-4 (Keibel, Pasquale, Diffendorf, Marinich)

RESOLUTION NO. 343

By Transportation and Rural Development and Finance Committees

Seconded by Mr. Herz

RESOLUTION AUTHORIZING AN AGREEMENT WITH MCFARLAND JOHNSON, INC FOR DESIGN SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2010-2011

Mr. Herz made a motion, seconded by Mr. Materese to amend the amount in the first Whereas paragraph and the first Further Resolved paragraph to \$527,697. **Amendment carried.** Ayes-19, Nays-0. **Resolution as amended carried.** Ayes-19, Nays-0.

RESOLUTION NO. 352

By Mr. Klipsch

Seconded by Mr. Nirchi

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 9 OF 2010, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO IMPOSE A LIMIT ON TERMS OF OFFICE TO A NUMBER OF TERMS TOTALING TEN CONSECUTIVE YEARS."

An amendment presented at the previous session to add service prior to January 1, 2011 **carried.** Ayes-18, Nays-1 (Sanfilippo). Mr. Klipsch made a motion, seconded by Mr. Nirchi to amend the term commencing and service prior to "January 1, 2013". **Amendment carried.** Ayes-19, Nays-0. Mr. Garnar made a motion to amend "next general election" to "2012 general election". **Amendment carried.** Due to the amendments the resolution is an automatic holdover.

RESOLUTION NO. 359

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION APPROPRIATING DEBT SERVICE AND FEES AND RECOGNIZING PREMIUM REVENUES ON THE 2010 COUNTY DEBT ISSUANCE

WHEREAS, Broome County has conducted a \$51,700,000 debt issuance utilizing the services of the Municipal Bond Bank Agency (MBBA) to capitalize on American Recovery and Reinvestment Act (ARRA) reimbursements, and

WHEREAS, the sale generated a realized premium, and

WHEREAS, the first debt service interest payments and fees are due October 15, 2010, and

WHEREAS, there is premium sufficient to pay the debt service and MBBA fees, now, therefore be it

RESOLVED, that this County Legislature hereby recognizes the premium and establishment of appropriations for debt service and MBBA fees as presented across the several affected funds as follows:

Department	Fund		Interest 6007000	Fees 600450 4	Total Premium 5000532
91000099	1010	General	\$326,150	\$7,145	\$333,295
29010505	3120	County Road	306,887	6,723	313,610
30020305	3160	Road Machinery	45,483	997	46,480
40000008	3150	Library	1,569	35	1,604
39020008	3110	Arena	25,371	556	25,927
41020008	3140	Golf Course	2,280	50	2,330
31010505	2040	Transit	49,977	1,095	51,072
27040004	2050	Willow Point	26,850	589	27,439
38020007	2020	Solid Waste Management	135,468	2,968	138,436
28040005	2010	Aviation	67,991	1,490	69,481
09020001	2070	Fleet Management	4,977	110	5,087
02020001	2060	Central Foods	9,410	207	9,617
			\$1,002,413	\$21,965	\$1,024,378

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-1 (Nirchi)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 360

By Finance, and Public Works Committees Seconded by Mr. LaBare
RESOLUTION AMENDING THE 2008 CAPITAL IMPROVEMENT PROGRAM FOR THE SCALE HOUSE ROAD AND FACILITY PROJECT

RESOLVED, that the 2008 Capital Improvement Program as approved in Resolution 07-533 is hereby revised as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>
			<u>State</u>	<u>Federal/Other</u>		
3820029	Scale House Road and Facility	2,000,000 0	500,000	0		1,500,000
		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	25	6	2,000,000	0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>
			<u>State</u>	<u>Federal/Other</u>		
3820029	Scale House Road and Facility	2,150,000 0	500,000	0		1,650,000
		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	20	2,150,000	0

*County's portion is funded by tipping fees 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 Fund to provide sufficient cash to proceed and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 361

By Public Works Committee Seconded by Mr. Moran
RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE BROOME COUNTY DEPARTMENT OF PUBLIC WORKS HIGHWAY DIVISION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR 2011-2012

WHEREAS, the Commissioner of Public Works requests authorization for a memorandum of understanding between the Broome County Department of Public Works Highway Division

and the New York State Department of Transportation for the use of New York State Department of Transportation salt storage facilities at no cost to the County for the period January 1, 2011 through December 31, 2012, and

WHEREAS, said agreement is necessary for Broome County to use New York State Department of Transportation salt storage facilities located within Broome County for salt storage and pickup operations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a memorandum of understanding between the Broome County Department of Public Works and the New York State Department of Transportation for the use of New York State Department of Transportation salt storage facilities, at no cost to the County for the period January 1, 2011 through December 31, 2012, 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-19, Nays-0

RESOLUTION NO. 362

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING THE ABOLISHMENT OF THE DANIELLE STENTO HOW TO SAVE A LIFE CONTEST TRUST ACCOUNT AND THE TRANSFER OF FUNDS TO THE SADD TRUST ACCOUNT

WHEREAS, this County Legislature by Resolution 74 of 2008 authorized the establishment of the Danielle Stento How To Save A Life Contest Trust Account, for the STOP-DWI Program, and

WHEREAS, STOP-DWI no longer undertakes the Danielle Stento How To Save A Life Contest and the Coordinator of the STOP-DWI Program has requested that the Danielle Stento How To Save A Life Contest Trust Account be abolished and that any remaining funds be transferred to the SADD Trust Account, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the abolishment of the Danielle Stento How to Save A Life Contest Trust Account and that any remaining funds be transferred to the SADD Trust Account, and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 363

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE BROOME COUNTY ARENA FOR THE STOP-DWI HOLIDAY CLASSIC BASKETBALL TOURNAMENT FOR 2011-2015

WHEREAS, this County Legislature, by Resolution 188 of 2006, authorized renewal of an agreement with the Broome County Arena for the use of and to host the majority of the games scheduled in connection with the STOP-DWI Holiday Classic Basketball Tournament at an amount not to exceed \$15,000 in 2006, \$15,500 in 2007, \$16,000 in 2008, \$16,500 in 2009 and \$17,000 in 2010, and

WHEREAS, it is desired at this time to renew said agreement for the period December 27-30, for the years 2011 through 2015, with the proposed rental not to exceed \$17,500 for 2011, \$18,000 for 2012, \$18,000 for 2013, \$18,500 for 2014, \$18,500 for 2015, and

WHEREAS, the difference in the total venue cost and the yearly rental payment will be applied in trade for the Broome County Parks Department being named as a major sponsor of the event with a value of approximately \$6,000, be it

WHEREAS, STOP-DWI will pay in addition to the yearly rental fee, an amount not to exceed \$500 in 2014 and 2015 toward the direct cost incurred, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Broome County Arena for use of its facility for the annual Broome County STOP-DWI Program Holiday Classic Basketball Tournament for the period December 27-30 for the years 2011 through 2015, and be it

FURTHER RESOLVED, that in consideration of said services, STOP-DWI shall pay the County \$17,500 for 2011, \$18,000 for 2012, \$18,000 for 2013, \$18,500 for 2014, \$18,500 for 2015, and be it

FURTHER RESOLVED, the difference in the total venue cost and the yearly rental payment will be applied in trade for the Broome County Parks Department being named as a major sponsor of the event with a value of approximately \$6,000, and be it

FURTHER RESOLVED, that STOP-DWI will pay, in addition to the yearly rental fee, an amount not to exceed \$500 in 2014 and 2015 toward the direct cost incurred, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 24010003.4660014 (STOP-DWI Holiday Classic Trust), 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-19, Nays-0

RESOLUTION NO. 364

By Finance Committee

Seconded by Mr. Moran

RESOLUTION LEVYING THE COST OF WORKERS' COMPENSATION FOR 2010

WHEREAS, a budget for the operation of the Broome County Self-Insurance Plan for Workers' Compensation for the year 2011 has been prepared, now, therefore, be it

RESOLVED, that the estimated costs of the Broome County Self Insurance Plan for Workers' Compensation for the year 2010, as apportioned to the County and the towns and villages participating in the fund are hereby approved, and be it

FURTHER RESOLVED, that the apportioned amounts as to the towns and County Shall be included in the respective next succeeding tax levies by the County Legislature unless otherwise provided for and paid to the Commissioner of Finance, and be it

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to bill the Villages of Lisle, Port Dickinson and Whitney Point for the amounts apportioned to them, and be it

FURTHER RESOLVED, that when said amounts are collected, they shall be deposited to the Workers' Compensation account as follows:

<u>Municipalities</u>	<u>2011 Total Premium</u>
Broome County	2,208,666
Barker	29,750
Binghamton (T)	100,331
Chenango	107,130
Colesville	68,321
Conklin	53,875
Lisle (T)	25,553
Lisle (V)	8,948
Maine	126,243
Nanticoke	9,441
Port Dickinson	19,105
Sanford	42,075
Triangle	27,174
Whitney Point	10,824
Windsor (T)	37,874

Total	2,875,310
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Carried. Ayes-19, Nays-0

RESOLUTION NO. 365

By Finance Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON A PARCEL IN THE TOWN OF UNION

WHEREAS, it is necessary to clear the tax records of this parcel of real property by virtue of the reason stated below, now, therefore, be it

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

Parcel ID: 143.55-1-7
Town/Village: Union
Owner: Habitat for Humanity
Address: 21 Endwell Street
Amount to be Cancelled: 1097.86
Reason: Parcel is and was tax exempt; taxes should not have been levied against the parcel.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 366

By Finance Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWN OF WINDSOR

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: 182.11-1-18
Town/Village: Windsor
Owner: Zion Episcopal Church
Address: 53 Chapel Street
Amount to be Cancelled: 1,308.48 plus penalty and interest
Reason: Parcel is wholly exempt – cancel a village re-levy
Parcel ID: 182.11-1-17
Town/Village: Windsor
Owner: Zion Episcopal Church
Address: 51 Chapel Street
Amount to be Cancelled: 71.39 plus penalty and interest
Reason: Parcel is wholly exempt – cancel a village re-levy

Carried. Ayes-19, Nays-0

RESOLUTION NO. 367

By County Administration and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF VESTAL FIRE DISTRICT FOR RENTAL OF STORAGE SPACE FOR THE BROOME COUNTY BOARD OF ELECTIONS FOR 2010

WHEREAS, this County Legislature, by Resolution 204 of 2009, authorized renewal of the agreement the Town of Vestal Fire District for rental of storage space for the Broome County Board of Elections at an amount not to exceed \$3,500 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary for storage of lever voting machines at Fire Station #3, and

WHEREAS, said agreement expired by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$1,750, for the period of January 1, 2010 through June 30, 2010 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Vestal Fire District, 605 Vestal Parkway West, Vestal, New York, 13850 for rental of storage space for the Broome County Board of Elections for the period January 1, 2010 through June 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,750 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 07000001.6004138 (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-19, Nays-0

RESOLUTION NO. 368

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 448 of 2009, authorized and approved the Medicare Improvements for Patients and Providers Act Grant for the Office for Aging, adopted a program budget in the amount of \$6,225 and authorized an agreement with Action for Older Persons, Inc. to administer said program for the period June 1, 2009 through May 31, 2010, and

WHEREAS, said program grant provides funds to recruit and train volunteers to assist clients with health insurance and Medicare issues, and

WHEREAS, it is desired to renew said grant program in the amount of \$6,225, adopt a program budget and renew the agreement with Action for Older Persons, Inc. to continue to administer said program for the period June 1, 2010 through May 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$6,225 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Medicare Improvements for Patients and Providers Act Grant for the period June 1, 2010 through May 31, 2011, 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 \$6,225, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901 to administer said program grant for the Office for Aging for the period June 1, 2010 through May 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$6,225 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410422 (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-19, Nays-0

RESOLUTION NO. 369

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF CONGREGATE SERVICES INITIATIVE PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 135 of 2009, as amended by Resolution 59 of 2010, authorized and approved renewal of the Congregate Services Initiative Program Grant for the Office for Aging and adopted a program budget in the amount of \$10,478 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$10,478 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,478 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Congregate Services Initiative Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$10,478, 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-19, Nays-0

RESOLUTION NO. 370

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF FOSTER GRANDPARENTS SOFA PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 352 of 2009 authorized and approved the renewal of the Foster Grandparents SOFA Program Grant for the Office for Aging and adopted a program budget in the amount of \$13,543 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides funding for intergenerational programs for seniors who serve children, and

WHEREAS, it is desired to renew said program grant in the amount of \$13,243 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$13,243 from the New York State Office for Aging, Empire State Plaza, Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Foster Grandparents SOFA Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$13,243, 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-19, Nays-0

RESOLUTION NO. 371

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE NUTRITION SERVICES INCENTIVE PROGRAM (NSIP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 351 of 2009, authorized and approved renewal of the Nutrition Services Incentive Program Grant for the Office for Aging and adopted a program budget in the amount of \$174,074 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides a per meal reimbursement for congregate and home delivered meals served through the Office for Aging Nutrition Program, and

WHEREAS, it is desired to renew said program grant in the amount of \$179,262 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$179,262 from the New York State Office for Aging, Empire State Plaza, Agency Building 2, Albany, New York 12223-1251 for the Office for Aging's Nutrition Services Incentive Program for the period October 1, 2010 through September 30, 2011, 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 \$179,262, 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-19, Nays-0

RESOLUTION NO. 372

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 346 of 2009, as amended by Resolution 449 of 2009, authorized and approved the Home Energy Assistance Program Grant for the Office for Aging and adopted a program budget in the amount of \$143,308 which was increased to \$150,734 on June 7, 2010 as authorized in Resolution 449 of 2009, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides funding for administrative expenses associated with operating the HEAP program for over age 60 residents of Broome County, and

WHEREAS, it is desired to renew said program grant in the amount of \$142,705 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$142,705 from the Broome County Department of Social Services, 36-38 Main Street, Binghamton, New York 13901, for the Office for Aging's Home Energy Assistance Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$142,705, and be it

FURTHER RESOLVED, that this County Legislature authorizes the Office for Aging to accept and allocate additional HEAP funding as may be allocated by New York State through the Broome County Department of Social Services for the period October 1, 2010 through September 30, 2011, provide there is no increase in employee head count and that the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 373

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE

AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 107 of 2010, authorized renewal of the Health Insurance Information and Counseling Assistance Program Grant for the Office for Aging, adopted a program budget in the total amount of \$29,901 and authorized an agreement with Action for Older Persons, Inc. in the amount of \$29,901 to administer said program for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said program grant provides funds to recruit and train volunteers to assist clients with information and counseling concerning health insurance options, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$2,281 in grant appropriations and amend the agreement with Action for Older Persons, Inc., to reflect an increase of \$2,281, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Insurance Information and Counseling Assistance Program Grant to reflect an increase of \$2,281 for the period April 1, 2010 through March 31, 2011, 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 \$32,182, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901, to reflect an increase of \$2,281 for the Office for Aging's Health Insurance Information and Counseling Assistance Program Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$31,182 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 107 of 2010, 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-19, Nays-0

RESOLUTION NO. 374

By Human Services, County Administration and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH HARMONY INFORMATION SYSTEMS FOR SOFTWARE LICENSE, MAINTENANCE AND SUPPORT FOR THE OFFICE FOR AGING AND THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY FOR 2010

WHEREAS, this County Legislature, by Resolution 630 of 2009, authorized renewal of the agreement with Harmony Information Systems, Inc. for software license, maintenance and support for the Office for Aging and the Community Alternative Systems Agency at a cost not to exceed \$51,794 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to provide license renewal, maintenance and support for the SAMS and web-based Aging Network for the Office for Aging and CASA, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$1,795.02 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Harmony Information Systems, Inc., 25 New England Drive, Essex Junction, Vermont 05452 to increase the not to exceed amount by \$1,795.02 for the Office for Aging and the Community Alternative Systems Agency for the period January 1, 2010 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 \$53,589.02, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004055.3410420 (Computer Software & Supplies), and be it

FURTHER RESOLVED, that Resolution 630 of 2009, 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-19, Nays-0

RESOLUTION NO. 375

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING ACCEPTANCE OF THE COMMUNITY LIVING PROGRAM MENTORING PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, the Director of the Office for Aging requests authorization to accept a Community Living Program mentoring Program Grant and adopt a program budget in the amount of \$3,750 for the period September 30, 2009 through September 29, 2010, and

WHEREAS, said program grant provides funds for staff time and travel expenses associated with mentoring other counties in programs that Broome County Office for Aging has been running, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,750 from the Albany County Department for Aging, 162 Washington Avenue, Albany, New York 12110 for the Office for Aging's Community Living Program Mentoring Program Grant for the period September 30, 2009 through September 29, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$3,750, 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-19, Nays-0

RESOLUTION NO. 376

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CAPITAL DISTRICT PHYSICIANS HEALTH PLAN PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 421 of 2008, as amended by Resolution 234 of 2009, authorized and approved the Capital District Physicians Health Plan Program Grant for the Office for Aging and adopted a program budget in the amount of \$25,000 for the period July 1, 2008 through March 31, 2010, and

WHEREAS, said program grant provides funding for the Mission Meltaway, Balance Clinic, Tai Chi Class, Positive Aging Academy and Gold Level sponsorship for the Broome County Senior Games, and

WHEREAS, it is desired to renew said program grant in the amount of \$8,932 for the period April 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$8,932 from the Capital District Physicians Health Plan, 500 Patroon Creek Boulevard, Albany, New York 12206 for the Office for Aging's Capital District Physicians Health Plan Program for the period April 1, 2010 through September 30, 2011, 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 \$8,932, 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-19, Nays-0

RESOLUTION NO. 377

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THERAPEEDS PHYSICAL THERAPY OF UPSTATE NEW YORK PLLC (D/B/A G & E THERAPIES) FOR PHYSICAL, SPEECH AND OCCUPATIONAL THERAPY FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 641 of 2009, as amended by Resolution 212 of 2010 authorized the renewal of the agreement with Therapeeds Physical Therapy of Upstate New York PLLC for physical, speech, and occupational therapy for services for the Willow Point Nursing Home at an amount not to exceed \$33,500, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said services are necessary to provide physical, speech, and occupational therapy services in the absence of a staff therapist for Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement at the rate of \$65 per hour for physical therapy, occupational therapy, and speech therapy, and \$45 per hour for PTA/COTA services, total amount not to exceed \$35,800 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Therapeeds Physical Therapy of Upstate New York, PLLC, (DBA G & E Therapies), 1977 Marshland Road, Apalachin, New York 13732 for physical, speech and occupational therapy services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$65 per hour for physical therapy, occupational therapy, and speech therapy, and \$45 per hour for PTA/COTA services, total amount not to exceed \$35,800 for the term of the agreement, and be it

FURTHER RESOLVED, that payments hereinabove authorized shall be made as follows: \$25,000 from budget line 27020504.6004405, \$7,300 from budget line 27020304.6004405, and \$3,500 from budget line 27020604.6004405 (Rehab & Therapy 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-19, Nays-0

RESOLUTION NO. 378

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH CONSTANCE G. ALEXANDER FOR SPEECH THERAPY AND SWALLOWING EVALUATION SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 470 of 2009, authorized renewal of the agreement with Constance G. Alexander for speech therapy and swallowing evaluation services for Willow Point Nursing Home at a rate of \$68 per hour, total amount not to exceed \$44,000 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for speech therapy and swallowing evaluations for WPNH residents as ordered by a physician and mandated every two (2) years by New York State, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$68 per hour, total amount not to exceed \$38,000, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Constance G. Alexander, 505 Magnolia Drive, Vestal, New York 13850 for speech therapy and swallowing evaluation services for the Willow Point Nursing Home for the period January 1, 2011, through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$68 per hour, total amount not to exceed \$38,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020604.6004405 (Rehabilitation and Therapy 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-19, Nays-0

RESOLUTION NO. 379

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PATRICIA M. MONZO-SALMON, RPH, FOR PHARMACY CONSULTANT SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 460 of 2009, authorized renewal of the agreement with Patricia M. Monzo-Salmon, RPh, for pharmacy consultant services for the Willow Point Nursing Home at a rate of \$45 per hour, total amount not to exceed \$40,843, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to assist in pharmacy issues and cost containment at the Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$46.25 per hour, total amount not to exceed \$29,250 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Patricia M. Monzo-Salmon, RPh, 98 Moore Avenue, Binghamton, New York 13903-3124, for pharmacy consultant services at the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$46.25 per hour, total amount not to exceed \$29,250 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020404.6004573 (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-19, Nays-0

RESOLUTION NO. 380

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH F. KEITH KENNEDY, MD, PC, FOR MEDICAL DIRECTOR SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 457 of 2009, authorized renewal of the agreement with F. Keith Kennedy, MD, PC for Medical Director services for the Willow Point Nursing Home at an amount not to exceed \$73,428, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to have a Medical Director on staff at the Willow Point Nursing Home as required by New York State, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, in the amount of \$6,119 per month, total amount not to exceed \$73,428, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with F. Keith Kennedy, MD, PC, 21 Mitchell Avenue, Binghamton, New York 13903 for Medical Director services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$6,119 per month, total amount not to exceed \$73,428 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27010404.6004411 (Physician 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-19, Nays-0

RESOLUTION NO. 381

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH K & A RADIOLOGICAL TECHNOLOGY, INC. FOR PROFESSIONAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 458 of 2009, authorized renewal of the agreement with K & A Radiological Technology, Inc. for professional services for the Willow Point Nursing Home at an amount not to exceed \$26,400, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for on-site portable x-ray, EKG and Holter monitoring services for nursing home residents and to directly bill the nursing home for Medicare Part A eligible residents, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$22,000, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with K & A Radiological Technology, Inc., 2706 East Main Street, Endicott, New York 13760 for professional services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$22,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020204.6004573 (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-19, Nays-0

RESOLUTION NO. 382

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH FONTANESE, FOLTS, AUBRECHT, ERNST, BAMMEL ARCHITECTS, PC FOR ENGINEERING/ARCHITECTURAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2001-2010

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, 594 of 2006, 747 of 2007, 587 of 2008 and 208 of 2010, authorized an agreement with Fontanese, Folts, 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, 2010, 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 through December 31, 2011 to cover any post submission follow up activity that may be requested by the State regarding the nursing home feasibility study and certificate of need 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, Folts, Aubrecht, Ernst, Bammel Architects, PC, 666 Main St., East Aurora, NY 14052-2492, to extend the term of the agreement to March 1, 2001 through December 31, 2011, 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, 594 of 2006, 747 of 2007, 587 of 2008 and 208 of 2010, 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-19, Nays-0

RESOLUTION NO. 383

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH DENTSERV FOR DENTAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 459 of 2009, authorized renewal of the agreement with DentServ for dental services for the Willow Point Nursing Home at an amount not to exceed \$65,192 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for full dental services for residents at the Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the amount of \$5,266 per month, plus an additional \$2,000 for outpatient oral surgery, total amount not to exceed \$65,192, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with DentServ, 15 Canal Road, Pelham Manor, New York 10803 for dental services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$5,266 per month, plus an additional \$2,000 for outpatient oral surgery, total amount not to exceed \$65,192 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020104.6004411 (Physician 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-19, Nays-0

RESOLUTION NO. 384

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING PAYMENT TO VARIOUS VENDORS FOR SERVICES CLASSIFIED UNDER THE CONSOLIDATED BILLINGS PROSPECTIVE PAYMENT SYSTEM FOR SKILLED NURSING FACILITIES FOR 2011

WHEREAS, this County Legislature, by Resolution 524 of 2009 authorized blanket approval to pay for services classified under the Consolidated Billings Prospective Payment System for Skilled Nursing Facilities at the Physician Fee Schedule where applicable, total amount not to exceed \$10,000 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, the Balanced Budget Act of 1997 created a Consolidated Billings Prospective Payment System for Skilled Nursing Facilities whereby the SNF is responsible for submitting all Medicare claims for the services/products that its residents receive, and

WHEREAS, the administrator of the Willow Point Nursing Home requests authorization for payment to various vendors for services classified under the Consolidated Billings Prospective

Payments System for Skilled Nursing Facilities, at the Physician Fee Schedule where applicable, for the period January 1, 2011 through December 31, 2011, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes payment to various vendors for services classified under the Consolidated Billings Prospective Payment System for Skilled Nursing Facilities, at the Physician Fee Schedule where applicable, total amount not to exceed \$5,000 for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from various budget lines, 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-19, Nays-0

RESOLUTION NO. 385

By Public Health and Environmental Protection, Personnel, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE DRUG FREE COMMUNITIES SUPPORT PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 398 of 2009, authorized and approved renewal of the Drug Free Communities Support Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$125,000 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program's goal is to strengthen and expand capacity for systemic change by increasing community involvement and continuing to gather and use information regarding youth substance use to create change in the factors that have been demonstrated by research to influence alcohol and other drug use among youth, and

WHEREAS, it is desired to renew said program grant in the amount of \$125,000 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$125,000 from the United States Department of Justice, Office of the Justice Programs, 810 Seventh Street NW-5th Floor, Washington, DC 20531, for the Department of Mental Health's Drug Free Communities Support Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$125,000, 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-19, Nays-0

RESOLUTION NO. 386

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE MENTAL HEALTH ADMINISTRATIVE SUPPORT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 396 of 2009, authorized and approved renewal of the Mental Health Administrative Support Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$72,150 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides funding for a Principal Account Clerk responsible for monitoring the Office of Mental Health regulations and Broome County procedures, and

WHEREAS, it is desired to renew said program grant in the amount of \$76,231 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$76,231 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Administrative Support Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$76,231, 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-19, Nays-0

RESOLUTION NO. 387

By Public Health and Environmental Protection, Personnel, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE VOCATIONAL SUPPORT PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 403 of 2009, authorized and approved renewal of the Vocational Support Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$133,831 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides assistance to mentally ill individuals striving to achieve their vocational goals, and

WHEREAS, it is desired to renew said program grant in the amount of \$77,091 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$77,091 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Vocational Support Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$77,091, 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-19, Nays-0

RESOLUTION NO. 388

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF CHILDREN'S HOME OF WYOMING CONFERENCE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH CHILDREN'S HOME OF WYOMING CONFERENCE TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 402 of 2009, authorized and approved renewal of the Children's Home of Wyoming Conference Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$60,885 and authorized an agreement with Children's Home of Wyoming Conference to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides support and respite services to children and families of children who have serious emotional illness, and

WHEREAS, it is desired to renew said program grant in the amount of \$61,389, adopt a program budget and renew the agreement with Children's Home of Wyoming Conference to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$61,389 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Children's Home of Wyoming Conference Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$61,389, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York 13901-1696, to administer the Department of Mental Health's Children's Home of Wyoming Conference Program Grant for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$61,389 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005029.2610294 (Contracted Services-Children's Home of Wyoming Conference), 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-19, Nays-0

RESOLUTION NO. 389

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE FAIRVIEW RECOVERY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH FAIRVIEW RECOVERY SERVICES, INC. TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 401 of 2009, authorized and approved renewal of the Fairview Recovery Services Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$1,328,661 and authorized an agreement with Fairview Recovery Services, Inc. to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides short and long-term residential services and crisis intervention for men and women with alcohol-related problems, and

WHEREAS, it is desired to renew said program grant in the amount of \$1,316,286, adopt a program budget and renew the agreement with Fairview Recovery Services, Inc. to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$928,215 from the New York State Office of Alcoholism & Substance Abuse Services, 1450 Western Avenue, Albany, New York 12203 and \$388,071 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Fairview Recovery Services Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$1,316,286, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Fairview Recovery Services, Inc., 5 Merrick Street, Binghamton, New York 13904 to administer the Department of Mental Health's Fairview Recovery Services Program Grant for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,316,286 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005012.2610295 (Contracted Services-Fairview Recovery 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-19, Nays-0

RESOLUTION NO. 390

By Public Health and Environmental Protection and Finance Committees Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF MENTAL HEALTH ASSOCIATION PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE MENTAL HEALTH ASSOCIATION OF THE SOUTHERN TIER, INC. TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 400 of 2009, authorized and approved renewal of the Mental Health Association Program grant for the Department of Mental Health, adopted a program budget in the amount of \$764,183 and authorized an agreement with the Mental Health Association of the Southern Tier, Inc. to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, the purpose of said program grant is to improve the quality of care available to persons with mental and emotional disabilities, educate the public about the causes, treatments and prevention of mental illness and advocate for changes in law governing the care of the mentally ill, and

WHEREAS, it is desired to renew said grant program in the amount of \$764,183, adopt a program budget and renew the agreement with the Mental Health Association of the Southern Tier, Inc. to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$764,183 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York, 12229, for the Department of Mental Health's Mental Health Association Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$764,183, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Mental Health Association of the Southern Tier, Inc., 153 Court Street, Binghamton, New York 13901, to administer said program for the Department of Mental Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$764,183 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005009.2610296 (Contracted Svcs-MHA), 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-19, Nays-0

RESOLUTION NO. 391

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE YWCA OF BINGHAMTON PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE YWCA OF BINGHAMTON TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 399 of 2009, authorized and approved the Shelter Plus Care Program through the YWCA of Binghamton Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$78,480 and authorized an agreement with the YWCA of Binghamton to administer said program for 2010, and

WHEREAS, said grant program provides funding to cover transitional housing costs for homeless women or women living in emergency shelters within the community, and

WHEREAS, it is desired to renew said grant program in the amount of \$78,480, adopt a program budget and renew the agreement with YWCA of Binghamton to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$78,480 from the United States Department of Housing and Urban Development, Shelter Plus Care Program, Buffalo Office, 465 Main Street, Buffalo, New York 14203-1780, for the Department of Mental Health's 2011 YWCA of Binghamton Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$78,480, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the YWCA of Binghamton, 80 Hawley Street, Binghamton, New York 13901, to administer the YWCA of Binghamton Program, for the Department of Mental Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$78,480 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005034.2610298 (Contracted Srvs-YWCA of Bing.), 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-19, Nays-0

RESOLUTION NO. 392

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE LOURDES HOSPITAL PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LOURDES HOSPITAL FOR 2010

WHEREAS, this County Legislature, by Resolution 465 of 2009, authorized renewal of the Lourdes Hospital Program Grant for the Department of Mental Health, adopted a program budget in the total amount of \$354,999 and authorized an agreement with Lourdes Hospital to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides school based counseling and prevention services to students who are at risk of drug and alcohol use due to personal, school, peer or family problems, who are exhibiting risk-taking behaviors, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$47,760 in grant appropriations and amend the agreement with Lourdes Hospital to reflect an increase of \$47,760, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Lourdes Hospital Program Grant to reflect an increase of \$47,760 for the period January 1, 2010 through December 31, 2010, 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 \$402,759, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 to increase the not to exceed amount by \$47,760 for the period January 1, 2010 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 \$402,759 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 465 of 2009, 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-19, Nays-0

RESOLUTION NO. 393

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH COORDINATED CARE SERVICES, INC. FOR THE QUALITY ASSURANCE AND ACCOUNTABILITY PROJECT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010

WHEREAS, this County Legislature, by Resolution 540 of 2009, authorized the renewal of the Quality Assurance and Accountability Project Program Grant for the Department of Mental

Health, adopted a program budget in the amount of \$290,970 and authorized an agreement with Coordinated Care Services, Inc. to administer said program for the period January 1, 2010 through December 1, 2010 in an amount not to exceed \$278, 373, and

WHEREAS, said program grant provides stronger management and quality assurance capabilities as well as monitoring performance expectations, and

WHEREAS, it is necessary to authorize the amendment of said agreement to reduce the amount paid to Coordinated Care Services from \$278,373 to an amount not to exceed \$253,093 to allow for the expense of the Mental Health Imaging Project, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Coordinated Care Services, Inc., 1099 Jay Street, Rochester, New York 14611, to reduce the not to exceed amount by \$25,280 for management and quality assurance services for the Department of Mental Health for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$253,093, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573.2610283 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 540 of 2009, 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-19, Nays-0

RESOLUTION NO. 394

By Public Health and Environmental Protection, County Administration, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN AGREEMENT WITH E-BIZDOCS FOR SERVICES FOR THE MENTAL HEALTH IMAGING PROJECT FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010-2011

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with E-BizDocs for services for the Mental Health Imaging Project for the Department of Mental Health at a cost not to exceed \$25,280, for the period October 1, 2010 through March 31, 2011, and

WHEREAS, said agreement is necessary for the conversion of data, indexing of data and installation of the system on the County network for the Mental Health Imaging Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with E-BizDocs, Inc., 85 Broadway, Menands, New York, 12204, for services for the Mental Health Imaging Project for the Department of Mental Health for the period October 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$25,280 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573.2610283 (Other Fees for Service), and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 395

By Public Health and Environmental Services and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE SLIDING SCALE FEE SCHEDULE FOR CLINICAL SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH

WHEREAS, this County Legislature, by Resolution 184 of 2002, authorized the establishment of a sliding scale fee schedule for clinical services to self-pay clients for the Department of Mental Health, effective January 1, 2002, and

WHEREAS, said fee schedule ranged from \$5 to \$95, depending on family income and family size, and

WHEREAS, it is necessary to authorize the amendment of the fee schedule to modify the rates of the self-pay sliding scale fee schedule due to the Office of Mental Health set rate for licensed county operated Article 31 clinics with the new fee schedule effective October 1, 2010, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment modifying the sliding scale fee schedule for clinical services to self-pay clients for the Department of Mental Health effective October 1, 2010, attached hereto as Exhibit 'A', and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be made from budget line 26000004.5000120 (Mental Health Fees), and be it

FURTHER RESOLVED, that Resolution 184 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-19, Nays-0

RESOLUTION NO. 396

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN AGREEMENT WITH QUEST DIAGNOSTICS FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF BROOME, CHENANGO AND TIOGA COUNTIES GRANT 2010-2011

WHEREAS, the Director of the Department of Health requests authorization for an agreement with Quest Diagnostics for services for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties Grant at rates set by the New York State Department of Health Upstate Fee Schedule for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said agreement is necessary to provide a regional approach to breast, cervical, colorectal and prostate cancer screening, diagnosis, education, treatment and follow-up to uninsured or under-insured women and men in Broome, Chenango and Tioga Counties, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Quest Diagnostics, 200 Gateway Park Drive, North Syracuse, New York, 13212, for services for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties Grant for the period of April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates set by the New York State Department of Health Upstate Fee Schedule as annexed here to as Exhibit "A", and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413.2510341 (Other Health & Medical Services) for the period April 1, 2010 through June 29, 2010; 25010004.6004406.2510313 (Medical & Hospital Services) for the period April 1, 2010 through March 31, 2011; 25010004.6004413 (Other Health & Medical Services) for the period June 30, 2010 through March 31, 2011, 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-19, Nays-0

RESOLUTION NO. 397

By Public Safety and Emergency Services, Personnel, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE PRE-TRIAL RELEASE PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 482 of 2009, authorized and approved the renewal of the Pre-Trial Release Program Grant for the Department of Probation and adopted a program budget in the amount of \$138,947 for the period January 1, 2010 through December 31, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$147,452 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$37,816 from the New York State Division of Probation and Correctional Alternatives, 80 Wolf Road, Albany, New York 12205, for the Department of Probation's Pre-Trial Release Program for the period January 1, 2011 through December 31, 2011, 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 \$147,452, 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-19, Nays-0

RESOLUTION NO. 398

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE PROBATION ELIGIBLE DIVERSION PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION, ADOPTING A PROGRAM

BUDGET AND RENEWING AN AGREEMENT WITH BI, INC. FOR ELECTRONIC MONITORING SERVICES FOR 2011

WHEREAS, this County Legislature, by Resolution 600 of 2009, authorized and approved the renewal of the Probation Eligible Diversion Program Grant for the Department of Probation, adopted a program budget in the amount of \$66,095 and authorized an agreement with BI, Inc., for electronic monitoring services for the period January 1, 2010 through December 31, 2010, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$75,163, adopt a program budget and renew the agreement with BI Inc. for electronic monitoring services for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$67,590 from the New York State Division of Probation and Correctional Alternatives, 80 Wolf Road, Albany, New York 12205 for the Department of Probation's Probation Eligible Diversion Program Grant for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$75,163, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with BI, Inc., 6400 Lookout Road, Boulder, CO 80301, for electronic monitoring services, for the Department of Probation for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 21010003.6004146.2110059 (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-19, Nays-0

RESOLUTION NO. 399

By Public Safety and Emergency Services, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF ROCKEFELLER DRUG LAW STIMULUS FUNDING PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2011

WHEREAS, this County Legislature, by Resolution 609 of 2009, authorized and approved acceptance of the Rockefeller Drug Law Stimulus Funding Program Grant for the Department of Probation and adopted a program budget in the amount of \$176,000 for the period October 1, 2009 through September 30, 2011, and

WHEREAS, said program grant provides funding for investigation and supervision of the new drug offense cases provided through the American Recovery and Reinvestment Act (ARRA), through a sub-allocation of the Federal Byrne Grant from the New York State Department of Criminal Justice Services to the New York State Division of Probation and Correctional Alternatives, and

WHEREAS, it is necessary at this time to revise said program to reflect a reallocation of grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Rockefeller Drug Law Stimulus Funding Program Grant to reflect a reallocation of grant appropriations for the period October 1, 2009 through September 30, 2011, 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 \$176,000, and be it

FURTHER RESOLVED, that Resolution 609 of 2009, 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-19, Nays-0

RESOLUTION NO. 400

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CHILD CARE AND DEVELOPMENT BLOCK GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 415 of 2009, authorized and approved renewal of the Child Care and Development Block Grant for the Department of Social Services and adopted a program budget in the amount of \$4,607,896 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides funds for child care subsidies to low income families and for activities related to improving the quality and availability of child day care services, and

WHEREAS, it is desired to renew said program grant in the amount of \$3,719,348 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,719,348 from the New York State Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144, for the Department of Social Services Child Care and Development Block Grant for the period October 1, 2010 through September 30, 2011, 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 \$3,719,348, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and allocate additional Child Care and Development Block Grant funds as may be allocated by New York State Office of Temporary and Disability Assistance for the period October 1, 2010 through

September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 401

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 416 of 2009, authorized and approved renewal of the Food Stamp Employment and Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$193,610 for the period October 1, 2009 through September 30, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$167,400 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$167,400 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001, for the Department of Social Services' Food Stamp Employment and Training Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$167,400, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and allocate additional Food Stamp Employment and Training funds as may be allocated by New York State Office of Temporary and Disability Assistance for the period October 1, 2010 through September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 402

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 427 of 2009, as amended by Resolution 173 of 2010, authorized and approved renewal of the Home Energy Assistance Program (HEAP) Grant for the Department of Social Services and adopted a program budget in the amount of \$707,457, which was increased to \$708,957 as authorized in Resolution 427 of 2009, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides low income households with assistance for energy costs, and

WHEREAS, it is desired to renew said program grant in the amount of \$505,831 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$505,831 from the Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243 for the Department of Social Service's Home Energy Assistance Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$505,831, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and allocate additional Home Energy Assistance Program funds as may be allocated by New York State Office of Temporary and Disability Assistance for the period October 1, 2010 through September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 403

By Public Works Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT WITH NEW YORK STATE ELECTRIC AND GAS (NYSEG) IN CONNECTION WITH PROVIDING ELECTRIC SERVICE TO THE SECTION IV SCALE HOUSE

WHEREAS, the Broome County Public Works Division of Solid Waste is involved in building interior roads and a new scale house in Section IV of the Broome County Landfill, and

WHEREAS, it is necessary to provide electric service for the Section IV scale house, and

WHEREAS, NYSEG in connection with installing the service line requires an easement along the access road to the Section IV scale house, and

WHEREAS, the Deputy Commissioner of Public Works for Solid Waste Management has requested authorization to enter into an agreement with NYSEG in connection with installing an electric service for the Section IV scale house, and

WHEREAS, the Commissioner of Public Works has determined that granting this easement is necessary to complete the project, now, therefore, be it

RESOLVED, that in consideration of NYSEG installing an electric service to the scale house in Section IV, this County Legislature hereby grants an easement to New York State Electric and Gas Corporation (NYSEG), 18 Link Drive, Kirkwood, New York, running through land owned by Broome County north of Dunham Hill Road in the Towns of Nanticoke and Barker as more fully described in a map and property description referred to as Exhibit "A", annexed hereto, 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-19, Nays-0

RESOLUTION NO. 404

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE YOUTH TOBACCO ENFORCEMENT AND PREVENTION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 408 of 2009, as amended by Resolution 162 of 2010, 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 amount of \$60,311 for the period October 1, 2009 through September 30, 2010, and

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

WHEREAS, it is desired to renew said program grant for the Department of Health in the amount of \$55,305, for the period October, 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,305 from New York State Department of Health, Bureau of Community Sanitation and Food Protection, Flannigan Square, 547 River Street, Troy, New York 12180 for the Department of Health's Youth Tobacco Enforcement and Prevention Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$55,305, 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-19, Nays-0

RESOLUTION NO. 405

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE ENHANCED WATER SUPPLY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 70 of 2010, authorized and approved renewal of the Enhanced Water Supply Program Grant for the Department of Health and adopted a program budget in the amount of \$130,580 for the period April 1, 2010 through March 31, 2011, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$10,193 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Enhanced Water Supply Program Grant to reflect an increase of \$10,193 for the period April 1, 2010 through March 31, 2011, 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 \$140,773, and be it

FURTHER RESOLVED, that Resolution 70 of 2010, 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-19, Nays-0

RESOLUTION NO. 406

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN AGREEMENT WITH MONA WYSOCKI FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF HEALTH'S PRESCHOOL EDUCATION PROGRAM FOR 2010-2012

WHEREAS, the Director of Public Health requests authorization for an agreement with Mona Wysocki, SLP, CCC for professional services for the Department of Health's Preschool Education Program at rates set by the New York State Department of Health and the Broome County Health Department for the period October 1, 2010 through June 30, 2012, and

WHEREAS, said agreement is necessary for speech evaluations and services for the Preschool Education Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mona Wysocki, SLP, CCC, 37 Newman Avenue, Binghamton, New York 13901 for professional services for the Department of Health's Preschool Education Program for the period October 1, 2010 through June 30, 2012, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various, 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-19, Nays-0

RESOLUTION NO. 407

By Finance, Personnel, and Public Health and Environmental Protection Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2010-2011 Child Fatality Review Team Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
From:	25010004	6001001	2510354	Salaries Part Time	\$ 9,450
	25010004	6004012	2510354	Office Supplies	\$ 3,132
	25010004	6004100	2510354	Postage & Freight	\$ 350
	25010004	6004137	2510354	Advertising & Promo	\$ 8,000
	25010004	6004160	2510354	Mileage and Parking	\$ 500
	25010004	6004162	2510354	Education & Training	\$ 1,250
	25010004	6004615	2510354	Gasoline Chargeback	\$ 150
	25010004	6004616	2510354	Fleet Svc Chargeback	\$ 150
	25010004	6004617	2510354	Duplicating/Printing Chgbk	\$ 1,942
	25010004	6004618	2510354	Office Supplies Chgbk	\$ 450
	25010004	6004626	2510354	Transportation Svcs. Chgbk	\$ 150
	25010004	6008001	2510354	State Retirement	\$ 902
	25010004	6008002	2510354	Social Security	\$ 723
	25010004	6008004	2510354	Workers Comp	\$ 143
	25010004	6008006	2510354	Life Insurance	\$ 5
	25010004	6008007	2510354	Health Insurance	\$ 4,543
	25010004	6008010	2510354	Disability Insurance	\$ 37
	25010004	6008011	2510354	Unemployment Insurance	\$ 198
				Total	\$32,075
TO:	25010004	6004138	2510354	Other Operational Exp	\$ 2,050
	25010004	6004146	2510354	Subcontracted Prog Exp	\$ 1,059
	25010004	6004147	2510354	Other Program Exp	\$ 4,300
	25010004	6004161	2510354	Travel Hotel & Meals	\$ 812
	25010004	6004610	2510354	Personal Svc. Chgbk	\$23,854
				Total	\$32,075

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Traffic Safety Program Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
From:	25010004	6001000	2510344	Salaries, Full Time	\$ 590
	25010004	6004161	2510344	Travel Hotel & Meals	\$ 400
	25010004	6004615	2510344	Gas Chargeback	\$ 140

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	25010004	6004617	2510344	Duplicating & Printing Chgbk	\$ 115
	25010004	6004626	2510344	Transportation Svcs.	\$ 50
	25010004	6008001	2510344	State Retirement	\$ 728
	25010004	6008002	2510344	Social Security	\$ 120
	25010004	6008004	2510344	Worker's Comp	\$ 32
	25010004	6008006	2510344	Life Insurance	\$ 5
				Total	\$ 2,180
To:	25010004	6004160	2510344	Mileage & Parking Local	\$ 83
	25010004	6004162	2510344	Education & Training	\$ 100
	25010004	6004606	2510344	Telephone Billing Chgbk	\$ 320
	25010004	6004609	2510344	Data Processing Chgbk	\$ 1,358
	25010004	6004616	2510344	Fleet Svc. Chgbk	\$ 87
	25010004	6008007	2510344	Health Insurance	\$ 223
	25010004	6008010	2510344	Disability	\$ 9
				Total	\$ 2,180

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Early Intervention Administration Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
From:	25010004	6001001	2510349	Salaries Part Time	\$13,246
	25010004	6008001	2510349	State Retirement	\$ 971
	25010004	6008002	2510349	Social Security	\$ 389
	25010004	6008006	2510349	Life Insurance	\$ 9
	25010004	6008007	2510349	Health Insurance	\$ 2,688
	25010004	6008010	2510349	Disability	\$ 19
				Total	\$17,322
To:	25010004	6001002	2510349	Salaries Temporary	\$10,161
	25010004	6001003	2510349	Salaries Overtime	\$ 2,432
	25010004	6004610	2510349	Personal Svcs. Chgbk	\$ 4,492
	25010004	6008004	2510349	Workers Comp	\$ 237
				Total	\$17,322

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Children with Special Health Care Needs Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
From:	25010004	6001001	2510350	Salaries Part Time	\$ 123
	25010004	6004045	2510350	Training & Educational Supp	\$ 1,783
	25010004	6008001	2510350	State Retirement	\$ 301
	25010004	6008002	2510350	Social Security	\$ 103
	25010004	6008004	2510350	Workers Comp	\$ 6
	25010004	6008006	2510350	Life Insurance	\$ 1
				Total	\$ 2,317
To:	25010004	6008007	2510350	Health Insurance	\$ 2,309
	25010004	6008010	2510350	Disability Insurance	\$ 8
				Total	\$ 2,317

Carried. Ayes-19, Nays-0

RESOLUTION NO. 408

By Public Health and Environmental Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE CITY OF BINGHAMTON FOR SERVICES IN CONNECTION WITH THE DEPARTMENT OF HEALTH'S BUILDING A HEALTHY NATION: STRATEGIC ALLIANCE FOR HEALTH CDC GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 557 of 2009, as amended by Resolution 149 of 2010, authorized an agreement with the City of Binghamton for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant at an amount not to exceed \$11,175 for the period November 20, 2009 through September 29, 2010, and

WHEREAS, said agreement is necessary to perform built environment activities associated with increasing physical activity levels in the community and function as a designated worksite to implement policies, systems and environmental changes that will increase employee health and wellness and decrease costs associated with health care, and

WHEREAS, said agreement expires by its terms on September 29, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$10,000, for the period November 20, 2010 through September 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the City of Binghamton, 38 Hawley Street, Binghamton, New York 13901 for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant for the period September 30, 2010 through September 29, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510373 (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-19, Nays-0

RESOLUTION NO. 409

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE BINGHAMTON CITY SCHOOL DISTRICT FOR SERVICES IN CONNECTION WITH THE DEPARTMENT OF HEALTH'S BUILDING A HEALTHY NATION: STRATEGIC ALLIANCE FOR HEALTH CDC GRANT FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 529 of 2009, authorized an agreement with the Binghamton City School District for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant at a cost not to exceed \$15,000 for the period November 20, 2009 through September 29, 2010, and

WHEREAS, said agreement is necessary to coordinate nutrition and physical education intervention strategies that will result in policy, systems and environmental changes to ultimately increase student health status, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$4,212 to cover costs for additional learning in motion trainings, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Binghamton City School District, 98 Oak Street, Binghamton, New York 13901 to increase the not to exceed amount by \$4,212 to cover costs for additional learning in motion trainings in connection with the Department of Health's Building a Healthy Nation:

Strategic Alliance for Health CDC Grant for the period November 20, 2009 through September 29, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$19,212, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510342 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 529 of 2009, 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-19, Nays-0

RESOLUTION NO. 410

By Public Health and Environmental Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE BINGHAMTON CITY SCHOOL DISTRICT FOR SERVICES IN CONNECTION WITH THE DEPARTMENT OF HEALTH'S BUILDING A HEALTHY NATION: STRATEGIC ALLIANCE FOR HEALTH CDC GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 529 of 2009, as amended by companion resolution, authorized an agreement with the Binghamton City School District for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant at an amount not to exceed \$19,212 for the period November 20, 2009 through September 29, 2010, and

WHEREAS, said agreement is necessary to perform built environment activities associated with increasing physical activity levels in the community and function as a designated worksite to implement policies, systems and environmental changes that will increase employee health and wellness and decrease costs associated with health care, and

WHEREAS, said agreement expired by its terms on September 29, 2011, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$15,000, for the period September 30, 2010 through September 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Binghamton City School District, 98 Oak Street, Binghamton, New York 13901 for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant for the period September 30, 2010 through September 29, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor an amount not to exceed \$15,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510373 (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-19, Nays-0

RESOLUTION NO. 411

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE INMATE STD TESTING/JAIL PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 327 of 2009, authorized renewal of the Inmate STD Testing/Jail Program Grant for the Department of Health and adopted a program budget in the amount of \$49,645 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides STD/HIV education, testing and treatment of inmates at the Broome County Correctional Facility, and

WHEREAS, it is desired to renew said program grant in the amount of \$63,415 for the period of January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$63,415 from the Broome County Correctional Facility, 155 Lt. VanWinkle Drive, PO Box 2047, Binghamton, New York 13902-2047, for the Department of Health's Inmate STD Testing/Jail Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$63,415, 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-19, Nays-0

RESOLUTION NO. 412

By Public Health and Environmental Protection, Personnel, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE TRAFFIC SAFETY AWARENESS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 410 of 2009, as amended by Resolution 616 of 2009, authorized and approved renewal of the Traffic Safety Awareness Program Grant for the Department of Health and adopted a program budget in the amount of \$71,480 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant supports local programs, public education events and activities designed to reduce mortality and morbidity related to traffic accidents, and

WHEREAS, it is desired to renew said program grant in the amount of \$71,480 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$71,480 from New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Room 414, Albany, New York 12228 for the Department of Health's Traffic Safety Awareness Program Grant, for the period October 1, 2010 through September 30, 2011, 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 \$71,480, 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-19, Nays-0

RESOLUTION NO. 413

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CHILD PASSENGER SAFETY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by 559 of 2009, authorized and approved the Child Passenger Safety Program Grant for the Department of Health and adopted a program budget in the amount of \$3,424 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said programs goal is to increase the proper use and installation of child safety seats and allow low income families access to child safety seats with proper installation, and

WHEREAS, it is desired to renew said program grant in the amount of \$5,000 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,000 from the New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Room 414, Albany, New York 12228 for the Department of Health's Child Passenger Safety Program for the period October 1, 2010 through September 30, 2011, 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 \$5,000, 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-19, Nays-0

RESOLUTION NO. 414

By Public Health and Environmental Protection, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CHILDREN WITH SPECIAL HEALTH CARE NEEDS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 405 of 2009, as amended by Resolution 171 of 2010, authorized and approved renewal of the Children with Special Health Care Needs Program Grant for the Department of Health and adopted a program budget in the amount of \$26,967 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides aid for children with developmental delays and disabilities whose families meet income criteria based upon Federal poverty guidelines, refers families without health insurance to public health insurance programs, and provides information regarding available services for children with special needs, and

WHEREAS, it is desired to renew said program grant in the amount of \$26,270 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$26,270 from New York State Department of Health, Division of Family Health-Fiscal Unit, Corning Tower, Empire State Plaza, Albany, New York 12237-0657, for the Department of Health's Children with Special Health Care Needs Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$26,270, 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-19, Nays-0

RESOLUTION NO. 415

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE EARLY INTERVENTION ADMINISTRATION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 406 of 2009 authorized and approved renewal of the Early Intervention Administration Program Grant for the Department of Health and adopted a program budget in the amount of \$122,101, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant identifies and registers infants and children with suspected disabilities and developmental delays and refers them to the Early Intervention Program to ensure they are provided with appropriate services, and

WHEREAS, it is desired to renew said program grant in the amount of \$122,101 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$122,101 from New York State Department of Health, Division of Family Health-Fiscal Unit, Corning Tower, Empire State Plaza, Albany, New York 12237-0657 for the Department of Health's Early Intervention Administration Program Grant for the period October 1, 2010 through September 30, 2011 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 \$122,101, 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-19, Nays-0

RESOLUTION NO. 416

By Finance, Public Works and Transportation and Rural Development Committees
Seconded by Mr. Herz

RESOLUTION AMENDING THE 2010 CAPITAL IMPROVEMENT PROGRAM FOR AIRPORT SECURITY UPGRADE PROJECT

RESOLVED, that the 2010 Capital Improvement Program is hereby amended to create a new project for the Department of Aviation as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County*</u>
2830034	Airport Security Upgrades	\$160,000	\$	\$	\$160,000

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2010	10	14	\$0	0

TO:

Estimated Construction Cost:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County*</u>
2830034	Airport Security Upgrades	\$303,777	\$	\$	\$303,777

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2010	10	14	\$0	0

*County's portion funded by Passenger Facility Charge funds 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 Fund to provide sufficient cash to proceed and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 417

By Public Health and Environmental Protection, Personnel, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 409 of 2009, as amended by Resolutions 169 and 220 of 2010, authorized and approved renewal of the Women, Infants, and Children's Program Grant for the Department of Health and adopted a program budget in the amount of \$1,084,395, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program provides quality nutrition education and services, child growth monitoring, breastfeeding promotion and education, substance abuse screening and referral, smoking cessation counseling, access to maternal prenatal, and pediatric health-care services and a monthly nutritious food package, and

WHEREAS, it is desired to renew said program grant in the amount of \$1,159,002 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,159,002 from New York State Department of Health, 217 South Salina Street, Syracuse, New York 13202 for the Department of Health's Women, Infants, and Children's Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$1,159,002, 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-19, Nays-0

RESOLUTION NO. 418

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES HRI GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 342 of 2009, as amended by Resolution 215 of 2010, authorized and approved renewal of the Cancer Services Program of Chemung and Schuyler Counties HRI Grant for the Department of Health and adopted a program budget in the amount of \$41,989 for the period of June 30, 2009 to June 29, 2010, and

WHEREAS, said program grant provides early screening and detection of breast and cervical cancer to uninsured and under-served individuals in Chemung and Schuyler Counties, and

WHEREAS, it is desired to renew said program grant in the amount of \$29,235 for the period of June 30, 2010 to June 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$29,235 from Health Research Inc., Riverview Center, 150 Broadway-Suite 560, Menands, New

York 12204 for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties HRI Grant for the period June 30, 2010 through June 29, 2011, 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 \$29,235, 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-19, Nays-0

RESOLUTION NO. 419

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF BROOME, CHENANGO AND TIOGA COUNTIES HRI GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 341 of 2009, authorized and approved renewal of the Cancer Services Program of Broome, Chenango and Tioga Counties HRI Grant for the Department of Health and adopted a program budget in the amount of \$118,883 for the period of June 30, 2009 to June 29, 2010, and

WHEREAS, said program grant provides early screening and detection of breast and cervical cancer to uninsured and under-served individuals in Broome, Chenango and Tioga Counties, and

WHEREAS, it is desired to renew said program grant in the amount of \$78,321 for the period of June 30, 2010 to June 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$78,321 from Health Research Inc., Riverview Center, 150 Broadway-Suite 560, Menands, New York 12204 for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties HRI Grant for the period June 30, 2010 through June 29, 2011, 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 \$78,321, 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-19, Nays-0

RESOLUTION NO. 420

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF HEALTHY FAMILIES NEW YORK: HEALTHY FAMILIES BROOME PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LOURDES HEALTH CARE SYSTEM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 165 of 2010, authorized the Healthy Families New York: Healthy Families Broome Program Grant for the Department of Health, adopted a program budget in the total amount of \$484,683 and authorized an agreement with Lourdes Health Care System to administer said program for the period July 1, 2010 through June 30, 2011, and

WHEREAS, said program grant is designed to prevent child abuse and neglect and promote positive outcomes for young children and their families through home visiting services, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$56,766 in grant appropriations and amend the agreement with Lourdes Health Care System to reflect an increase of \$51,792, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Healthy Families New York: Healthy Families Broome Program Grant to reflect an increase in the amount of \$56,766 for the period July 1, 2010 through June 30, 2011, 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 \$541,449, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Health Care System, 219 Front Street, Binghamton, New York 13905 to reflect an increase of \$51,792, for services related to the Department of Health's Healthy Families New York: Healthy Families Broome Program Grant for the period July 1, 2010 through June 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$373,931 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 165 of 2010, 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-19, Nays-0

RESOLUTION NO. 421

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CHILDHOOD LEAD POISONING PREVENTION PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 68 of 2010, as amended by Resolution 214 of 2010, authorized and approved renewal of the Childhood Lead Poisoning Prevention Program Grant for the Department of Health and adopted a program budget in the amount of \$34,851 for the period April 1, 2010 through September 30, 2010, and

WHEREAS, said program grant provides for the 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 desired to renew said program grant in the amount of \$69,702 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$69,502 from the New York State Department of Health, Bureau of Child and Adolescent Health, Tower Building, Empire State Plaza, Albany, New York 12237, for the Department of Health's Childhood Lead Poisoning Prevention Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$69,702, and be it

FURTHER RESOLVED, the Broome County Health Department is authorized to accept and allocate additional Childhood Lead Poisoning Prevention funds as may be allocated by New York State for the period October 1, 2010 through September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, 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-19, Nays-0

RESOLUTION NO. 422

By Public Health and Environmental Protection, Personnel, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE PRIMARY PREVENTION OF CHILDHOOD LEAD PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 407 of 2009, as amended by Resolution 166 of 2010, authorized and approved renewal of the Primary Prevention of Childhood Lead Program Grant for the Department of Health and adopted a program budget in the amount of \$294,548 for the period October 1, 2009, through September 30, 2010, and

WHEREAS, said program grant will develop a primary prevention program designed to eliminate or reduce the source of lead paint before it is ingested by children, and

WHEREAS, it is desired to renew said program grant in the amount of \$315,060 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$315,060 from New York State Department of Health, Bureau of Community Sanitation and Food Protection, Flannigan Square, Room 55, 547 River Street, Troy, New York 12180, for the Department of Health's Primary Prevention of Childhood Lead Program Grant, for the period October 1, 2010 through September 30, 2011, 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 \$315,060, 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-19, Nays-0

RESOLUTION NO. 423

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING ACCEPTANCE OF THE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Director of Public Health requests authorization to accept a Division of Homeland Security and Emergency Services Program Grant and adopt a program budget in the amount of \$37,190 for the period August 10, 2010 through August 9, 2011, and

WHEREAS, said program grant will support development and revisions of emergency response plans designed to address communicable disease outbreaks, biological, chemical and radiological acts of terrorism and other emergency events, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$37,190 from the Division of Homeland Security and Emergency Services, 1220 Washington Avenue, State Office Campus, Building 7A Suite 710, Albany, New York 12242 for the Department of Health's Division of Homeland Security and Emergency Services Program Grant for the period August 10, 2010 through August 9, 2011, 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 \$37,190, 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-19, Nays-0

RESOLUTION NO. 424

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS AND RESPONSE TO BIOTERRORISM PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 291 of 2010, authorized and approved renewal of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant for the Department of Health and adopted a program budget in the amount of \$57,996 for the period August 10, 2010 through August 9, 2011, and

WHEREAS, said program grant is designed to develop and assist in the implementation of response plans that address all forms of communicable disease outbreaks and terrorist threats including biological, chemical, and radiological, to include training, functional drills/exercises, refinement of redundant communication/technology infrastructure, community training, and continuity of operations among other required deliverables, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$35,305 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant to reflect an increase of \$35,305 for the period August 10, 2010 through August 9, 2011, 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 \$93,301, and be it

FURTHER RESOLVED, that Resolution 291 of 2010, 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-19, Nays-0

RESOLUTION NO. 425

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE MEDICAID TECHNOLOGIES ENHANCEMENT PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 565 of 2009 as amended by Resolution 15 of 2010, authorized and approved renewal of the Medicaid Technologies Enhancement Program Grant for the Department of Social Services and adopted a program

budget in the amount of \$8,774,682 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides timely and appropriate Medicaid eligibility determinations, to conduct managed care activities, disability determinations, provide Medical transportation, dental case management, monitor family type homes and image medical records, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$24,800 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Medicaid Technologies Enhancement Program Grant to reflect an increase of \$24,800 for the period January 1, 2010 through December 31, 2010, 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 \$8,799,482, and be it

FURTHER RESOLVED, that Resolution 565 of 2009 and Resolution 15 of 2010, 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-19, Nays-0

RESOLUTION NO. 426

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE RAPID RE-HOUSING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE MENTAL HEALTH ASSOCIATION OF THE SOUTHERN TIER FOR 2009-2012

WHEREAS, this County Legislature, by Resolution 373 of 2009, authorized the Rapid Re-housing Program Grant for the Department of Social Services, adopted a program budget in the total amount of \$698,555 and authorized an agreement with Coordinated Care Services, Inc., and the Mental Health Association of the Southern Tier to administer said program for the period September 15, 2009 through September 15, 2012, and

WHEREAS, said program grant provides case management and outreach services including client financial assistance and help with administrative duties, including on-site reviews, data collection and evaluation, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$75,021 in grant appropriations and amend the agreement with the Mental Health Association of the Southern Tier to reflect an increase of \$75,021, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Rapid Re-Housing Program Grant to reflect an increase of \$75,021 for the period September 15, 2009 through September 15, 2012, 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 \$773,576, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Mental Health Association of the Southern Tier, 153 Court Street, Binghamton, New York 13901, to reflect an increase of \$75,021 for the Department of Social Services Rapid Re-housing Program Grant for the period September 15, 2009 through September 15, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$737,576 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 373 of 2009, 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-19, Nays-0

RESOLUTION NO. 427

By Finance and Personnel Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH AETNA FOR ADMINISTRATION OF THE MEDICARE ADVANTAGE HEALTH PLAN FOR THE OFFICE OF RISK AND INSURANCE FOR 2011

WHEREAS, this County Legislature, by Resolution 603 of 2009, authorized renewal of the agreement with Aetna for administration of the Medicare Advantage Health Plan for the Office of Risk and Insurance at an amount not to exceed \$58,000 per month for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for the Medicare Advantage Health Plan for Medicare-eligible retirees who were previously insured with RMSCO, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$60,500 per month, for the period January 1, 2011 through December 31, 2011 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Aetna, 1000 Middle Street, Middletown, Connecticut 06457 for administration of the Medicare Advantage Health Plan for the Office of Risk and Insurance for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$50 per person, total amount not to exceed \$60,500 per month for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18010001.6004211.2090 (Part C Premiums), 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-19, Nays-0

RESOLUTION NO. 428

By Finance and Transportation and Rural Development Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING AN AGREEMENT WITH MARSH USA, INC. FOR LIABILITY INSURANCE FOR THE OFFICE OF RISK AND INSURANCE FOR 2010-2011

WHEREAS, the Manager of Risk and Insurance requests authorization for an agreement with Marsh USA, Inc., for liability insurance at a cost not to exceed \$34,300, for the period October 1, 2010 through October 1, 2011, and

WHEREAS, said agreement is necessary for an airport premises liability policy, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Marsh, USA, Inc., 507 Plum Street, Suite 110, Syracuse, New York 13204 for liability insurance for the Office of Risk and Insurance for the period October 1, 2010 through October 1, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$34,300 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201.2090 (Insurance Premiums), 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-19, Nays-0

RESOLUTION NO. 429

By Finance Committee Seconded by Mr. Moran
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TOSKI SCHAEFFER & CO., P.C. FOR AUDIT SERVICES FOR THE OFFICE OF RISK AND INSURANCE FOR 2006-2010

WHEREAS, this County Legislature, by Resolution 704 of 2007, authorized an agreement with Toski, Schaeffer & Co., P.C. for audit services for the Office of Risk and Insurance at a cost not to exceed \$30,000 for the period January 1, 2006 through December 31, 2010, and

WHEREAS, said agreement is necessary to audit the Broome County 457 Deferred Compensation Plan, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2011 at no additional cost to the County, and

WHEREAS, the Manager of Risk and Insurance 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 Toski, Schaeffer & Co., P.C., 555 International Drive, Williamsville, New York 14221 to extend the period through December 31, 2011 at no additional cost to the County for audit services for the Office of Risk and Insurance, and be it

FURTHER RESOLVED, that Resolution 704 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-19, Nays-0

RESOLUTION NO. 430

By Public Health and Environmental Protection, and Transportation and Rural Development Committees Seconded by Mr. Whalen

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO A GENERIC LEASE OF OIL AND NATURAL GAS MINERAL RIGHTS ON COUNTY OWNED LAND

WHEREAS, the County of Broome owns substantial acreage in the County which is suitable for oil and natural gas exploration, and

WHEREAS, the County of Broome is seeking to lease more than 100 acres of County property for oil and natural gas exploration and extraction, and

WHEREAS, it has been determined that a potential lease of more than 100 acres of mineral rights is a Type 1 action subject to the requirements of the New York State Environmental Quality Review Act (SEQRA), and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, under Article 23 of the Environmental Conservation Law, of the State of New York, the laws and regulations of the state supersede all local laws and ordinances relating to the regulation of the oil, gas and solution mining industries, except jurisdiction over local roads and the rights of local governments under the Real Property Law, and

WHEREAS, the NYS Department of Environmental Conservation (DEC) has already prepared a [Generic Environmental Impact Statement](#) (GEIS) under SEQRA to provide a comprehensive review of the potential environmental impacts of oil and natural gas drilling and production and how they are mitigated; and the DEC is currently preparing a supplemental GEIS to assess issues unique to horizontal drilling and high-volume hydraulic fracturing of the Marcellus and other low permeability reservoirs, and

WHEREAS, there are certain terms and conditions that will be part of any lease of county mineral rights constituting a "generic lease" to wit: Any such lease of these rights will describe the leased premises (a full listing of the county owned land to be leased is annexed); prohibit surface activity on county owned parkland and the impoundment areas of county Watershed Management Unit; prohibit surface activity on those portions of the Broome County Landfill that have been or are being used for landfilling of municipal solid waste; and prohibit surface activity on those portions of the Binghamton Regional Airport subject to avigational easements and used for aviation purposes. Any such lease will state that prior to the commencement of any activity by the lessee on the leased premises in connection with the exploration and extraction of oil and natural gas from the leased premises the lessee must first obtain a permit from the New York State Department of Environmental Conservation. Each lease will state that the county will grant rights of ingress and egress to conduct operations and install gathering line pipelines subject to the approval by and regulations of the New York State Public Service Commission and/or the DEC. The location of any surface activity in connection with the lease of mineral rights must be approved in advance by Broome County. In addition each lease shall state that the operation by the Lessee of overweight trucks on county roads will be subject to Chapter 100 of the Broome County Charter and Code; and

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

WHEREAS, Broome County is the only involved agency with respect to the action, and

WHEREAS, the Commissioner of Public Works has prepared Part I of the long form Environmental Assessment Form in connection with the environmental review of the terms of the generic lease which is annexed hereto, and

WHEREAS, the Commissioner of Public Works has requested that this County Legislature declare itself the lead agency in connection with the environmental review of the proposed action, now, therefore, be it

RESOLVED, that this County Legislature hereby declares lead agency status with respect to the environmental review of a generic lease of the oil and natural gas mineral rights on county owned real property.

Heldover by Mr. Whalen

RESOLUTION NO. 431

By Economic Development and Planning and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING ACCEPTANCE OF THE WIA NATIONAL EMERGENCY PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Director of Employment and Training requests authorization to accept a WIA National Emergency Program Grant and adopt a program budget in the amount of \$103,237 for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said program grant provides training and services to long-term unemployed workers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$103,237 from the New York State Department of Labor, State Office Building Campus, Albany, New York 12240 for the Office of Employment and Training's WIA National Emergency Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$103,237, 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-19, Nays-0

RESOLUTION NO. 432

By Finance Committee Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH MARSH USA FOR INSURANCE COVERAGE FOR BROOME COUNTY FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 457 of 2009, authorized renewal of the agreement with MARSH USA for insurance coverage for County-owned property, boiler and machinery, and inland marine at an amount not to exceed \$190,000 for the period October 2, 2009 through October 1, 2010, and

WHEREAS, said services are necessary to procure insurance for County-owned property, and

WHEREAS, said agreement expires by its terms on October 1, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$175,000, for the period October 2, 2010 through October 1, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Marsh USA, P.O. Box 4988, Syracuse, New York 13221-4988, for insurance coverage for County-owned property, boiler and machinery, and inland marine for the period October 2, 2010 through October 1, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$175,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201.2090 (Insurance Premiums), 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-19, Nays-0

RESOLUTION NO. 433

By Personnel, Public Safety and Emergency Services, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY SHERIFF'S OFFICE

RESOLVED, that in accordance with a request contained in PCR# 10-215 from the Sheriff's Office, this County Legislature hereby authorizes the creation of Correction Officer, Grade n/a, Union Code 05 AFSCME, minimum salary \$37,854, at budget line 23020403.6001000.2310088, effective October 04, 2010.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 434

By Finance and Public Safety and Emergency Services Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR BROOME COUNTY SHERIFF'S OFFICE

RESOLVED, that in accordance with a request from the Broome County Sheriff, in order to maximize funds for 2010 SCAAP Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	23020403	6004161	2310084	Travel, Hotel & Meals	\$ 3,000
TO:	23020403	6001003	2310084	Salaries, Overtime	\$ 3,000

Carried. Ayes-19, Nays-0

RESOLUTION NO. 435

By Economic Development and Planning and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT BETWEEN THE TOWN OF UNION AND BROOME COUNTY TO ACCEPT FUNDING AND AUTHORIZING THE TRANSFER OF FUNDS FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2010-2011

WHEREAS, the Deputy County Executive requests authorization for an intermunicipal agreement between the Town of Union and Broome County to accept funding in the amount of \$10,000 and transfer \$25,000 from the Brownfield reserve account to the Brownfield Remediation account, for the Department of Planning and Economic Development, for the period October 1, 2010 through December 31, 2011, and

WHEREAS, said agreement and transfer of funds is necessary to develop a National Register Multiple Resource Survey for tax benefit opportunities for the industrial properties of Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement between the Town of Union and Broome County to accept funding in the amount of \$10,000 for the Department of Planning and Economic Development, for the period October 1, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that the funds from the Town of Union hereinabove authorized shall be credited to budget line 90000099.6005035.1010 (Brownfield Remediation), and be it

FURTHER RESOLVED, in order to provide funds for The National Register Multiple Resource Survey, this County Legislature hereby authorizes the Commissioner of Finance to transfer \$25,000 from budget line 5000561 (Brownfield Reserve) to 6005035 (Brownfield Redevelopment), 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-19, Nays-0

RESOLUTION NO. 436

By Public Works and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH JENNINGS ENVIRONMENTAL MANAGEMENT, INC. FOR AIR QUALITY MONITORING SERVICES FOR DEPARTMENT OF PUBLIC WORKS FOR 2009-2011

WHEREAS, this County Legislature pursuant to Resolution No. 726 of 2008 authorized an agreement with Jennings Environmental Management, Inc. for air quality monitoring services for the Department of Public Works, at rates as shown on Exhibit "A", total amount not to exceed \$450,000 for the period January 1, 2009 through December 31, 2011, and

WHEREAS, said services are necessary to provide air quality monitoring services on an "as needed" basis for the Department of Public Works, and

WHEREAS, due to unforeseen environmental air quality monitoring requirements it is necessary to amend said agreement to increase the not to exceed amount by \$200,000 for, now, therefore, be it

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Jennings Environmental Management, Inc., 63 Carroll Street, Binghamton, New York 13901, for air quality monitoring services, for the Department of Public Works for the period January 1, 2009 through December 31, 2011 to increase the not to exceed amount during the term of the agreement by \$200,000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$650,000, for the term of the agreement, and be it

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

FURTHER RESOLVED, that Resolution 726 of 2008, 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-19, Nays-0

RESOLUTION NO. 437

By Finance, Personnel and Public Health and Environmental Protection Committees
 Seconded by Mr. Moran

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FOR THE DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2010 Childhood Lead Poisoning Prevention Program Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001001	2510357	Salaries, Part Time	\$ 294
	25010004	6004045	2510357	Educational Materials	\$ 60
	25010004	6004061	2510357	Environmental Health Supp.	\$ 300
	25010004	6004161	2510357	Travel Hotel & Meals	\$ 185
	25010004	6008001	2510357	State Retirement	\$ 37

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	25010004	6008011	2510357	Unemployment Insurance	\$ 216
				Total	\$ 1,092
TO:	25010004	6004012	2510357	Office Supplies	\$ 75
	25010004	6004100	2510357	Postage and Freight	\$ 100
	25010004	6004402	2510357	Laboratory Services	\$ 25
	25010004	6004605	2510357	County Attorney Chgbk	\$ 200
	25010004	6004615	2510357	Gasoline Chargeback	\$ 60
	25010004	6004617	2510357	Duplicating/Printing Chgbk	\$ 85
	25010004	6008007	2510357	Health Insurance	\$ 547
				Total	\$ 1,092

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Primary Prevention of Childhood Lead Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001000	2510348	Salaries, Full Time	\$ 8,571
	25010004	6001001	2510348	Salaries, Part Time	\$ 7,368
	25010004	6004146	2510348	Subcontracted Program Exp	\$ 3,198
	25010004	6004147	2510348	Other Program Expense	\$ 1,000
	25010004	6004402	2510348	Laboratory Services	\$ 2,500
	25010004	6004610	2510348	Personal Services Chgbk	\$ 455
				Total	\$23,092
TO:	25010004	6001002	2510348	Salaries Temporary	\$15,600
	25010004	6002709	2510348	Other Operational Equip.	\$ 538
	25010004	6004012	2510348	Office Supplies	\$ 400
	25010004	6004100	2510348	Postage & Freight	\$ 300
	25010004	6004136	2510348	Operational Equipment Rep.	\$ 760
	25010004	6004160	2510348	Mileage and Parking	\$ 100
	25010004	6004161	2510348	Travel Hotel & Meals	\$ 500
	25010004	6004162	2510348	Education & Training	\$ 1,900
	25010004	6004605	2510348	County Attorney Chargeback	\$ 1,900
	25010004	6004615	2510348	Gasoline Chargeback	\$ 100
	25010004	6004616	2510348	Fleet Service Chargeback	\$ 100
	25010004	6004618	2510348	Office Supplies Chargeback	\$ 100
	25010004	6008004	2510348	Workers Compensation	\$ 794
				Total	\$23,092

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2010-2011 Tobacco Control Program Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001001	2510364	Salaries, Part Time	\$15,928
	25010004	6004045	2510364	Training/Education	\$ 5,500
	25010004	6008001	2510364	State Retirement	\$ 1,640
	25010004	6008002	2510364	Social Security	\$ 1,219
	25010004	6008004	2510364	Workers' Compensation	\$ 159
	25010004	6008006	2510364	Life Insurance	\$ 18
	25010004	6008010	2510364	Disability Insurance	\$ 129
	25010004	6008011	2510364	Unemployment	\$ 159
				Total	\$24,752
TO:	25010004	6001012	2510364	Office Supplies	\$ 700
	25010004	6004100	2510364	Postage & Freight	\$ 100
	25010004	6004137	2510364	Advertising & Promotion	\$12,534

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25010004	6004146	2510364	Subcontractor Expense	\$10,000
25010004	6004606	2510364	Telephone Chargeback	\$ 300
25010004	6004618	2510364	Office Supply Chargeback	\$ 100
25010004	6008007	2510364	Health Insurance	\$ 1,018
			Total	\$24,752

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2011 OHS State Assistance to Local Health Departments Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001001	2510366	Salaries Part Time	\$ 4,116
				Total	\$ 4,116
TO:	25010004	6004048	2510366	Misc Operational Supplies	\$ 407
	25010004	6008001	2510366	State Retirement	\$ 1,663
	25010004	6008002	2510366	Social Security	\$ 686
	25010004	6008004	2510366	Workers Compensation	\$ 263
	25010004	6008007	2510366	Health Insurance	\$ 1,097
				Total	\$ 4,116

Carried. Ayes-19, Nays-0

RESOLUTION NO. 438

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH GRI TELECOM INC. FOR THE OFFICE OF EMERGENCY SERVICES FOR 2010-2015

WHEREAS, the Director of Emergency Services requests authorization for a lease agreement with GRI Telecom Inc. for the Office of Emergency Services at a cost not to exceed \$515 per month for the period November 1, 2010 through October 31, 2011, plus an additional three percent per year for the period November 1, 2011 through October 31, 2015, and

WHEREAS, said agreement is necessary to mount antennas for communication equipment at 146 Pease Hill Road, Whitney Point, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with GRI Telecom, Inc., 56 Gail Drive, Owego, New York 13827-1057 for the Office of Emergency Services for the period November 1, 2010 through October 31, 2015, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$515 per month for the period November 1, 2010 through October 31, 2011, plus an additional three percent per year for the periods November 1, 2011 through October 31, 2012, November 1, 2012 through October 31, 2013, November 1, 2013 through October 31, 2014 and November 1, 2014 through October 31, 2015, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 20030003.6004138 (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-19, Nays-0

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.**
 The meeting was adjourned at 6:55 PM.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
October 21, 2010**

The Legislature convened at 5:00 PM with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-19 Absent-0.

A prayer was offered by Legislator Buchta.

Ms. Messina made a motion, seconded by Mr. Moran, that the Regular Session minutes of September 23, 2010 be approved as prepared and presented by the Clerk. **Carried.** Ayes-19, Nays-0.

Mr. Reynolds noted that the committee minutes for the period September 23, 2010 through October 20, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Ms. Buchta, seconded by Mr. Pasquale. **Carried,** Ayes-19 Nays-0.

PUBLIC HEARING-None

ANNOUNCEMENTS FROM THE CHAIR

The Proclamation for Mr. Mitchell will be presented next month.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala
 - 1. 2011 Broome County Budget Message
 - 2. 2011 Broome County Recommended CIP for 2011-2016
 - 3. 2011 Broome County Recommended Budget for 2011

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds:
 - 1. Designation for Donald T. Moran on 10/11/2010
 - 2. Designation for Barry L. Klipsch for week of 10/11/2010
 - 3. Designation for Marchie Diffendorf on 10/12/2010
 - 4. Designation for Barry L. Klipsch on 10/13/2010
 - 5. Designation for Joseph S. Sanfilippo on 10/13/2010

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. PETITIONS:
 - 1. Petitions from residents regarding the County Clerk's proposed discontinuation of the Whitney Point-Triangle Mobile DMV Unit

- H. COMMUNICATIONS:
 - 1. Greater Binghamton Assoc. of Realtors, Greater Binghamton Chamber of Commerce and the Southern Tier Home Builders & Remodelers Assoc. Letter of Support for the Home Improvement Tax Exemption Resolution
 - 2. BC EMC Letter to EPA regarding the EPA's Hydraulic Fracturing Research Study
 - 3. BC County Clerk – September 2010 Oil & Gas Revenues
 - 4. BC Personnel Employment Contract with Local Union 1912

5. BC Personnel Employment Contract with Local Union 1883
 6. Correspondence from NYS ORPS on Certification of County RPTS Director Keough
- C. **NOTICES:**
1. BC Legislature Notice of Ad Hoc Natural Gas Education Committee Meeting on 10/07/2010
 2. BC Legislature Notice of Public Hearing on the County Executive's Proposed 2011 Broome County Budget
 3. BC Legislature Notice of Budget Hearing Schedule Version 1
 4. Notice of Ad Hoc Intergovernmental Relations Committee Meeting on 9/28/2010
 5. BC Legislature Notice of Budget Hearing Schedule Version 2
- D. **REPORTS:** None

Ms. Messina and Mr. Pasquale were designated as participants with Chairman Reynolds in the 'Short Roll Call'

RESOLUTIONS RECALLED FROM A PREVIOUS SESSION

Mr. Materese made a motion, seconded by Mr. Moran to recall Resolution 2010-434 for the purpose of amending. Motion to recall carried. Ayes-19, Nays-0.

RESOLUTION NO. 434

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR BROOME COUNTY SHERIFF'S OFFICE

Mr. Materese made a motion, seconded by Mr. Moran to amend the resolution as follows:

From:

23020403	6004161	2310084	Travel, Hotel, & Meals	\$11,000
23020403	6004162	2310084	Education & Training	\$7,000

To:

23020403	6001003	2310084	Salaries, Overtime	\$18,000
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Amendment carried. Ayes-19, Nays-0. **Resolution as amended carried.** Ayes-19, Nays-0

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 352

By Mr. Klipsch

Seconded by Mr. Nirchi

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 9 OF 2010, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO IMPOSE A LIMIT ON TERMS TOTALING TEN CONSECUTIVE YEARS"

Mr. Whalen made a motion to table, seconded by Mr. Moran. **Motion to table failed.** Ayes-2, Nays-17 (Materese, Keibel, Sanfilippo, Moran, Messina, Nirchi, LaBare, Pasquale, Merrill, Garnar, Hutchings, Diffendorf, Marinich, Herz, Buchta, Klipsch, Reynolds).

Failed. Ayes-7, Nays-12 (Materese, Keibel, Sanfilippo, Moran, Whalen, Howard, Merrill, Diffendorf, Marinich, Herz, Buchta, Reynolds)

RESOLUTION NO. 430

By Public Health and Environmental Protection, Transportation and Rural Development Committees

Seconded by Mr. Whalen

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO A GENERIC LEASE OF OIL AND NATURAL GAS MINERAL RIGHTS ON COUNTY OWNED LAND

Mr. Whalen made a motion to table, seconded by Mr. Pasquale. **Motion to table carried.** Ayes-16, Nays-1 (Keibel), Abstentions-2 (Messina, Herz).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 439

By Finance and Personnel Committee

Seconded by Mr. Herz

RESOLUTION ESTABLISHING RATE OF COMPENSATION FOR NON-UNION ADMINISTRATIVE PERSONNEL FOR FISCAL YEAR 2011

RESOLVED, that all non-union Administrative I personnel, will receive a two percent (2%) salary increase, after adjustment for longevity, said salary increase to be determined by the 2010 base salary to become effective January 1, 2011, and be it

FURTHER RESOLVED, that all non-union Administrative II personnel, will receive a two percent (2%) salary increase, after adjustment for longevity, said salary increase to be determined by the 2010 base salary to become effective January 1, 2011, and be it

FURTHER RESOLVED, that all non-union Attorney personnel AT-1 through AT-6, will receive a two percent (2%) salary increase, after adjustment for longevity, said salary increase to be determined by the 2010 base salary to become effective January 1, 2011, and be it

FURTHER RESOLVED, that all non-union Administrative I, Administrative II and Attorney position minimums are established pursuant to the schedule attached hereto as Exhibit "A", and be it

FURTHER RESOLVED, that Broome County elected officials salaries are attached hereto as Exhibit "A", and

FURTHER RESOLVED, that the budget officer is hereby authorized, empowered, and directed to correct any modifications, changes, additions and/or typographical errors not affecting the substance of the budget and that the budget officer is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

Held over by Mr. Herz to the November 8, 2010 Budget Session.

RESOLUTION NO. 440

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION APPROVING THE 2011-2016 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2011 Capital Budget and the 2011-2016 Capital Improvement Program as accompanying the tentative budget for 2011, and as corrected and amended is hereby approved and adopted as the 2011 Capital Budget and 2011-2016 Capital Improvement Program for the County of Broome, and be it

FURTHER RESOLVED, that the Budget Officer be and hereby is authorized, empowered, and directed to correct any modification, changes, additions, and/or typographical errors not affecting the substance of the capital budget and capital program, and that the Budget Officer is further directed, after making such corrections, to file the same with the Clerk of the County Legislature and to furnish said clerk with sufficient copies thereof for the members of the County Legislature.

Held over by Mr. Whalen to the November 8, 2010 Budget Session.

RESOLUTION NO. 441

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION ADOPTING THE BROOME COUNTY BUDGET FOR FISCAL YEAR 2011

RESOLVED, that the tentative budget of the County of Broome, including the County's 2011 Capital Budget, as corrected and amended to \$ _____, be and hereby is adopted as the budget for the County of Broome, for the year commencing January 1, 2011 and ending December 31, 2011, and be it

FURTHER RESOLVED, that the budget officer is hereby authorized, empowered, and directed to correct any modifications, changes, additions and/or typographical errors not affecting the substance of the budget and that the budget officer is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

Held over by Mr. Whalen to the November 8, 2010 Budget Session.

RESOLUTION NO. 442

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE BROOME COUNTY GOVERNMENT FOR FISCAL YEAR 2011

WHEREAS, this County Legislature, by an accompanying Resolution of 2010, has adopted a budget for fiscal year 2011, now, therefore be it

RESOLVED, that the several amounts specified in such budget under the various categories and the various objects of expense in the 2011 tentative budget under the recommended column, unless a specific change or correction has been made in the same, in which case such change or corrected figure shall apply, shall be the amount appropriated for such items, effective January 1, 2011, and be it

FURTHER RESOLVED, that the fee schedules changing, deleting or establishing certain fees for the purpose of offsetting operating expenses be adopted, and be it

FURTHER RESOLVED, that the Budget Officer is hereby authorized, empowered and directed to correct any modifications, changes, additions and/or typographical errors not affecting the substance of the budget, and that the Budget Officer is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

Held over by Mr. Whalen to the November 8, 2010 Budget Session.

RESOLUTION NO. 443

By Public Works Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION THE USE OF COUNTY ROADS DURING RECONSTRUCTION OF THE 201 434 BRIDGE

WHEREAS, the New York State Department of Transportation proposed to reconstruct the bridge which carries NYS Route 201 over NYS Route 434; the bridge which carries NYS Route 201 over Vestal Road; NYS Route 201 mainline between Route 434 and the southern end of the Susquehanna River bridge; and connecting ramps from NYS Route 201 to NYS Route 434 and Vestal Road, and

WHEREAS, in conforming with Section 42 of the New York State Highway Law, the New York State Department of Transportation proposes to utilize the following roads and street as detours during the period of construction:

- Bunn Hill Road (CR 53) between NYS Route 434 and Vestal Road (CR 44)
- Vestal Road (CR 44) from the intersection with Bunn Hill Road to a point 730 meters east

and

WHEREAS, the New York State Department of Transportation will provide traffic control devices and make improvements or repairs when necessary to the above mentioned roads to make them adequate to handle additional detour traffic, now, therefore, be it

RESOLVED, that the Legislature of the County of Broome does hereby authorize the New York State Department of Transportation to utilize the above mentioned roads as detours during the period of construction, and be it

FURTHER RESOLVED, that the County of Broome will continue to provide routine maintenance on the above mentioned roads, including snow and ice control, and be it

FURTHER RESOLVED, that the Clerk of the Legislature is hereby directed to transmit five (5) certified copies of this resolution to the State Department of Transportation.

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 444

By Finance, and Public Works Committees

Seconded by Mr. Moran

RESOLUTION AMENDING THE 2009 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2009 Capital Improvement Program is hereby revised as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>	<u>F</u>	
292004 4	Highway Reconstruction/ Rehabilitation	2,000,000	\$0	\$0	\$0	2,000,000

<u>Local Finance Law Section 11</u>				<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2009	15	20(c)	2,000,000	0	

Description: Reconstruct county highways as needed based on pavement condition, sufficiency and priority.

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>	<u>F</u>	
292004 4	Highway Reconstruction/ Rehabilitation	1,960,000	\$0	\$0	\$0	1,960,000

<u>Local Finance Law Section 11</u>				<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2009	15	20(c)	1,960,000	0	

Description: Reconstruct county highways as needed based on pavement condition, sufficiency and priority.
and be it

FURTHER RESOLVED, that the 2009 Capital Improvement Program is hereby revised as follows:
FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>	<u>F</u>	
2920046	Highway Building Renovations	40,000	\$0	\$0	\$0	40,000

<u>Local Finance Law Section 11</u>				<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2009	15	12(2)	40,000	0	

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>	<u>F</u>	
2920046	Highway Building Renovations	80,000	\$0	\$0	\$0	80,000

<u>Local Finance Law Section 11</u>				<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2009	15	12(2)	80,000	0	

Binghamton, New York 13905

Joanna Kamin
249 Knight Road
Vestal, New York 13850

12/31/2011
(Filling unexpired term of Beth Roberts)

and

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

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 447

By Public Health and Environmental Protection and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF THE CATHOLIC CHARITIES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 462 of 2009, authorized and approved renewal of the Catholic Charities Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$2,590,999 and authorized an agreement with Catholic Charities of Broome County to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program provides psychiatric, financial, legal, medical and other support and services needed for clients with severe and persistent mental illness who are at greatest risk of relapse and rehospitalization or repeated utilization of emergency services, and

WHEREAS, it is desired to renew said grant program in the amount of \$2,591,006, adopt a program budget and renew the agreement with Catholic Charities of Broome County to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$2,591,006 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Catholic Charities Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$2,591,006, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, New York 13905 to administer said program for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2,591,006 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005011.2610301 (Contracted Services-Catholic Charities), 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-19, Nays-0.

RESOLUTION NO. 448

By Public Health and Environmental Protection and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF THE COMMUNITY OPTIONS PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH COMMUNITY OPTIONS OF NEW YORK, INC. TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 463 of 2009, authorized and approved renewal of the Community Options Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$30,228 and authorized an agreement with Community Options of New York, Inc. to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides services to the Office of Mental Health clients enrolled in the VESID Program to assist with maintaining employment, such as integration skills and activities, pre-vocational skills training, employment preparation, and on-the-job training for individuals with disabilities, and

WHEREAS, it is desired to renew said program grant in the amount of \$24,732, adopt a program budget and renew the agreement with Community Options of New York, Inc. to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$24,732 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Community Options Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$24,732, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Community Options of New York, Inc., 182-184 State Street, Binghamton, New York 13901 to administer said program for the Department of Mental Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$24,732 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005031.2610305 (Contracted Services-Community Options), 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-19, Nays-0.

RESOLUTION NO. 449

By Public Health and Environmental Protection and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF THE FAMILY AND CHILDREN'S SOCIETY PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 464 of 2009, authorized and approved renewal of the Family and Children's Society Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$223,145 and authorized an agreement with the Family and Children's Society to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant allows the Family and Children's Society to work with local school systems to provide mental health services to children in the community and enhance their family support center, and

WHEREAS, it is desired to renew said program grant in the amount of \$223,145, adopt a program budget and renew the agreement with the Family and Children's Society to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$223,145 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Family and Children's Society Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$223,145, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Family and Children's Society, 257 Main Street, Binghamton, New York 13905 to administer said program for the Department of Mental Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$223,145 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005007.2610307 (Contracted Services-Family and Children's Society), 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-19, Nays-0.

RESOLUTION NO. 450

By Public Health and Environmental Protection and Finance Committees Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE VOCATIONAL REHABILITATION SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH VOCATIONAL REHABILITATION SERVICES TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 466 of 2009, authorized and approved renewal of the Vocational Rehabilitation Services Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$62,660 and authorized an agreement with Vocational Rehabilitation Services to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides services to enable individuals with disabilities to improve quality of life through productive employment, including vocational evaluation, counseling and training programs, sheltered employment and vocational guidance, and

WHEREAS, it is desired to renew said program grant in the amount of \$65,406, adopt a program budget and renew the agreement with Vocational Rehabilitation Services to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$65,406 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Vocational Rehabilitation Services Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$65,406, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Vocational Rehabilitation Services, PO Box 310, Binghamton, New York 13902 to administer said program for the Department of Mental Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$65,406 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005001.2610311 (Contracted Services-Vocational Rehabilitation 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-19, Nays-0.

RESOLUTION NO. 451

By Public Health and Environmental Protection and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE RESEARCH FOUNDATION, STATE UNIVERSITY OF NEW YORK, FOR INFORMATION MANAGEMENT AND RESEARCH SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH'S DRUG FREE COMMUNITIES SUPPORT PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 404 of 2009, authorized renewal of the agreement with The Research Foundation, State University of New York, for information management and research services for the Department of Mental Health's Drug Free Communities Support Program at a cost not to exceed \$18,325, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said agreement is necessary to fund a team of Binghamton University graduate students to provide information management and research for the Broome County Youth Prevention Partnership funded by the Drug Free Communities Support Program, and

WHEREAS, said agreement expired by its terms on September 30, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$18,783, for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with The Research Foundation, State University of New York, Office of Research & Sponsored Programs, PO Box 6000, Binghamton, New York 13902 for information management and research services for the Department of Mental Health's Drug Free Communities Support Program for the period October 1, 2010 through September 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$18,783 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573 (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-19, Nays-0.

RESOLUTION NO. 452

By County Administration, Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 12 OF 2010, ENTITLED: "A LOCAL LAW AMENDING LOCAL LAW NO. 2, 1969, AS AMENDED, ESTABLISHING A NEW FEE SCHEDULE FOR FOOD SERVICE PERMITS AND FOOD SERVICE PLAN REVIEW"

WHEREAS, the last increase in food service permit fees and food service plan review was in 1999, and

WHEREAS, the proposed changes in food services permit fees would be more equitable between food service establishments and reflect the staff days and resources required to regulate the facility, and

WHEREAS, the proposed amendments are similar to what comparable counties charge for food service permit fees and food service plan review fees, now therefore be it

RESOLVED, that Local Law Intro. No. 12 of 2010, entitled: "A Local Law Amending Local Law No. 2, 1969, As Amended, Establishing a New Fee Schedule for Food Service Permits and Food Service Plan Review," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 12 of 1020

A LOCAL LAW AMENDING LOCAL LAW NO. 2, 1969, AS AMENDED, ESTABLISHING A NEW FEE SCHEDULE FOR FOOD SERVICE PERMITS AND FOOD SERVICE PLAN REVIEW

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

Section 1 Section 168-5 A (1) of the Broome County Charter and Code shall be amended to read as follows:

- (1) For a food service establishment, the annual fee shall be **[\$119 for an establishment of one to 99 seats; \$238 for an**

establishment for 100 or more seats; \$155 for a delicatessen; \$321 for a commissary/caterer; \$45 for a temporary food permit; \$20 for a temporary food permit for seven days or less.] \$300 for high risk; \$150 for seasonal high risk (6 months or less); \$200 for medium risk; \$100 for seasonal medium risk (6 months or less); \$100 for low risk; \$50 for seasonal low risk (6 months or less); \$50 for temporary (7 days or less).

Section 2 Section 168-5 B (1) of the Broome County Charter and Code shall be amended to read as follows:

(1) For a food service establishment, the fee for plan review shall be [~~\$30~~] **\$50**

Section 3 This Local Law shall become effective upon filing with the Secretary of State

Material **[bold brackets]** deleted

Material **bold underlined** added

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 453

By Finance Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN AGREEMENT WITH TESTONE, MARSHALL & DISCENZA, LLP FOR AUDITING SERVICES FOR DEPARTMENT OF AUDIT AND CONTROL FOR 2010-2011

WHEREAS, the Comptroller requests authorization for an agreement with Testone, Marshall & Discenza, LLP for auditing services of financial accounts for the Department of Audit and Control at amounts not to exceed \$184,100 for the year ending December 31, 2010 and \$187,800 for the year ending December 31, 2011, and

WHEREAS, said agreement is necessary to perform financial and compliance audits required by government and regulatory agencies, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Testone, Marshall & Discenza, LLP, 432 N. Franklin Street, Syracuse, New York 13204, for auditing services for the Department of Audit and Control for the years ending December 31, 2010 and December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$184,100 for year ending December 31, 2010 and \$187,800 for year ending December 31, 2011, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 01010001.6004501 (Auditing Fees), and be it

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

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 454

By Finance Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN INCREASE IN CHARGEBACK FEES TO SCHOOLS, TOWNS AND VILLAGES FOR THE PRINTING OF REAL PROPERTY TAX BILLS

WHEREAS, this County Legislature by Resolution 438 of 2006 authorized the chargeback fees to the towns, villages and school districts at the rate of \$1.19 per parcel for the printing of tax bills and related expenses, and

WHEREAS, due to increases in printing and related expenses, it is necessary at this time to increase said chargeback fee from \$1.19 per parcel to \$1.26 per parcel, now, therefore, be it

RESOLVED, that this County Legislature does hereby authorize an increase in the chargeback fee to \$1.26 per parcel for the printing of tax bills and related 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-19, Nays-0.

RESOLUTION NO. 455

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING ACCEPTANCE OF A CYBER CRIME TASK FORCE PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Sheriff requests authorization to accept a CYBER Crime Task Force Program Grant and adopt a program budget in the amount of \$26,000 for the period September 1, 2010 through September 30, 2011, and

WHEREAS, said program grant provides funds for overtime reimbursement and purchase of equipment for the task force, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$26,000 from the Federal Bureau of Investigation, 15 Henry Street, Room 321, Binghamton, New York 13901 for the Office of the Sheriff's CYBER Crime Task Force Program Grant for the period September 1, 2010 through September 30, 2011, 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 \$26,000, 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-19, Nays-0.

RESOLUTION NO. 456

By Economic Development and Planning Committee

Seconded by Mr. Moran

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE CONKLIN MULTI-USE TRAIL PROJECT

WHEREAS, the Town of Conklin wishes to proceed with the Multi-use Trail Project, and

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

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

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

WHEREAS, said Project may have an impact on the environment, now, therefore, be it
RESOLVED, that this County Legislature hereby declares its intention to seek lead
agency status with respect to the environmental review of the Conklin Multi Use Trail Project and
directs the Department of Planning and Economic Development to coordinate review of the
proposed action with the other involved agency
Carried. Ayes-19, Nays-0.

RESOLUTION NO. 457

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH GTL, INC. (D/B/A LINK TO LIFE) AND PROJECT HEAR FOR PERSONAL EMERGENCY RESPONSE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2011-2012

WHEREAS, this County Legislature, by Resolution 575 of 2008, authorized renewal of agreements GTL, Inc., d/b/a Link to Life, at the rate of \$30 per installation and \$24 per month monitor fee and Project HEAR at the rate of \$35 per installation and \$25 per month monitor fee for the Department of Social Services, for the period January 1, 2009 through December 31, 2010, and

WHEREAS, New York State mandates the Personal Emergency Response System (PERS) pursuant to Social Services Law for certain eligible medical assistance recipients, the objective being to reduce or eliminate the number of hours necessary for home care workers to be in a client's home solely for the purpose of monitoring the clients health and safety, and

WHEREAS, said agreements expire by their terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$30 per installation and \$24 per month monitor fee for GTL, Inc., d/b/a Link to Life, and \$35 per installation and \$25 per month monitor fee for Project HEAR, for the period January 1, 2011 through December 31, 2012, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with GTL, Inc., d/b/a Link to Life, 297 North Street, Pittsfield, Massachusetts 01201 and Project HEAR, 4401 Vestal Parkway East, Vestal, New York 13850 for Personal Emergency Response Services for the Department of Social Services for the period January 1, 2011 through December 31, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay GTL, Inc., d/b/a Link to Life, at the rate of \$30 per installation and \$24 per month monitor fee and Project HEAR at the rate of \$35 per installation and \$25 per month monitor fee the terms of the agreement, and be it

FURTHER RESOLVED, that the requested rates will continue until such time as a new rate schedule is approved by New York State, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35070006.6004305 (MMIS Medical Assistance), 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-19, Nays-0.

RESOLUTION NO. 458

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VARIOUS VENDORS FOR ASSISTED LIVING CARE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2011-2012

WHEREAS, this County Legislature, by Resolution 576 of 2008, authorized renewal of the agreements with United Methodist Homes for the Aging of Wyoming Conference, d/b/a Hilltop Assisted Living Program, Elizabeth Church-DePaul Corporation, d/b/a St. Louise Manor Assisted

Living Program, Ideal Senior Living Housing Corporation and an agreement with Good Shepherd Fairview Home to provide assisted living care services for the Department of Social Services Assisted Living Care Services Program at the New York State established Medicaid rates, for the period January 1, 2009 through December 31, 2010, and

WHEREAS, said agreements are necessary to provide cost-effective alternatives to nursing home placements for individuals who are eligible for residential health care facility placements and are not in need of nursing home facility placement, and

WHEREAS, said agreements expire by their terms on December 31, 2010, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at the New York State established Medicaid rates, for the period January 1, 2011 through December 31, 2012, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with United Methodist Homes for the Aging of the Wyoming Conference, d/b/a Hilltop Assisted Living Program, 286 Deyo Hill Road, Johnson City, New York 13790, Elizabeth Church-DePaul Corporation d/b/a St. Louise Manor Assisted Living Program, 861 Front Street, Binghamton, New York 13905, Ideal Senior Living Center, 508 High Avenue, Endicott, New York 13760 and Good Shepherd Fairview Home, 80 Fairview Avenue, Binghamton, New York 13904 for assisted living care services for the Department of Social Services Assisted Living Care Services Program for the period January 1, 2011 through December 31, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the New York State established Medicaid rates attached hereto as Exhibit "A" for the term of the agreement, and be it

FURTHER RESOLVED, that the requested rates will continue until such time as a new rate schedule is approved by New York State, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35070006.6004305 (MMIS Medical Assistance), 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-19, Nays-0.

RESOLUTION NO. 459

By Transportation and Rural Development and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH SUBWAY DEVELOPMENT OF CNY FOR FOOD CONCESSION SERVICES AT THE GREATER BINGHAMTON AIRPORT FOR 2011-2015

WHEREAS, the Commissioner of Aviation requests authorization for a lease agreement with Subway Development of CNY for food concession services at the Greater Binghamton Airport with revenue to the County through an annual occupancy charge of 4% of gross sales for the period January 1, 2011 through December 31, 2015, with two (2) renewal options of two (2) years each and one (1) additional renewal option of one (1) year and

WHEREAS, said agreement will provide food concessions at the Greater Binghamton Airport, and

WHEREAS, as a result of a RFQ being solicited, the Airport Advisory Board and the Department Staff unanimously approved Subway Development of CNY as the best option, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with Subway Development of CNY, 168 Water Street, Suite 5R, Binghamton, New York 13901, for food concession services at the Greater Binghamton Airport, with revenue to the County through an annual occupancy charge of 4% of gross sales, for the period January 1, 2011 through December 31, 2015, with two (2) renewal options of two (2) years each and one (1) additional renewal option of one (1) year, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget lines 28150005.5000137 (Non-Airline Terminal Space Rental), 28150005.5000130 (Restaurant concessions) and 28150005.5000470 (Vending), 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-19, Nays-0.

RESOLUTION NO. 460

By Transportation and Rural Development and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH BUNN HILL FOOD SERVICE, INC. CONCESSION SERVICES AT THE GREATER BINGHAMTON AIRPORT FOR 2011-2015

WHEREAS, the Commissioner of Aviation requests authorization for a lease agreement with Bunn Hill Food Service, Inc. for concession services at the Greater Binghamton Airport with revenue to the County through an annual occupancy charge of 4% of gross sales from lounge and gift shop concessions and 8% of gross sales from vending concessions, for the period January 1, 2011 through December 31, 2015, with two (2) renewal options of two (2) years each and one (1) additional renewal option of one (1) year and

WHEREAS, said agreement will provide vending, gift shop, and lounge services, at the Greater Binghamton Airport, and

WHEREAS, as a result of a RFQ being solicited, the Airport Advisory Board and the Department Staff unanimously approved Bunn Hill Food Services, Inc., as the best option, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with Bunn Hill Food Service, Inc., 716 Bunn Hill Road, Vestal, New York 13850 for concession services at the Greater Binghamton Airport, with revenue to the County through an annual occupancy charge of 4% of gross sales from lounge and gift shop concessions and 8% of gross sales from vending concessions, for the period January 1, 2011 through December 31, 2015, with two (2) renewal options of two (2) years each and one (1) additional renewal option of one (1) year, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget lines 28150005.5000137 (Non-Airline Terminal Space Rental) and 28150005.5000470 (Vending), 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-19, Nays-0.

RESOLUTION NO. 461

By Public Works and Finance Committees Seconded by Mr. Merrill
RESOLUTION AUTHORIZING AGREEMENT WITH OBRIEN & GERE ENGINEERS, INC. TO CONDUCT A STUDY TO DETERMINE THE FEASIBILITY OF PROVIDING A UTILITY CORRIDOR ALONG AIRPORT ROAD

WHEREAS, the Department of Public Works Division of Solid Waste Management transports leachate by truck to wastewater treatment facilities in Ithaca, Endicott and the Town of Chenango for treatment and discharge, and

WHEREAS, the Deputy Commissioner for Solid Waste desires to investigate the feasibility of running a pipeline along Airport Road to transport leachate to a treatment facility which has the potential to save \$300,000 per year in hauling costs, and

WHEREAS, the Commissioner of Aviation desires to investigate the feasibility of running a sanitary sewer line along Airport Road from the airport to a treatment facility, and

WHEREAS, the director of the Division of Information Technology desires to investigate the feasibility of running fiber optic cable along Airport Road linking the airport and other county facilities, and

WHEREAS, the Commissioner of Planning and Economic Development desires to explore the feasibility of developing an integrated utility corridor along Airport Road that would provide sewer service, transport leachate, provide for the installation of fiber optic cables, allow the possibility of installing natural gas distribution lines and provide a means of transporting the waste water from hydrofracturing processes to a treatment facility, and

WHEREAS, the Commissioner of Public Works has solicited proposals from engineering firms interested in conducting a comprehensive study as to the feasibility of developing a utility corridor along Airport Road, and

WHEREAS, the Public Works Committee has interviewed interested firms and has selected O'Brien and Gere Engineers, Inc. as the preferred contractor, and

WHEREAS, the Engineering Division of the Department of Public Works has negotiated a scope of services and proposed fee for services agreement with O'Brien & Gere Engineers, Inc., which is annexed hereto as "Exhibit A", and

WHEREAS, the Commissioners of Public Works, Aviation and Planning and Economic Development and the Director of Information Technology request authorization to enter into said negotiated agreement with O'Brien & Gere Engineers, Inc. at a cost not to exceed \$300,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with O'Brien & Gere Engineers, Inc., 5000 Brittonfield Parkway, East Syracuse, NY 13057, to conduct a study to determine the feasibility of providing a utility corridor along Airport Road as outlined in "Exhibit A" attached hereto, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$300,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the term of this agreement shall commence on November 1, 2010 and continue through December 31, 2012, and be it

FURTHER RESOLVED, that payments hereinabove authorized shall be made from budget line 38040007.6004572.3820012 (Landfill Public Sewer System), and be it

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

Held over by Mr. Diffendorf

RESOLUTION NO. 462

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION OF THE LEGISLATURE OF THE COUNTY OF BROOME, REPEALING AN EXEMPTION FROM SALES AND COMPENSATING USE TAXES FOR RECEIPTS FROM RETAIL SALES OF AND CONSIDERATION GIVEN OR CONTRACTED TO BE GIVEN FOR, CERTAIN CLOTHING AND FOOTWEAR, PURSUANT TO THE AUTHORITY OF ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

WHEREAS, the County of Broome is repealing its exemption from sales and compensating use taxes for certain clothing and footwear, and

WHEREAS, the County of Broome would support the authorization of sales tax free weeks for clothing and footwear by the State of New York, and

WHEREAS, the County of Broome would be willing to provide sales tax free weeks for clothing and footwear if the State of New York authorized them, now, therefore

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

Section 1. Paragraph (12) of subdivision (a) of Section Six of Resolution No. 180 of 1965, as amended is hereby REPEALED.

Section 2. This Resolution shall take effect March 1, 2011, and shall apply in accordance with applicable transitional provisions of the New York Tax Law.

Held over by Mr. Whalen.

RESOLUTION NO. 463

By Economic Development and Planning Committee

Seconded by Mr. Herz

RESOLUTION AUTHORIZING THE CREATION OF A LOCAL DEVELOPMENT CORPORATION PURSUANT TO THE NOT-FOR-PROFIT CORPORATION LAW OF THE STATE OF NEW YORK

WHEREAS, this Legislature has determined that it is in the best interests of the Broome County (County) for such County to form a local development corporation to promote and conduct economic development activities in the County, now therefore, be it

RESOLVED that the Broome County Local Development Corporation (the "LDC") be formed as a local development corporation under the Not-for-Profit Corporation Law of the State of New York; and it is further

RESOLVED that the Certificate of Incorporation and By-laws, in substantially the form attached to these resolutions, are hereby approved and adopted; and be it

FURTHER RESOLVED that the following are duly nominated and elected as members of the LDC's Board of Directors, to serve until their successors are elected and have been qualified: George Akel, Jr., Barbara J. Fiala, Vincent A. Pasquale, Timothy M. Grippen, Eugene Burns, Peter N. Hankin, Stephen D. Herz, Wayne L Howard and James G Rounds, Jr., and be it

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

Held over by Mr. Marinich

RESOLUTION NO. 464

By Public Health and Environmental Protection, Transportation and Rural Development and Finance Committees

Seconded by Mr. Whalen

RESOLUTION AUTHORIZING LEASE AGREEMENTS WITH INFLECTION ENERGY LLC FOR OIL AND NATURAL GAS RIGHTS ON COUNTY PROPERTY

WHEREAS, the County of Broome owns substantial acreage in the County which is suitable for oil and natural gas exploration, and

WHEREAS, the County of Broome solicited oil and natural gas lease offers by request for proposal, direct mail and trade show solicitation from interested parties, and

WHEREAS, the County of Broome has received an offer from Inflection Energy, LLC to lease County property for oil and natural gas exploration, and

WHEREAS, the County Legislature finds that the offer is commercially reasonable and wishes to execute lease agreements with Inflection Energy, LLC, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with Inflection Energy, LLC, 1125 Seventeenth Street, Suite 2540, Denver, CO 80202, hereinafter referred to as lessee, for the lease to lessee of the right to develop and extract oil and natural gas in all depths and formations on County owned real property set forth in Exhibits A, B and C and attached to the resolution; the final acreage of each parcel may or may not be adjusted following title searches before any payment herein, and be it

FURTHER RESOLVED, that the term of the leases shall be five years commencing on the date that New York State Department of Environmental Conservation (DEC) has issued a final supplemental generic environmental impact statement pursuant to the State Environmental Quality Review Act for horizontal drilling and completion of wells into shale formations using hydraulic fracturing techniques, and DEC is then able to issue permits for drilling and completion of wells in such manner, provided, however, that lessee shall have the right as set forth below to extend the leases terms for three years, and be it

FURTHER RESOLVED, that in consideration of the execution of four separate leases, lessee shall pay the County a bonus payment per mineral acre owned by the County which payment shall be due and payable within 90 days of execution of the leases; the amount of said bonus payment shall be \$2,750 for parcels designated in Exhibit A, \$2,500 for parcels designated in Exhibit B, and \$2,250 for parcels designated in Exhibit C; there shall be separate leases for the aggregate parcels set forth in each exhibit, and notwithstanding the above there shall be a separate lease for the Binghamton Regional Airport parcels; and be it

FURTHER RESOLVED, that in consideration of the execution of four separate leases, lessee shall have the right to extend the leases' terms for three years upon payment to the County of an additional payment per mineral acre owned by the County in the same amount of the original bonus payment, and be it further

FURTHER RESOLVED, that in consideration of the execution of four separate leases, lessee shall pay the County a 20 per cent royalty subject to the County's share of post production costs, provided, however, that the County's share of post production costs shall never exceed \$0.30 per mcf deduct, and be it

FURTHER RESOLVED, that in consideration of the execution of four separate leases, if in the year following execution of the leases, the lessee executes any third party oil and gas leases on real property located in Broome County in which the royalty is greater than 20 per cent or the deduct is less than \$0.30, then the lessee shall grant to the County from the commencement date of the lease term the increased royalty or lessened deduct, and be it

FURTHER RESOLVED, that in consideration of the execution of four separate leases, the County shall grant to lessee all rights of ingress and egress to install gathering line pipelines and to conduct operations necessary to explore, drill, produce and market natural gas and oil; all such locations shall be approved in advance by the Commissioner of Public Works pursuant to department guidelines, which consent shall not be unreasonably withheld; any natural gas pipelines will be constructed of steel and/or according to the best practices of the industry; the lessee shall pay the County \$1.00 per foot for gathering line pipeline; \$20.00 per foot for transmission line pipeline; and \$2,000.00 per acre for other surface operations; the \$1.00 per foot, \$20.00 per foot, and \$2,000.00 per acre limits shall be subject to a Consumer Price Index adjustment after five years and every three years thereafter; the leases or any such further agreements will provide that the parties will follow as close as reasonably practical the [guidelines for construction and restoration at natural gas well drilling sites](#) and [recommendations for pipeline right of way construction projects](#) developed by the NYS Department of Agriculture and Markets, as well as the guidelines of other NYS regulatory agencies that have jurisdiction over Inflection's operations, and be it

FURTHER RESOLVED, that in consideration of the execution of four separate leases, lessee agrees to drill at least two wells, vertical or horizontal, on real property subject to these leases or on lands pooled therewith targeting a depth to at least the Marcellus Shale geological formation or deeper formations; and be it

FURTHER RESOLVED, that notwithstanding the above, the lessee shall have no rights of egress or ingress nor conduct any surface operations on any leased property used as a watershed impoundment area in connection with County flood control projects without the express consent of the County, and be it

FURTHER RESOLVED, that notwithstanding the above, the lessee shall have no rights of egress or ingress nor conduct any surface operations on any County owned dedicated parkland, and be it

FURTHER RESOLVED, that on any vertical or horizontal wells on real property subject to these leases, the lessee will utilize a closed loop drilling system or similar technology, and be it

FURTHER RESOLVED, that on any wells on real property subject to these leases or on lands pooled therewith the lessee shall provide the funds for the County to hire an independent consultant to function as an environmental monitor for drilling, well construction, fracturing, plugging and related activities; said environmental monitor will report directly to Broome County on NYS DEC regulatory compliance and contractual lease compliance; said lessee and the

County shall use their best efforts to create an environmental monitoring pilot program that may be used by third parties, and be it

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

Mr. Whalen presented a pre filed amendment which he withdrew.

Held over by Mr. Whalen.

RESOLUTION NO. 465

By Finance Committee

Seconded by Mr. Herz

RESOLUTION AUTHORIZING THE ALLOCATION AND TRANSFER OF FUNDS TO SUPPORT COMMUNITIES AGAINST THE REGIONAL INTERCONNECT (CARI)

WHEREAS, this County Legislature, by Resolution 607 of 2006 authorized entering into an agreement with Communities Against Regional Interconnect, (CARI) in the effort to challenge a project to install the New York Regional Interconnect power line through Central New York, and

WHEREAS, CARI retained the services of Gilberti, Stinziano, Heintz and Smith to represent the members of CARI in legal proceedings concerning the NYRI Project, and

WHEREAS, CARI voted to require an additional \$50,000 from each County, and

WHEREAS, portions of the Gilberti, Stinziano, Heintz and Smith legal bill remain outstanding and are currently in litigation, and

WHEREAS, the County has worked to limit its liability for any portion of unpaid legal bills by the payment of it's obligation to CARI, and

WHEREAS, the Budget Director requests authorization for the allocation and transfer of funds in the amount of \$50,000 for the CARI obligation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the allocation and transfer of \$50,000 from budget line 90000099.6004581 (Contingency Fund) to budget line 05000001.6004573 (Other Fees for Service), and be it

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

Carried. Ayes-17, Nays-2 (Materese, Hutchings)

RESOLUTION NO. 466

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE SEX OFFENDER REGISTRATION ACT (SORA) PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 393 of 2009, authorized and approved the renewal of the Sex Offender Registration Act (SORA) Program Grant for the Department of Probation and adopted a program budget in the amount of \$41,220 for the period April 1, 2009 through March 31, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$41,220 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$41,220 from New York State Division of Criminal Justice Services, Office of Probation and Correctional Alternatives, 80 Wolf Road, Albany, NY 12205, for the Department of Probation's

Sex Offender Registration Act (SORA) Program Grant for the period April 1, 2010 through March 31, 2011, 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 \$41,220, 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-19, Nays-0.

RESOLUTION NO. 467

By Finance Committee

Seconded by Mr. Herz

RESOLUTION APPROVING A ONE-TIME SUB-SURFACE GAS, OIL AND MINERAL RIGHTS OFFER TO OWNERS FROM THE 2009 COUNTY TAX SALE AUCTION

WHEREAS, in 2009 the County of Broome conducted a tax sale auction on parcels of County owned property, and

WHEREAS, all sub-surface gas, oil and mineral rights were retained by Broome County on all of the parcels from the 2009 tax sale auction, and

WHEREAS, the procedures for the sale of real property have changed since that time to sell parcels less than five acres with the sub-surface gas, oil and mineral rights, and

WHEREAS, to stay consistent with the current procedures, this County Legislature wishes to authorize the Director of Real Property Tax Services to make a one time offer to the current owners of parcels from the 2009 tax sale auction, listed in Exhibit "A", the right to purchase the sub-surface gas, oil and mineral rights at the amount of \$1,000 per acre, now therefore be it

RESOLVED, that this County Legislature hereby authorizes the Director of Real Property Tax Services to make a one time offer to the current owners of parcels from the 2009 tax sale auction, listed as Exhibit "A", the right to purchase the sub-surface gas, oil, and mineral rights at the amount of \$1,000 per acre, and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 17000001.3160007 (Sale of Real Property), and be it

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

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 468

By Finance Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING CANCELLATION OF SCHOOL AND OR VILLAGE TAXES PLUS ACCRUED INTEREST AND PENALTIES ON COUNTY OWNED PARCELS IN VARIOUS TOWNS AND VILLAGES

WHEREAS, the Director of Real Property Tax Service is requesting authorization to cancel school and or village taxes plus accrued interest and penalties on County owned parcels in various towns and villages as listed on Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the cancellation of school and or village taxes plus accrued interest and penalties on County owned parcels in various towns and villages as listed on Exhibit "A", and be it

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

Carried. Ayes-19, Nays-0.

RESOLUTION NO. 469

By Economic Development and Planning and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING ACCEPTANCE OF A USEPA BROWNFIELDS CLEANUP PROGRAM GRANT FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2010-2013

WHEREAS, the Acting Commissioner of Planning and Economic Development requests authorization to accept a USEPA Brownfields Cleanup Program Grant and adopt a program budget in the amount of \$158,000 for the period August 1, 2010 through July 31, 2013, and

WHEREAS, said program grant provides funds for environmental remediation of County owned property at 312 Maple Street, Endicott, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$131,666 from the United States Environmental Protection Agency, Region 2, 290 Broadway, New York, New York 10007-1866 for the Department of Planning and Economic Development's USEPA Brownfields Cleanup Program Grant for the period August 1, 2010 through July 31, 2013, 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 \$158,000, 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-19, Nays-0.

Ms. Messina made a motion to adjourn, seconded by Mr. Klipsch . **Motion to adjourn carried.** The meeting was adjourned at 6:19 PM.

**BROOME COUNTY LEGISLATURE
BUDGET SESSION
NOVEMBER 8, 2010**

The Legislature convened at 5:07 PM. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-18, Absent-1 (Pasquale).

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

ANNOUNCEMENTS FROM THE CHAIR: Mr. Reynolds announced that petitions were received regarding cuts to library funding and the abolishment of the Senior Environmental Planner. Mr. LaBare and Mr. Marinich were designated as participants with Chairman Reynolds in the "Short Roll Call".

REPORT OF THE FINANCE COMMITTEE'S RECOMMENDED CHANGES TO THE PROPOSED 2011 BUDGET. Moved by Mr. Whalen seconded by Ms. Messina.
Carried. Ayes 18, Nays-0, Absent-1 (Pasquale)

BUDGET AMENDMENT # 1 Moved by Mr. Whalen, seconded by Mr. Moran
Memo from Marie Kalka, Budget Director
Carried. Ayes-18, Nays-0, Absent-1 (Pasquale)

BUDGET AMENDMENT # 2 Moved by Mr. Whalen, seconded by Ms. Messina
Memo from Marie Kalka, Budget Director
Carried. Ayes-18, Nays-0, Absent-1 (Pasquale)

BUDGET AMENDMENT # 3 Moved by Mr. Whalen, seconded by Ms. Messina
County Clerk/Motor Vehicles

Page	Reason	Fund	Line #	From	To
23	Reduce Miscellaneous Income	1010	5000426	12,180	1,000
23	Increase Motor Vehicle Income	1010	5000107	2,320,000	2,354,000

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

BUDGET AMENDMENT # 4 Moved by Mr. Whalen, seconded by Mr. Sanfilippo
District Attorney

Page	Reason	Fund	Line #	From	To
32	Increase Revenue from Interlock Program	1010	5000808	0	35,796

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

BUDGET AMENDMENT # 5 Moved by Mr. Whalen, seconded by Mr. Merrill
Parks and Recreation

Page	Reason	Fund	Line #	From	To
396	Increase Miscellaneous Revenue	1010	5000165	64,038	114,038

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

BUDGET AMENDMENT # 6 Moved by Mr. Whalen, seconded by Mr. Klipsch
Parks & Recreation/ Recreation

Page	Reason	Fund	Line #	From	To
401	Increase Revenue from Finch Hollow Summer Camp fee	1010	5000184	0	9,000

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

BUDGET AMENDMENT # 7A Moved by Mr. Keibel, seconded by Mr. Herz
County Clerk

Page	Reason	Fund	Project	From	To
18	Increase Revenue-Clerks Fees	1010	5000104	1,225,000	1,325,000

Carried. Ayes-16, Nays-2 (Moran, Whalen), Absent-1 (Pasquale)

BUDGET AMENDMENT # 7 Moved by Mr. Whalen, seconded by Mr. Moran
County Clerk/Records

Page	Reason	Fund	Project	From	To
18	Unfund Executive Deputy County Clerk- Decrease Salary Full-Time	1010	6001000	524,102	460,803
19	Decrease State Retirement	1010	6008001	94,065	82,671
19	Decrease Social Security	1010	6008002	39,976	35,134
20	Decrease Life Insurance	1010	6008006	228	209
20	Decrease Health Insurance	1010	6008007	113,044	96,536

Failed. Ayes-6, Nays-12 (Materese, Keibel, Messina, Nirchi, Howard, Garnar, Hutchings, Diffendorf, Marinich, Herz, Klipsch, Reynolds), Absent-1 (Pasquale)

BUDGET AMENDMENT # 8 Moved by Mr. Whalen, seconded by Mr. Materese
County Clerk/Motor Vehicles

Page	Reason	Fund	Project	From	To
23	Increase Salaries Part-Time-Whitney Point DMV service and related expense	1010	6001001	110,392	127,632
23	Increase Books & Subscriptions	1010	6004010	711	833
23	Increase Office Supplies	1010	6004012	8,100	8,250
23	Increase Fuel & Heating Supplies	1010	6004022	6,000	6,600
24	Increase State Retirement	1010	6008001	99,167	102,270
24	Increase Social Security	1010	6008002	42,144	43,463

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

BUDGET AMENDMENT # 9 Moved by Mr. Whalen, seconded by Ms. Messina
County Clerk/Records Management

Page	Reason	Fund	Project	From	To
27	Restore Clerk- Increase Salary Full-Time	1010	6001000	86,457	112,686
28	Increase State Retirement	1010	6008001	15,563	20,284
28	Increase Social Security	1010	6008002	6,614	8,621
28	Increase Life Insurance	1010	6008006	38	57
28	Increase Health Insurance	1010	6008007	22,622	28,670
28	Increase Disability Insurance	1010	6008010	129	258

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

BUDGET AMENDMENT # 10 Moved by Mr. Whalen, seconded by Mr. Sanfilippo
District Attorney

Page	Reason	Fund	Line #	From	To
32	Restore Keyboard Specialist- Increase Salary Full-Time	1010	6001000	1,670,117	1,700,691
34	Increase State Retirement	1010	6008001	296,335	301,838
34	Increase Social Security	1010	6008002	124,776	127,115
34	Increase Life Insurance	1010	6008006	538	557
34	Increase Health Insurance	1010	6008007	249,598	255,712
34	Increase Disability Insurance	1010	6008010	903	1,032

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

BUDGET AMENDMENT # 11 Moved by Mr. Whalen, seconded by Mr. Materese
Audit & Control

Page	Reason	Fund	Line #	From	To
38	Reduce Court Assigned Attorney-Public	1010	6004539	1,355,000	1,300,000

Carried. Ayes-17, Nays-1 (Reynolds), Absent-1 (Pasquale)

BUDGET AMENDMENT # 12 Moved by Mr. Whalen, seconded by Mr. Materese
Public Defender

Page	Reason	Fund	Line #	From	To
106	Restore Keyboard Specialist- Increase Salary Full-Time	1010	6001000	1,185,501	1,216,112
108	Increase State Retirement	1010	6008001	213,389	218,899
108	Increase Social Security	1010	6008002	90,691	93,033
108	Increase Life Insurance	1010	6008006	380	399
108	Increase Health Insurance	1010	6008007	232,886	249,394
108	Increase Disability Insurance	1010	6008010	903	1032

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

BUDGET AMENDMENT # 13 Moved by Mr. Whalen, seconded by Ms. Messina

Social Services

Page	Reason	Fund	Line #	From	To
324	Increase Discovery Center	1010	6005003	0	5,500

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

BUDGET AMENDMENT # 14 Moved by Mr. Whalen, seconded by Mr. Moran

Social Services

Page	Reason	Fund	Line #	From	To
324	Increase Cornell Cooperative Extension	1010	6005016	258,501	308,501

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

BUDGET AMENDMENT # 15 Moved by Mr. Whalen, seconded by Mr. Sanfilippo

Social Services

Page	Reason	Fund	Line #	From	To
324	Increase ACCORD	1010	6005019	0	4,800

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

BUDGET AMENDMENT # 16 Moved by Mr. Whalen, seconded by Mr. Garnar

Social Services

Page	Reason	Fund	Line #	From	To
350	Decrease Foster Care Homes/Insti AD	1010	6004313	10,200,749	10,190,449

Carried. Ayes-17, Nays-1 (Garnar), Absent-1 (Pasquale)

BUDGET AMENDMENT # 17 Moved by Mr. Whalen, seconded by Ms. Messina

Parks & Recreation/ Recreation

Page	Reason	Fund	Line #	From	To
401	Increase Bldg Maint related to Finch Hollow	1010	6004021	62,700	66,700
401	Increase Fuel & Heat related to Finch Hollow	1010	6004022	16,272	20,072
401	Increase Bldg & Grnds related to Finch Hollow	1010	6004023	34,250	35,000
401	Increase Mtr Equip related to Finch Hollow	1010	6004040	34,500	34,950

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

BUDGET AMENDMENT # 18 Moved by Mr. Whalen, seconded by Mr. Materese

Special Objects

Page	Reason	Fund	Line #	From	To
427	Increase Discretionary Salary Savings	1010	6001011	- 2,560,000	- 2,660,000

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

BUDGET AMENDMENT # 18A Moved by Mr. Klipsch, seconded by Mr. Hutchings

Special Objects

Page	Reason	Fund	Line #	From	To
427	Increase Discretionary Salary Savings	1010	6001011	- 2,660,000	- 2,710,000

Failed. Ayes-4, Nays-14 (Materese, Keibel, Sanfilippo, Moran, Messina, Whalen, Nirchi, LaBare, Howard, Merrill, Diffendorf, Marinich, Herz, Buchta), Absent-1 (Pasquale)

BUDGET AMENDMENT # 19 Moved by Mr. Whalen, seconded by Ms. Messina

Special Objects

Page	Reason	Fund	Line #	From	To
428	Increase Aid to Local Libraries	1010	6005024	0	100,000

BUDGET AMENDMENT # 19A Moved by Mr. Klipsch, seconded by Mr. Materese

Special Objects

Page	Reason	Fund	Line #	From	To
428	Increase Aid to Local Libraries	1010	6005024	100,000	150,000

Carried. Ayes-13, Nays-5 (Moran, Whalen, Nirchi, LaBare, Buchta), Absent-1 (Pasquale)

Budget Amendment #19 as amended carried. Ayes-16, Nays-2 (Moran, LaBare), Absent-1 (Pasquale)

Mr. Reynolds called for a recess at 6:37 PM. The meeting reconvened at 7:00

BUDGET AMENDMENT #A Page 172

Mr. Materese made a motion, seconded by Mr. Marinich to change the status of two Emergency Services Dispatchers from "abolish" to "unfund".

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

BUDGET AMENDMENT #B Page 371

Mr. Howard made a motion, seconded by Mr. Klipsch to reduce Revenue Totals for Dept 38000000 from \$9,006,078 to \$8,976,078

Carried. Ayes-17, Nays-1 (Whalen), Absent-1 (Pasquale)

BUDGET AMENDMENT #C Page 301

Mr. Garnar made a motion, seconded by Mr. Materese to change the status of three Coach Operators from "abolish" to "unfund"

Carried. Ayes-16, Nays-2 (Whalen, Diffendorf), Absent-1 (Pasquale)

BUDGET AMENDMENT #D Moved by Mr. Klipsch, seconded by Mr. Reynolds
 Planning and Economic Development

Page	Reason	Fund	Project	From	To
363	Restore Senior Environmental Planner - Increase Salary Full-Time	1010	6001000	332,979	390,165
365	Increase State Retirement	1010	6008001	60,014	70,307
365	Increase Social Security	1010	6008002	25,246	29,621
365	Increase Life Insurance	1010	6008006	114	133
365	Increase Health Insurance	1010	6008007	57,472	73,980
365	Increase Disability Insurance	1010	6008010	387	516

Mr. Materese made a motion, seconded by Mr. Keibel to change the status of Senior Environmental Planner from "restore" to "unfund". **Carried.** Ayes-12, Nays-6 (Moran, Whalen, Merrill, Diffendorf, Klipsch, Reynolds), Absent-1 (Pasquale). **Budget Amendment #D as amended carried** Ayes-14, Nays-4 (Moran, Whalen, Merrill, Diffendorf), Absent-1 (Pasquale). Mr. Klipsch made a motion, seconded by Mr. Nirchi to fund the position of Senior Environmental Planner to "Part time 18.75 hours per week". **Failed** Ayes-6, Nays-12 (Materese, Keibel, Sanfilippo, Moran, Whalen, LaBare, Howard, Merrill, Diffendorf, Marinich, Herz, Buchta), Absent-1 (Pasquale)

BUDGET AMENDMENT #E Page 427

Mr. Reynolds made a motion, seconded by Mr. Materese to authorize an additional \$20,000 allocation for the Broome County Arts Council with funds to be derived from the Marketing line 5000012 (Occ Tax Eco Dev).

Carried. Ayes-17, Nays-1 (Merrill), Absent-1 (Pasquale).

Mr. Materese noted that the Office of Mental Health will continue to provide services until all the children are transitioned to new providers.

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 439

(Held over by Mr. Herz)

By Finance and Personnel Committee

Seconded by Mr. Herz

RESOLUTION ESTABLISHING RATE OF COMPENSATION FOR NON-UNION ADMINISTRATIVE PERSONNEL FOR FISCAL YEAR 2011

Carried. Ayes-15, Nays-3 (Merrill, Diffendorf, Klipsch), Absent-1 (Pasquale)

RESOLUTION NO. 440

(Held over by Mr. Whalen)

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION APPROVING THE 2011-2016 CAPITAL IMPROVEMENT PROGRAM

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

RESOLUTION NO. 441

(Held over by Mr. Whalen)

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION ADOPTING THE BROOME COUNTY BUDGET FOR FISCAL YEAR 2011

Carried. Ayes-13, Nays-5 (Keibel, Nirchi, Howard, Diffendorf, Marinich), Absent-1 (Pasquale)

RESOLUTION NO. 442

(Held over by Mr. Whalen)

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE BROOME COUNTY GOVERNMENT FOR FISCAL YEAR 2011

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

RESOLUTION NO. 562

(Held over by Mr. Whalen)

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION OF THE LEGISLATURE OF THE COUNTY OF BROOME, REPEALING AN EXEMPTION FROM SALES AND COMPENSATION USE TAXES FOR RECEIPTS FROM RETAIL SALES OF AND CONSIDERATION GIVEN OR CONTRACTED TO BE GIVEN FOR, CERTAIN CLOTHING AND FOOTWEAR PURSUANT TO THE AUTHORITY OF ARTILCE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

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

Mr. Whalen made a motion to adjourn, seconded by Mr. LaBare. **Motion to adjourn Carried,** Ayes-18, Nays-0, Absent-1 (Pasquale). The meeting was adjourned at 8:08 PM.

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**BROOME COUNTY LEGISLATURE
REGULAR SESSION
NOVEMBER 18, 2010**

The Legislature convened at 5:05 PM with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-17 Absent-2 (Howard, Merrill).

A prayer was offered by Legislator Buchta.

Ms. Messina made a motion, seconded by Mr. Moran, that the Regular Session minutes of October 21, 2010 be approved as prepared and presented by the Clerk. **Carried.** Ayes-17, Nays-0, Absent-2 (Howard, Merrill).

Mr. Reynolds noted that the committee minutes for the period October 21, 2010 through November 17, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Ms. Mr. Moran, seconded by Mr. Garnar. **Carried.** Ayes-17 Nays-0, Absent-2 (Howard, Merrill).

PUBLIC HEARING-None

ANNOUNCEMENTS FROM THE CHAIR

Mr. Marinich presented a proclamation to Tom Mitchell of the Binghamton Senators.
Mr. Sanfilippo and Mr. LaBare presented a proclamation to Steven Reagan, Administrator of the Willow Point Nursing Home.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE: None

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds:
1. Designation for Mark R. Whalen on 11/09/2010
 2. Designation for Joseph A. Merrill on 11/10/2010
 3. Designation for Joseph S. Sanfilippo on 11/10/2010

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. PETITIONS: None
- I. COMMUNICATIONS:
1. BCC Budget Transfers for September 2010
 2. Landfill Citizen Advisory Committee Minutes 3/29/2010
 3. Soil & Water Conservation District Directors Meeting Minutes 9/21/2010
 4. BC Mental Health Children's Clinic Fact Sheet
 5. BC EMC Request for Nominations to Landfill Citizens Advisory Committee
 6. BC Attorney Memo on SEQRA Analysis for Pipelines
 7. BC EMC Memo Requesting Restoration of the Senior Env. Planner Position
 8. BC Cornell Cooperative Extension Directors Meeting Minutes 9/23/2010
- C. NOTICES:
1. BC Legislature Notice Ad Hoc Natural Gas Education Meeting on 11/18/2010
- D. REPORTS:

1. BC Mental Health Memo on Children's Clinic Plan for Children
2. BC County Clerk October 2010 Oil & Gas Revenues
3. BC Audit and Control Quarterly Accounts Receivable Analysis December 2009
4. BC Audit and Control Quarterly Accounts Receivable Analysis March 2010
5. BC STOP-DWI 2011 STOP-DWI Plan
6. BMTS Transportation Plan for Greater Binghamton
7. BC Mental Health 2009 Annual Report
8. BC Finance Third Quarterly 2010 Sales Tax Report
9. BCC Above Minimum Hire Report for September 2010
10. BC Finance Semi-Annual Report on Mortgage Tax Receipts and Disbursements
11. BC Planning Transcript of the 10/14/2010 Public Hearing on Generic Lease of Oil & Natural Gas Mineral Rights
12. BC Probation 2009 Annual Report

Ms. Moran and Mr. Marinich were designated as participants with Chairman Reynolds in the 'Short Roll Call'

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 195

By County Administration, Economic Development and Planning and Finance Committees
Seconded by Mr. Garnar

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 5 OF 2010, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 185 TAXATION, TO ADD ARTICLE XVII –EXEMPTION FOR HOME IMPROVEMENTS"

Carried. Ayes-10, Nays-7 (Keibel, Whalen, Nirchi, LaBare, Pasquale, Diffendorf, Marinich), Absent-2 (Howard, Merrill)

RESOLUTION NO. 430

By Public Health and Environmental Protection Committee
Seconded by Mr. Whalen

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO A GENERIC LEASE OF OIL AND NATURAL GAS MINERAL RIGHTS ON COUNTY OWNED LAND

Failed. Ayes-7, Nays-6 (Nirchi, Pasquale, Garnar, Hutchings, Marinich, Reynolds), Recuse-(Keibel, Messina, Diffendorf, Herz), Absent-2 (Howard, Merrill)

RESOLUTION NO. 461

By Public Works and Finance Committees
Seconded by Mr. Merrill

RESOLUTION AUTHORIZING AGREEMENT WITH OBRIEN AND GERE ENGINEERS, INC. TO CONDUCT A STUDY TO DETERMINE THE FEASIBILITY OF PROVIDING A UTILITY CORRIDOR ALONG AIRPORT ROAD

Carried. Ayes-12, Nays-5 (Keibel, Nirchi, Pasquale, Diffendorf, Marinich), Absent-2 (Howard, Merrill)

RESOLUTION NO. 463

By Economic Development and Planning
Seconded by Mr. Herz

RESOLUTION AUTHORIZING THE CREATION OF A LOCAL DEVELOPMENT CORPORATION PURSUANT TO THE NOT-FOR-PROFIT CORPORATION LAW OF THE STATE OF NEW YORK

Carried. Ayes-15, Nays-2 (Nirchi, Pasquale), Absent-2 (Howard, Merrill)

RESOLUTION NO. 464

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Whalen

RESOLUTION AUTHORIZING LEASE AGREEMENTS WITH INFLECTION ENERGY LLC FOR OIL AND NATURAL GAS RIGHTS ON COUNTY PROPERTY

Mr. Whalen made a motion to table until December 16, 2010, seconded by Mr. LaBare. **Motion to Table Failed** Ayes-9, Ayes-8 (Keibel, Nirchi, Pasquale, Garnar, Diffendorf, Marinich, Klipsch, Reynolds), Absent-2 (Howard, Merrill). Mr. Whalen made a motion, seconded by Mr. Materese to amend the resolution as follows:

WHEREAS, the County of Broome owns substantial acreage in the County which is suitable for oil and natural gas exploration, and

WHEREAS, the County of Broome solicited oil and natural gas lease offers by request for proposal, direct mail and trade show solicitation from interested parties, and

WHEREAS, the County of Broome has received an offer from Inflection Energy, LLC to lease County property for oil and natural gas exploration, and

WHEREAS, the County Legislature finds that the offer is commercially reasonable and wishes to execute lease agreements with Inflection Energy, LLC, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with Inflection Energy, LLC, 1125 Seventeenth Street, Suite 2540, Denver, CO 80202, hereinafter referred to as lessee, for the lease to lessee of the right to develop and extract oil and natural gas in all depths and formations on County owned real property set forth in Exhibits A, B and C and attached to the resolution; the final acreage of each parcel may or may not be adjusted following title searches before any payment herein, and be it

FURTHER RESOLVED, that the term of the leases shall be five years commencing on the date that New York State Department of Environmental Conservation (DEC) has issued a final supplemental generic impact statement pursuant to the State Environmental Quality Review Act for horizontal drilling and completion of wells into shale formations using hydraulic fracturing techniques, and DEC is then able to issue permits for drilling and completion of wells in such manner, provided, however, that lessee shall have the right as set forth below to extend the leases terms for three years, and be it

FURTHER RESOLVED, that in consideration of the execution of four separate leases, lessee shall pay the County a bonus payment per mineral acre owned by the County which payment shall be due and payable within 90 days of execution of the leases; the amount of said bonus payment shall be \$2,750 for parcels designated in Exhibit A, \$2,500 for parcels designated in Exhibit B, and \$2,250 for parcels designated in Exhibit C; there shall be separate leases for the aggregate parcels set forth in each exhibit, and notwithstanding the above there shall be a separate lease for the Binghamton Regional Airport parcels; and be it

FURTHER RESOLVED, that in consideration of the execution of four separate leases, lessee shall have the right to extend the leases terms for three years upon payment to the County of an additional payment per mineral acre owned by the County in the same amount of the original bonus payment, and be it further

FURTHER RESOLVED, that in consideration of the execution of four separate leases, lessee shall pay the County a 20 per cent royalty subject to the County's share of post production costs, provided, however, that the County's share of post production costs shall never exceed \$0.30 per mcf deduct, and be it

FURTHER RESOLVED, that in consideration of the execution of four separate leases, if in the year following execution of the leases, the lessee executes any third party oil and gas leases on real property located in Broome County in which the royalty is greater than 20 per cent or the deduct is less than \$0.30, then the lessee shall grant to the County from the commencement date of the lease term the increased royalty or lessened deduct, and be it

[FURTHER RESOLVED, that in consideration of the execution of four separate leases, the County shall grant to lessee all rights of ingress and egress to install gathering line pipelines and to conduct operations necessary to explore, drill, produce and market natural gas and oil; all such locations shall be approved in advance by the Commissioner of Public Works pursuant to department guidelines, which consent shall not be unreasonably withheld; any natural gas pipelines will be constructed of steel and/or according to the best practices of the industry; the lessee shall pay the County

\$1.00 per foot for gathering line pipeline; \$20.00 per foot for transmission line pipeline; and \$2,000.00 per acre for other surface operations; the \$1.00 per foot, \$20.00 per foot, and \$2,000.00 per acre limits shall be subject to a Consumer Price Index adjustment after five years and every three years thereafter; the leases or any such further agreements will provide that the parties will follow as close as reasonably practical the guidelines for construction and restoration at natural gas well drilling sites and recommendations for pipeline right of way construction projects developed by the NYS Department of Agriculture and Markets, as well as the guidelines of other NYS regulatory agencies that have jurisdiction over Inflection's operations, and be it]

FURTHER RESOLVED, that in consideration of the execution of four separate leases, the County shall grant to lessee all rights of ingress and egress to install pipelines necessary to explore, drill, produce and market natural gas and oil; all such locations shall be approved in advance by the Commissioner of Public Works pursuant to New York State Highway Law and/or County department guidelines, which consent shall not be unreasonably withheld; all pipelines shall be constructed pursuant to federal, state, or county department guidelines; the lessee shall pay the County \$1.00 per foot for gathering line pipeline; \$20.00 per foot for transmission line pipeline; the payments described herein shall be subject to a Consumer Price Index adjustment after five years and every three years thereafter; and be it

FURTHER RESOLVED, that in consideration of the execution of four separate leases, the County shall grant to lessee all rights of ingress and egress to develop well pads, compressor pads and other surface areas necessary to explore, drill, produce and market natural gas and oil; lessee shall pay the County \$2,000.00 per acre for said surface operations; the payments described herein shall be subject to a Consumer Price Index adjustment after five years and every three years thereafter; and be it

FURTHER RESOLVED, that in the development and reclamation of leased properties the lessee will follow as close as reasonably practical the guidelines for construction and restoration at natural gas well drilling sites and recommendations for pipeline right of way construction projects developed by the NYS Department of Agriculture and Markets, as well as the guidelines of other NYS regulatory agencies that have jurisdiction over lessee operations, and be it

FURTHER RESOLVED, that in consideration of the execution of four separate leases, lessee agrees to drill at least two wells, vertical or horizontal, on real property subject to these leases or on lands pooled therewith targeting a depth to at least the Marcellus Shale geological formation or deeper formations; and be it

FURTHER RESOLVED, that notwithstanding the above, a) the lessee shall have no rights of egress or ingress or conduct any surface operations on any leased property used as a watershed impoundment area in connection with County flood control projects, without the express consent of the County; and b) the lessee shall have no rights of egress or ingress or conduct any surface operations on any leased property dedicated as municipal parkland, and be it

[FURTHER RESOLVED, on any vertical or horizontal wells on real property subject to these leases, the lessee will utilize a closed loop drilling system or similar technology, and be it]

FURTHER RESOLVED, that the lessee will a) utilize a closed loop drilling system or similar technology on all vertical and horizontal wells, b) will utilize conductor, surface, intermediate and production casing on all vertical and horizontal wells, c) will conduct air monitor testing at well pads, compressor stations, and other publicly accessible locations developed by the lessee on the leased premises, c) will conduct or offer to conduct benchmark water testing prior to any drilling activities on all public and private water wells within 2,500 feet of any vertical or horizontal well on the leased premises, and be it

FURTHER RESOLVED, that on any wells on real property subject to these leases or on lands pooled therewith the lessee shall provide the funds for the County to hire an independent

consultant to function as an environmental monitor for drilling, well construction, fracturing, plugging and related activities; said environmental monitor will report directly to Broome County on NYS DEC regulatory compliance and contractual lease compliance; said lessee and the County shall use their best efforts to create an environmental monitoring pilot program that may be used by third parties, and be it

FURTHER RESOLVED that lessee shall procure and maintain insurance during the term of the leases with initial coverages and limits established by the Finance Committee of the Broome County Legislature, and be it

FURTHER RESOLVED, that all leases and the terms contained therein will be binding on the successors and assigns of lessee and the County, 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. **Bold Italic Underlined** added, **[Bold Brackets]** deleted

Amendment carried. Ayes-12, Nays-1 (Moran), Recuse-4 (Keibel, Messina, Diffendorf, Herz), Absent-2 (Howard, Merrill). **Resolution as amended failed.** Ayes-3, Nays-10 (Materese, Sanfilippo, Moran, Nirchi, Pasquale, Garnar, Hutchings, Marinich, Klipsch, Reynolds), Recuse-4 (Keibel, Messina, Diffendorf, Herz), Absent-2 (Howard, Merrill)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 470

By Finance and Personnel Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE GUARDIAN LIFE INSURANCE COMPANY OF NEW YORK FOR ADMINISTRATION OF BROOME COUNTY'S DENTAL INSURANCE PLAN FOR THE OFFICE OF RISK AND INSURANCE FOR 2011

WHEREAS, this County Legislature, by Resolution 477 of 2009, authorized renewal of the agreement with the Guardian Life Insurance Company of New York for administration of Broome County's dental insurance plan for the Office of Risk and Insurance, at no cost to the County, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to administer the dental insurance plan for Broome County employees, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at no cost to the County, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Guardian Life Insurance Company of New York, 3900 Burgess Place, Bethlehem, Pennsylvania 18017 for the administration of Broome County's dental insurance plan for the Office of Risk and Insurance, at no cost to the County, for the period January 1, 2011 through December 31, 2011, 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 (Howard, Merrill)

RESOLUTION NO. 471

By Finance and Personnel Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE GUARDIAN LIFE INSURANCE COMPANY OF NEW YORK FOR LIFE INSURANCE FOR ELIGIBLE BROOME COUNTY EMPLOYEES FOR THE OFFICE OF RISK AND INSURANCE FOR 2011

WHEREAS, this County Legislature, by Resolution 511 of 2009, authorized renewal of the agreement with Guardian Life Insurance Company of New York for life insurance for eligible Broome

County employees for the Office of Risk and Insurance at a rate of \$1.30 per enrollee per month, and \$.30 per enrollee per month for accidental death and dismemberment insurance for the period December 1, 2009 through December 31, 2010, and

WHEREAS, said agreement is necessary to provide life insurance coverage for eligible Broome County employees, and

WHEREAS, said agreement expires by its terms on December 31, 2010 and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$1.30 per enrollee per month for life insurance, and \$.30 per enrollee per month for accidental death and dismemberment insurance, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Guardian Life insurance Company of New York, 3900 Burgess Place, Bethlehem, Pennsylvania 18017 for life insurance for eligible Broome County employees for the Office of Risk and Insurance for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$1.30 per enrollee per month for life insurance and \$.30 per enrollee per month for accidental death and dismemberment insurance for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201 (Insurance Premiums), 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 (Howard, Merrill)

RESOLUTION NO. 472

By Finance Committee

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING A REFUND OF THE BID PRICE FOR A PARCEL SOLD THROUGH THE COUNTY'S TAX SALE AUCTION

WHEREAS, this County Legislature, by Resolution 326 of 2010, authorized the Director of Real Property to sell certain parcels of real property at the tax sale auction to individuals listed on Exhibit "A", and

WHEREAS, 168 Conklin Avenue, Binghamton, New York, tax map number 160.59-2-4, was sold to the Palma Family LLC, for the bid price of \$39,000, and

WHEREAS, after the auction and prior to the closing, vandals damaged the property by removing copper from the heating system, and

WHEREAS, the Director of Real Property Tax Service recommends that, in the best interest of the County and the purchaser, the amount of \$1,650 be refunded to the bidder, now, therefore, be it

RESOLVED, this County Legislature authorizes a refund in the amount of \$1,650 to the Palma Family, LLC., 7-22 College Place, College Point, New York 11356, 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 (Howard, Merrill)

RESOLUTION NO. 473

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION UPDATING THE POLICIES AND PROCEDURES FOR THE SALE OF COUNTY OWNED PROPERTY AS SET FORTH IN RESOLUTION 598 OF 2009, AND RESOLUTION 199 OF 2010

WHEREAS, the County of Broome acquires certain real property through foreclosure of tax liens and sells property no longer necessary for public use or purpose, and

WHEREAS, it is desired to update these procedures, now, therefore, be it
RESOLVED, that the following procedures and guidelines are hereby established for the sale of County-owned property:

1. The Real Property Tax Director shall submit a list of all parcels subject to foreclosure to the Finance Committee for its review thirty (30) days prior to the date of final redemption.
2. The Real Property Tax Director shall submit a list of all County owned real property, including unredeemable property sent to the court for an order of foreclosure, determined to be surplus, obsolete, or no longer needed for public purposes and indicate the recommended method of disposition for such property to the Finance Committee for its consideration within thirty (30) days after the final date of redemption. The Finance Committee shall notify the Real Property Tax Director of its recommendations on any property considered unique in nature within thirty (30) days of receipt of said list. The Real Property Tax Director shall prepare for and hold a public auction for all County owned property to be sold at auction based on the determination of the Finance Committee. Said properties are to be sold to the highest bidder on each such parcel. If the Real Property Tax Director determines it is in the best interest of the County he or she may request sealed bids on property, develop a request for proposals or request authorization to sell directly to an individual or entity without public auction. Where a parcel is split for sale by the County, the split must result in parcels that comply with the minimum lot size required under the applicable town, city or village zoning laws. Such sales are subject to approval pursuant to Section 3.
3. All sales shall be subject to final approval by the Broome County Legislature. Anything to the contrary herein contained notwithstanding, the County of Broome shall maintain the right to reject any and all bids made should the County become aware of any problem or reason for doing so for a particular property before, at the time of or subsequent to the given auction. The County of Broome reserves the right to withdraw any parcel at any time.
4. All bids shall be accompanied by a cash or check deposit and payment of the auctioneer's fee and are not transferable without prior approval by the County Legislature. The deposit shall be 10% of bid or \$500 whichever is greater. If the bid price is less than \$500, the full amount of the bid is due as the deposit. Successful bidders shall be required to pay the balance of the purchase price within thirty (30) business days from the date of the letter from the Real Property Tax Director notifying such bidder that the County is prepared to close on the property. Payments for the balance of the purchase price shall be by cash, certified check or equivalent. If the purchaser shall fail to pay the balance of said purchase price within thirty (30) business days after notification that the County is ready to close on the property, the deposit and auctioneer's fee shall be forfeited and retained by the County and advertisements for the auction shall so state.
5. The successful bidder shall be responsible for the cost of the property clean up done by the County. This cost shall be paid in full by the successful bidder by the close of the auction. This amount shall be paid by cash, certified or personal check. This amount shall be forfeited if the successful bidder fails to close on the property within thirty (30) business days of notification that the County is ready to close on the property.
6. In addition to the bid price, the successful bidder shall pay an administrative fee of \$150, recording fees and transfer taxes.
7. All County owned property which exceeds five acres shall be sold subject to the retention of subsurface mineral and gas rights by the County except in the case of an approved hardship sell back on foreclosed property pursuant to Section 13.
8. The Real Property Tax Director shall be responsible for advertising for the public auction, holding the public auction and collecting monies therefrom. The Real Property Tax Director shall be responsible for the establishment and conduct of the administrative guidelines and procedures for said auction.
9. Persons or entities currently in an installment payment agreement or who have defaulted on an installment agreement or owe delinquent taxes at the time of the auction or sale, including the former owners and their spouse, are not eligible to bid at the auction.

10. Notwithstanding Section 9 of this resolution, no person or entity who owned or held title to a given parcel immediately prior to the acquisition thereof by the County of Broome shall be permitted to buy back said parcel at a price less than the accumulated taxes, including taxes for the current year, interest and penalties plus an administrative fee of \$1,000.

11. Any corporation or limited liability company registering to bid must disclose the name(s) of the principal shareholder(s) in such corporation or members of such limited liability company.

12. All County owned property no longer needed for a public use shall be sold in accordance with State and local laws.

13. Anything to the contrary herein contained notwithstanding, the Finance Committee of the Broome County Legislature or said Committee's designee shall have, in its sole discretion, the right and authority to countermand, modify, rescind or change the procedures and directives contained in this resolution, including but not limited to the right to remove any parcel or parcels of land from sales lists or from auction, where, in the judgment of said Committee, an unusual or unique situation or hardship case is presented which would require further consideration. In any case where the Finance Committee or its designee shall exercise the authority conferred in this paragraph, it shall forthwith bring said matter and its recommendations thereon before this County Legislature for the latter's consideration. In the event that the County Legislature shall reject the recommendations of the Finance committee the parcel or parcels of land under review and consideration shall again be processed for disposition and sale in the manner provide for herein, or in such other manner as this County Legislature may otherwise provide. In the case that a hardship sellback is approved by the Director of Real Property Tax Services and received legislative approval, the parcel shall be returned to the prior owner in its entirety to include all surface and subsurface rights regardless of size or use once the uncollected taxes and administrative fee have been collected. The County shall reserve no subsurface oil and gas rights on properties conveyed to the previous owner as a result of a hardship sellback.

A request for sellback to a prior owner shall only be considered up until 120 days after the final date of redemption. If a hardship sell back is denied by the Director of Real Property Services, the prior owner shall be given written notice of the right to appeal said denial to the Finance Committee of the Broome County Legislature and a copy of the denial letter shall be filed with the Clerk of the County Legislature. A written appeal must be made within 30 days of the date of the disapproval. The Finance committee shall consider said written appeal, and any other materials or testimony which the committee may require at its next regularly scheduled meeting. A written notice of the committee's decision shall be sent to the applicant and to the Director of Real Property Services within ten days of said meeting. The appeal to the Finance Committee is final.

and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall publish this Resolution in "Part V" of the Charter and Administrative Code, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Mr. Klipsch made a motion, seconded by Mr. Moran to delete "the appeal to the Finance Committee is final" **Amendment failed.** Ayes-8, Nays-9 (Keibel, Moran, Messina, Whalen, LaBare, Pasquale, Marinich, Herz, Buchta), Absent-2 (Howard, Merrill). **Carried.** Ayes-13, Nays-4 (Materese, Nirchi, Garnar, Klipsch), Absent-2 (Howard, Merrill)

RESOLUTION NO. 474

By County Administration and Finance Committees

Seconded by Mr. Herz

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 13 OF 2010, ENTITLED: "A LOCAL LAW AMENDING ARTICLE XII OF CHAPTER 125 OF THE BROOME COUNTY CODE PROVIDING FOR THE ESTABLISHMENT AND COLLECTION OF FEES BY THE OFFICE OF THE BROOME COUNTY CLERK"

RESOLVED, that Local Law Intro. No. 13 of 2010, entitled: " A Local Law Amending Article XIII of Chapter 125 of the Broome County Code Providing for the Establishment and Collection of Fees by the Office of the Broome County Clerk," be and the same hereby is adopted and approved

in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 13 OF 2010
A Local Law Amending Article XIII of Chapter 125 of the Broome County
Code Providing for the Establishment and Collection of Fees by the
Office of the Broome County Clerk

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

Section 1. Chapter 125, Article XIII shall be and hereby is added to read as follows:

§125-43. Schedule of Fees

The Broome County Clerk will impose and collect fees from internet users of the Clerk's web site. There shall be no fee for viewing only. For each document (deeds, mortgages, liens, etc) that is printed from the web site, saved from the web site to a computer and saved from the web site to an independent storage device, the following fees shall be imposed and collected:

- A. There shall be a fee of [~~\$1.25~~] \$1.75 plus applicable internet/bank fees for each document, or
- B. A [~~\$200~~] \$250 monthly fee for unlimited monthly access of documents per month.
- C. These fees shall not apply to the State of New York, its political subdivisions, agencies or instrumentalities.

Section 2. This Local Law shall become effective upon filing with the Secretary of State.

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 475

By County Administration and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RETENTION OF FUNDS 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 of April 1, 2010 through March 31, 2011 in the amount of \$326,982.48, and

WHEREAS, the Broome County Clerk has determined that \$332,504.10 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 a \$5,521.62 per annum increase from the previous allowance of \$326,982.48 calculated in 2009 for 2010-2011, now, therefore, be it

RESOLVED, that this County Legislature hereby determines that the sum of \$332,504.10 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 previously approved monthly retention of \$27,248.54 shall continue through March 31, 2011 and that a monthly retention of \$27,708.67 shall be for the period of April through December in the County's Fiscal Year 2011 for a 2011 County Fiscal Year total of \$331,123.65 and said monthly amount of \$27,708.67 shall continue through March 31, 2012, and be it

FURTHER RESOLVED that New York State approval is requested for the period of April 1, 2011 through March 31, 2012 in the amount of \$332,504.10, and be it

FURTHER RESOLVED, that revenue from the processing of mortgage taxes shall be credited to budget line 04010001.5000106 (Mortgage Tax), and be it

FURTHER RESOLVED, that the sum of \$332,504.10 per annum (April 1, 2011 through March 31, 2012) is hereby certified to the State Tax Commission as the reasonable and proper allowance for such expenses.

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 476

By County Administration and Finance Committee

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING AMENDMENT TO THE RETAIL INSTALLMENT AGREEMENT WITH KEY GOVERNMENT FINANCE, INC FOR EQUIPMENT AND HARDWARE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2009-2014

WHEREAS, this County Legislature, by Resolution 315 of 2009, as amended by Resolution 618 of 2009, authorized a retail installment agreement with Key Government Finance, Inc., for equipment and hardware for the Division of Information Technology at a cost not to exceed \$1,483,797.21 for the period August 2009 through August 2014, and

WHEREAS, said retail installment agreement is necessary for hardware and equipment for the Network Switch and VoIP project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$16,330 for additional hardware and equipment, and

WHEREAS, said additional amount will be a one time payment, reimbursed by a Health Department grant, and will not affect the lease payment schedule outlined in Resolution 09-315, and

WHEREAS, the Director of Information Technology 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 Key Government Finance, Inc., 1000 S. McCaslin Boulevard, Superior, Colorado 80027 to increase the not to exceed amount by \$16,330 for additional hardware and equipment for the Division of Information Technology for the period August 26, 2009 through August 25, 2014, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a one time additional payment of \$16,330, which will not affect the lease payment schedule outlined in Resolution 09-315, for the term of the agreement, and be it

FURTHER RESOLVED, that the payment hereinabove authorized shall be made from budget line 10030001.6004195. (Hardware Rental/Leases), and be it

FURTHER RESOLVED, that Resolution 315 of 2009, 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 (Howard, Merrill)

RESOLUTION NO. 477

By County Administration and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF AN INTERMUNICIPAL AGREEMENT BETWEEN THE BROOME COUNTY DIVISION OF INFORMATION TECHNOLOGY AND THE VILLAGE OF ENDICOTT POLICE DEPARTMENT FOR COMPUTER AND NETWORK MAINTENANCE SERVICES FOR 2011

WHEREAS, this County Legislature, by Resolution 475 of 2009, authorized renewal of an intermunicipal agreement with the Village of Endicott for computer and network maintenance services with revenue to the County in the amount of \$7,315 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement provides the Village of Endicott Police Department with routine maintenance of personal computers, peripherals and network equipment, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$6,963 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the intermunicipal agreement with the Village of Endicott Police Department, 1101 Park Street, Endicott, New York 13760 for the Broome County Division of Information Technology to provide computer and network maintenance services for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said agreement, the Village of Endicott Police Department shall pay the County \$6,963 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 100200001.5000426 (Miscellaneous Data Processing Services), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 478

By County Administration, Personnel and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF THE COMPUTER PROGRAMMER ANALYST SUPPORT PROGRAM GRANT FOR DIVISION OF INFORMATION TECHNOLOGY AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 442 of 2009, authorized and approved renewal of the Health Department Computer Programmer Analyst Support Program Grant for the Division of Information Technology and adopted a program budget in the amount of \$94,365 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant dedicates a person to support the Health Department and Willow Point Nursing Home for emergency preparedness, disaster planning and application support, and

WHEREAS, it is desired to renew said program grant in the amount of \$103,972 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$103,972 from the Broome County Health Department and the Willow Point Nursing Home for the Division of Information Technology's Computer Programmer Analyst Support Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$103,972, 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 (Howard, Merrill)

RESOLUTION NO.479

By Economic Development and Planning Committee Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH THE TOWNS OF CONKLIN AND KIRKWOOD FOR THE TRANSFER OF COUNTY PROPERTY

WHEREAS, the Acting Commissioner of Planning and Economic Development requests authorization for intermunicipal agreements with the Towns of Conklin and Kirkwood for the transfer of County property for the Department of Planning and Economic Development, at no cost to either party for the period December 1, 2010 through November 30, 2011, and

WHEREAS, this County Legislature, by Resolution 209 of 2009, authorized acceptance of a Greater Catskills Flood Remediation Program Grant to purchase and demolish three flood damaged homes with the intention of transferring them back to the Towns after demolition, and

WHEREAS, said intermunicipal agreements are necessary to transfer 140 Stillwater Road, Tax Map No. 228.07-1-10 and 29 JR Boulevard, Tax Map No. 161.08-1-39 to the Town of Conklin, and 57 Geiger Lane, Tax Map No. 228.12-1-5 to the Town of Kirkwood, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes intermunicipal agreements with the Town of Conklin for the transfer of 140 Stillwater Road, Tax Map No. 228.07-1-10 and 29 JR Boulevard, Tax Map No. 161.08-1-39 and the Town of Kirkwood for the transfer 57 Geiger Lane, Tax Map No. 228.12-1-5, at no cost to either party for the Department of Planning and Economic Development and Planning for the period December 1, 2010 through November 30, 2011, 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 (Howard, Merrill)

RESOLUTION NO. 480

By Economic Development and Planning and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF THE DISABILITY PROGRAM NAVIGATOR GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 293 of 2009, authorized and approved the Disability Program Navigator Grant for the Office of Employment and Training and adopted a program budget in the amount of \$74,693 for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said program grant assists persons with disabilities in Broome and Tioga Counties with using the One-Stop Career Centers and the services available at the centers, and

WHEREAS, it is desired to renew said program grant in the amount of \$49,924 for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$49,924 from the New York State Department of Labor, State Office Campus, Building 12, Room 450, Albany, New York 12204, for the Office of Employment and Training's Disability Program Navigator Grant for the period July 1, 2010 through June 30, 2011, 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 \$49,924, 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 (Howard, Merrill)

RESOLUTION NO. 481

By Education, Culture and Recreation, and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING AN AGREEMENT WITH RUSSELL AND MELISSA RODRIGUEZ D/B/A ORLANDO'S CATERING FOR OPERATION OF FOOD, BEVERAGE AND CATERING SERVICES AT EN-JOIE GOLF COURSE FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2010-2015

WHEREAS, the Deputy County Executive requests authorization for an agreement with Russell and Melissa Rodriguez d/b/a Orlando's Catering for operation of food, beverage and catering services at En-Joie Golf course for the Department of Parks and Recreation with revenue to the County according to the payment schedule attached as Exhibit "A", for the period December 1, 2010 through December 31, 2015, now therefore be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Russell and Melissa Rodriguez d/b/a Orlando's Catering, 2468 Vestal Parkway East, Vestal, New York 13850 for the operation of food, beverage and catering services at En-Joie Golf course for the Department of Parks and Recreation with revenue to the County according to the payment schedule attached as Exhibit "A", for the period December 1, 2010 through December 31, 2015, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 41010008.50004167 (Restaurant 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-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 482

By Education, Culture and Recreation, and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING AN AGREEMENT WITH OTSININGO FARMERS MARKET ASSOCIATION FOR THE USE OF OTSININGO PARK FOR OPERATION OF A FARMERS MARKET FOR 2011

WHEREAS, the Deputy Commissioner of Parks and Recreation requests authorization for an agreement with Otsiningo Farmers Market Association for the use of Otsiningo Park for the operation of a Farmers Market at a cost not to exceed \$1,000, for the period May 14, 2011 through November 12, 2011, and

WHEREAS, Otsiningo Farmers Market Association will have use of Otsiningo Park on Saturdays from May 14, 2011 through November 12, 2011 from 8 AM to 2 PM, excluding Spiedie Fest weekend and such other special event dates as the Deputy Commissioner of Parks and Recreation deems necessary, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Otsiningo Farmers Market Association, Ford Hill Road, Berkshire, New York 13736, for the use of Otsiningo Park for the operation of a Farmers Market, and be it

FURTHER RESOLVED, that Otsiningo Farmers Market Association will have use of Otsiningo Park on Saturdays from May 14, 2011 through November 12, 2011 from 8 AM to 2 PM, excluding Spiedie Fest weekend and such other special event dates as the Deputy Commissioner of Parks and Recreation deems necessary, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$1,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 43010008.5000165 (Miscellaneous 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-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 483

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING ACCEPTANCE OF FY09 STATE LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM GRANT FOR OFFICE OF THE BROOME COUNTY SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2009-2012

WHEREAS, the Broome County Sheriff requests authorization to accept a FY09 State Law Enforcement Terrorism Prevention Program Grant and adopt a program budget in the amount of \$173,250 for the period August 1, 2009 through July 31, 2012, and

WHEREAS, said program grant provides for prevention, preparedness and response initiatives consistent with the New York State Homeland Security Strategy and with Counter Terrorism Zone efforts at the State and local level, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$173,250 from the New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, State Office Building Campus Building A, Albany, NY 12242 for the Office of the Sheriff's FY09 State Law Enforcement Terrorism Prevention Program Grant for the period August 1, 2009 through July 31, 2012, 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 \$173,250, 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 (Howard, Merrill)

RESOLUTION NO. 484

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF THE BUCKLE UP NEW YORK PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 530 of 2009, authorized and approved the renewal of the Buckle Up New York Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$10,000 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program's goal is to increase seat belt usage in an effort to reduce serious injury or death from traffic crashes, and

WHEREAS, it is desired to renew said program grant in the amount of \$9,150 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$9,150 from State of New York Governor's Traffic Safety Committee, Department of Motor Vehicles, 6 Empire State Plaza, Albany, NY 12228, for the Office of the Sheriff's Buckle Up New York Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$9,150, and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 485

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF THE CHILD PASSENGER SAFETY PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 531 of 2009, authorized and approved the renewal of the Child Passenger Safety Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$19,500 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program goal is to increase the proper use and installation of child safety seats, and

WHEREAS, it is desired to renew said program grant in the amount of \$9,500 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$9,500 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, 2010 through September 30, 2011, 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 \$9,500, 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 (Howard, Merrill)

RESOLUTION NO. 486

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE BROOME COUNTY COUNCIL OF CHURCHES FOR RELIGIOUS SERVICES FOR INMATES OF THE BROOME COUNTY SHERIFF'S CORRECTIONAL FACILITY FOR 2011

WHEREAS, this County Legislature, by Resolution 441 of 2009, authorized renewal of the agreement with the Broome County Council of Churches for religious services for inmates of the Broome County Sheriff's Correctional Facility at an amount not to exceed \$72,099 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said services are necessary for compliance with Minimum Standards applicable to the Broome County Sheriff's Correctional Facility promulgated by the New York State Commission of Correction, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$72,099, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Broome County Council of Churches, Inc., 3 Otsenigo Street, Binghamton, New York 13903, for religious services for inmates of the Broome County Sheriff's Correctional Facility for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$72,099 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 23010003.6004125.1010 (Religious Expenses), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 487

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CORRECTIONAL MEDICAL CARE, INC., FOR MEDICAL SERVICES AT THE BROOME COUNTY JAIL FOR THE OFFICE OF THE SHERIFF FOR 2011-2013

WHEREAS, this County Legislature, by Resolution 440 of 2009, authorized renewal of the agreement with Correctional Medical Care, Inc., for medical services at the Broome County Jail for the Office of the Sheriff at an amount not to exceed \$2,779,790.20 for the period January 1, 2010 through December 31, 2010, and

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

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, as follows:

Year	Base contract	Per diem/ catastrophic	Annual psychiatric fee	Total
2011	\$2,464,790.16	\$195,000	\$120,000	\$2,779,790.16
2012	\$2,563,381.77	\$195,000	\$120,000	\$2,878,381.77
2013	\$2,665,917.04	\$195,000	\$120,000	\$2,980,917.04

now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Correctional Medical Care, Inc., 653 Skippack Pike, Suite 118, Blue Bell, Pennsylvania 19422 for medical services at the Broome County Jail for the Office of the Sheriff for the period January 1, 2011 through December 31, 2013, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor as follows:

Year	Base contract	Per diem/ catastrophic	Annual psychiatric fee	Total
2011	\$2,464,790.16	\$195,000	\$120,000	\$2,779,790.16
2012	\$2,563,381.77	\$195,000	\$120,000	\$2,878,381.77
2013	\$2,665,917.04	\$195,000	\$120,000	\$2,980,917.04

and be it

FURTHER RESOLVED, that the base contract cost plus catastrophic and per diem costs shall be made from budget line 23010003.6004413 (Other Health and Medical Services) and the annual psychiatric fee shall be made from budget line 23010003.6004124 (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-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 488

By Public Safety and Emergency Services and Finance Committee Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE MONROE COUNTY SHERIFF'S OFFICE FOR SECURITY SERVICES FOR INMATES AT THE ROCHESTER PSYCHIATRIC CENTER FOR 2011-2015

WHEREAS, this County Legislature, by Resolution 66 of 2006, authorized renewal of the agreement with the Monroe County Sheriff's Office for security services for inmates housed at Rochester Psychiatric Center at an amount not to exceed \$140 per inmate per day, total amount not to exceed budgeted appropriations, for the period January 1, 2006 through December 31, 2010, and

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

WHEREAS, said agreement expires by its terms on December 31, 2010 and it is desired at this time to renew said agreement for the period January 1, 2011 through December 31, 2015, on substantially similar terms and conditions, at an increased daily rate not to exceed \$140 per inmate per day, total budgeted amount not to exceed budgeted appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Monroe County Sheriff's Office, 130 South Plymouth Avenue, Rochester, New York 14614 for security services for inmates housed at the Rochester Psychiatric Center for the period January 1, 2011 through December 31, 2015, 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 23010003.6004124.1010 (Inmate Expense – Other Facility), 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 (Howard, Merrill)

RESOLUTION NO. 489

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

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF MAINE FOR USE OF SPACE AT TOWN HALL FOR THE OFFICE OF THE SHERIFF FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 325 of 2009, authorized renewal of the agreement with the Town of Maine for use of space at Town Hall for the Office of the Sheriff, at no cost to the County, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary for the Office of the Sheriff to use a portion of the Maine Town Hall as a substation, and

WHEREAS, said agreement expired by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at no cost to the County, for the period January 1, 2010 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Maine, P.O. Box 336, Maine, New York 13802, for the use of space at Town Hall for the Office of the Sheriff at no cost to the County, for the period January 1, 2010 through December 31, 2011, 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 (Howard, Merrill)

RESOLUTION NO. 490

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Klipsch
RESOLUTION ADOPTING THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM PLAN FOR 2011

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, Section 1197 of Article 31 of the Vehicle and Traffic Law of the State of New York requires the adoption of a STOP-DWI Program Plan and related contracts by the local governing body each year in order to qualify for Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program funding, and

WHEREAS, this County Legislature, by Resolution 532 of 2009, approved and adopted the 2010 Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program Plan, a

WHEREAS, the Broome County STOP-DWI Advisory Board has reviewed the 2011 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 2011 Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program Plan, 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, and be it

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 491

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF FUNDING AGREEMENTS WITH VARIOUS VENDORS, BROOME COUNTY DEPARTMENTS, OUTSIDE AGENCIES, AND MUNICIPALITIES FOR THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 543 of 2009, authorized renewal of the agreement 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 \$192,486, for the period January 1, 2010 through December 31, 2010, and

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

WHEREAS, it is desired to renew agreements with various Broome County departments, outside agencies, and municipalities as shown in Exhibit "A" for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant in the total amount of \$195,500 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of funding agreements with various Broome County departments, outside agencies, and municipalities as shown in Exhibit "A" for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of funding agreements with various Broome County departments, outside agencies, and municipalities as shown in Exhibit "A" and shall not exceed the amount of \$195,500, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the following budget lines: \$5,500 from 24010003.Various, \$89,000 from 24010003.6004146 (Subcontracted Program Expenses), \$101,000 from 24010003.6004610 (Personal Services Chargeback), 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 (Howard, Merrill)

RESOLUTION NO. 492

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING REVISION OF THE FOSTER GRANDPARENTS CORPORATION FOR NATIONAL AND COMMUNITY SERVICE (CNCS) PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 627 of 2009, authorized and approved renewal of the Foster Grandparents Corporation for National and Community Service (CNCS) Program Grant for the Office for Aging and adopted a program budget in the amount of \$280,113 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant is an intergenerational program that matches low-income elderly with special needs children to share their life experiences and offer support to them, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$10,636 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Foster Grandparents Corporation for National and Community Service (CNCS) Program Grant to reflect an increase of \$10,636 for the period January 1, 2010 through December 31, 2010, 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 \$290,749, and be it

FURTHER RESOLVED, that Resolution 627 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 493

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING REVISION OF THE TITLE III-D HEALTH PROMOTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 623 of 2009, authorized and approved renewal of the Title III-D Health Promotion Program Grant for the Office for Aging and adopted a program budget in the amount of \$31,972 for the period January 1, 2010 through December 31, 2010, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$707 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-D Health Promotion Program Grant to reflect an increase of \$707 for the period January 1, 2010 through December 31, 2010, 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 \$32,679, and be it

FURTHER RESOLVED, that Resolution 623 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 494

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING REVISION OF THE TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 622 of 2009, 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 \$694,628 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides support for the home delivered meals program, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$33,028 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-C-2 Home Delivered Meals Program Grant to reflect an increase of \$33,028 for the period January 1, 2010 through December 31, 2010, 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 \$727,656, and be it

FURTHER RESOLVED, that Resolution 622 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 495

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING REVISION OF THE TITLE III-C-1 CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 621 of 2009, authorized and approved renewal of the Title III-C-1 Congregate Meals Program Grant for the Office for Aging and adopted a program budget in the amount of \$1,149,516 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides support for congregare meals, senior center operations, and health and wellness activities, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$4,223 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-C-1 Congregate Meals Program Grant to reflect an increase of \$4,223 for the period January 1, 2010 through December 31, 2010, 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 \$1,153,739, and be it

FURTHER RESOLVED, that Resolution 621 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 496

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING REVISION OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 620 of 2009, as amended by Resolution 111 of 2010, authorized and approved renewal of the Title III-B Supportive Services Program Grant for the Office for Aging and adopted a program budget in the amount of \$761,344 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant supports a variety of services including transportation, information and assistance, mandated legal assistance, shopping services and home repair program, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$25,179 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-B Supportive Services Program Grant to reflect a decrease of \$25,179 for the period January 1, 2010 through December 31, 2010, 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 \$736,165, and be it

FURTHER RESOLVED, that Resolution 620 of 2009 and Resolution 111 of 2010, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 497

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING REVISION OF THE NUTRITION SERVICES INCENTIVE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 351 of 2009, authorized and approved renewal of the Nutrition Services Incentive Program Grant for the Office for Aging and adopted a program budget in the amount of \$174,074 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides a per meal reimbursement for all eligible meals served to seniors through congregate and home delivered meal programs, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$6,784 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Nutrition Services Incentive Program Grant to reflect an increase of \$6,784 for the period October 1, 2009 through September 30, 2010, 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 \$180,858, and be it

FURTHER RESOLVED, that Resolution 351 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 498

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE ELDER ABUSE PREVENTION PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH ACTION FOR OLDER PERSONS TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 625 of 2009, authorized and approved the Elder Abuse Prevention Program Grant for the Office for Aging, adopted a program budget in the amount of \$11,490 and authorized an agreement with Action for Older Persons to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides funds for recruitment and training of ombudsman volunteers for the Elder Abuse Prevention Program, and

WHEREAS, it is desired to renew said grant program in the amount of \$11,490, adopt a program budget and renew the agreement with Action for Older Persons to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$11,490 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New

York 11112-1251 for the Office for Aging's Elder Abuse Prevention Program for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$11,490, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901 to administer said program for the Office for Aging for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$11,490 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410431 (Subcontracted Program Expense), and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 499

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE COMMUNITY LIVING PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 375 of 2010, authorized and approved the Community Living Program Grant for the Office for Aging and adopted a program budget in the amount of \$3,750 for the period September 30, 2009 through September 29, 2010, and

WHEREAS, said program grant provides funds for staff time and travel expenses associated with mentoring other counties in programs that Broome County Office for Aging has been running, and

WHEREAS, it is desired to renew said program grant in the amount of \$3,750 for the period September 30, 2010 through September 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,750 from the Albany County Department for Aging, 162 Washington Avenue, Albany, New York 12110 for the Office for Aging's Community Living Program Grant for the period September 30, 2010 through September 29, 2011, 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 \$3,750, 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 (Howard, Merrill)

RESOLUTION NO. 500

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VARIOUS VENDORS AND NURSING FACILITIES FOR SERVICES FOR THE OFFICE FOR AGING FOR 2011

WHEREAS, this County Legislature, by Resolution 571 of 2009, authorized renewal of the agreement with various vendors and nursing facilities for services for the Office for Aging's Title III-E Caregiver Program at various rates of reimbursement for the Office for Aging for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreements are necessary for in-home respite services to caregivers in Broome County and for institutional respite services for the Title III-E Caregiver Program, and

WHEREAS, said agreements expire by their terms on December 31, 2010, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at the rates listed on Exhibit "A", for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the vendors listed on Exhibit "A" for in-home respite services for the Office for Aging for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates stated on Exhibit "A" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410430 (Subcontracted Program Expense), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 501

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF UNION FOR A COMMUNITY DEVELOPMENT BLOCK GRANT FOR THE OFFICE FOR AGING FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 348 of 2009, authorized renewal of the agreement with the Town of Union for a Community Development Block Grant for the Office for Aging with revenue to the County in the amount of \$29,000 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said agreement is necessary to offset operating expenses associated with the Broome West Senior Center, and

WHEREAS, said agreement expires by its terms on September 30, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$29,000, for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Union, 3111 East Main Street, Endwell, New York 13760 for a Community Development Block Grant for the Office For Aging for the period October 1, 2010 through September 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said agreement, the Town of Union shall pay the County \$29,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 34010006.5000946.3410393/3410427 (Other Federal 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-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 502

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE JOHNSON CITY SENIOR CITIZENS CENTER, INC. FOR SERVICES FOR THE OFFICE FOR AGING FOR 2011

WHEREAS, this County Legislature, by Resolution 576 of 2009, authorized the renewal of the agreement with the Johnson City Senior Citizens Center, Inc. for services for the Office for Aging's Title III-C-1 Congregate Nutrition Program at an amount not to exceed \$30,000, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to manage the Senior Citizen Nutrition Program, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$30,000, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Johnson City Senior Citizens Center, Inc., 30 Brocton Avenue, Johnson City, New York 13790, for services for the Office for Aging for the period January 1, 2011 through December 31, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410427 (Subcontracted Program Expense), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 503

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY FOR SERVICES RELATED TO THE OFFICE FOR AGING'S NURSING HOME TRANSITION AND DIVERSION MEDICAID WAIVER PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 573 of 2009, authorized renewal of the agreement with the Family and Children's Society of Broome County for services related to the Office for Aging's Nursing Home Transition and Diversion Medicaid Waiver Program with revenue to the County in the amount of \$40 for a full day of social day care, \$9 for Meals on Wheels, and \$3.75 for Congregate Meals, per client per day, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement provides adult social day care, home delivered meals and congregate meals to the Family and Children's Society of Broome County's case-managed clients, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Family and Children's Society of Broome County, 257 Main Street, Binghamton, New York 13905 for meals and social day care for the Office for Aging's Nursing Home Transition and Diversion Medicaid Waiver Program for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$40 for a full day of social day care, \$9 for Meals on Wheels and \$3.75 for Congregate Meals, per client per day for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget lines 34010006.5000215.3410428 (Long Term Home Health Care Fees), 34010006.5000161.3410428 (OFA Fees), and 34010006.5000215.3410403 (Long Term Home Health Care Fees), and be it

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

RESOLUTION NO. 504

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH INTERIM HEALTH CARE FOR SERVICES RELATED TO THE OFFICE FOR AGING'S NURSING HOME TRANSITION AND DIVERSION MEDICAID WAIVER PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 574 of 2009, authorized renewal of the agreement with Interim Health Care for services related to the Office for Aging's Nursing Home Transition and Diversion Medicaid Waiver Program with revenue to the County in the amount of \$40 for a full day of social day care, \$9 for Meals on Wheels, and \$3.75 for Congregate Meals, per client per day, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement provides adult social day care, home delivered meals and congregate meals to Interim Health Care's case-managed clients, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Interim Health Care, 38 Front Street, Binghamton, New York 13905 for meals and social day care for the Office for Aging's Nursing Home Transition and Diversion Medicaid Waiver Program for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$40 for a full day of social day care, \$9 for Meals on Wheels, and \$3.75 for Congregate Meals, per client per day for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget lines 34010006.5000215.3410428 (Long Term Home Health Care Fees), 34010006.5000161.3410428 (OFA Fees), and 3410006.5000215.3410428 (Long Term Home Health Care Fees), and be it

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

RESOLUTION NO. 505

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH FIRST WARD ACTION COUNCIL FOR SERVICES FOR THE OFFICE FOR AGING'S TITLE III-B HOME REPAIR SERVICES PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 570 of 2009, authorized renewal of the agreement with the First Ward Action Council for services for the Office for Aging's Title III-B Home Repair Services Program at an amount not to exceed \$15,000 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to provide home repairs for low income senior citizens in Broome County to enable these individuals to remain in their homes, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$15,000, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with First Ward Action Council, 167 Clinton Street, Binghamton, New York 13905 for services for the Office for Aging's Title III-B Home Repair Services Program for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$15,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410426 (Subcontracted Program Expense), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 506

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH LEGAL AID SOCIETY OF MID NEW YORK, INC. FOR LEGAL SERVICES FOR THE OFFICE FOR AGING FOR 2011

WHEREAS, this County Legislature, by Resolution 567 of 2009, authorized renewal of the agreement with Legal Aid Society of Mid New York, Inc. for legal services to elderly County residents for the Office for Aging at the rate of \$65 per hour, total amount not to exceed \$28,644 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, the Broome County Office for Aging is required by federal regulations to commit funds for legal services for the elderly (Title III-B, Older Americans Act), and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$65 per hour, total amount not to exceed \$28,665, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Legal Aid Society of Mid New York, Inc., 255 Genesee Street, 2nd Floor, Utica, New York 13502 for legal services to elderly County residents for the Office for Aging for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$65 per hour, total amount not to exceed \$28,665 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3401426 (Subcontracted Program Expense), and be it

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

RESOLUTION NO. 507

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE SOUTHERN TIER CHAPTER OF THE AMERICAN RED CROSS FOR SERVICES FOR THE OFFICE FOR AGING FOR 2011

WHEREAS, this County Legislature, by Resolution 575 of 2009, authorized renewal of the agreement with the Southern Tier Chapter of the American Red Cross for services related to the Office for Aging's Title III-B Supportive Services Program at an amount not to exceed \$25,000 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to operate a volunteer shopper program providing service to homebound, low income elderly persons in Broome County, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$25,000, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Southern Tier Chapter of the American Red Cross, 620 East Main Street, Endicott, New York 13760 for services for the Office for Aging for the period January 1, 2011 through December 31, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410426 (Subcontracted Program Expense), and be it

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

RESOLUTION NO. 508

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL FOR SOCIAL DAY CARE SERVICES AND DELIVERY OF MEALS FOR OUR LADY OF LOURDES MEMORIAL HOSPITAL LONG TERM HOME HEALTH CARE CLIENTS FOR THE OFFICE FOR AGING FOR 2011

WHEREAS, this County Legislature, by Resolution 572 of 2009, as amended by Resolution 64 of 2010, authorized renewal of the agreement with Our Lady of Lourdes Memorial Hospital for social day care services and delivery of meals for the Office for Aging's Long Term Home Health Care clients with revenue to Broome County in the amount of \$40 for a full day of social day care, \$10.70 for Meals on Wheels and \$5.41 for Congregate Meals, per client, per day, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to provide social day care and home-delivered meals to Our Lady of Lourdes Memorial Hospital Long Term Home Health Care clients, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions with revenue to the County in the amount of \$40 for a full day of social day care, \$10.70 for Meals on Wheels and \$5.41 for Congregate Meals, per client per day, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Our Lady of Lourdes Memorial Hospital, 169 Riverside Drive, Binghamton, New York 13905 for

social day care services and delivery of meals for Our Lady of Lourdes Memorial Hospital Long Term Home Health Care clients for the Office for Aging for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$40 for a full day of social day care, \$10.70 for Meals on Wheels, and \$5.41 for Congregate Meals, per client per day, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget lines 34010006.5000215.3410428 (Long Term Home Health Care Fees), 34010006.5000161.3410427 (Office for Aging Fees), and 34010006.5000215.3410403 (Long Term Home Health Care Fees), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 509

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY FOR SERVICES FOR THE OFFICE FOR AGING FOR 2011

WHEREAS, this County Legislature, by Resolution 577 of 2009, authorized renewal of the agreement with Catholic Charities of Broome County for the Office for Aging's Title III-C-1 Congregate Nutrition Program at an amount not to exceed \$25,007, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to manage the Senior Citizens Nutrition Program for the Office for Aging's Congregate Nutrition Program at the Oak Street Senior Community Center, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$24,257, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Catholic Charities, 232 Main Street, Binghamton, New York 13905 for services for the Office for Aging for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$24,257 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410427 (Subcontracted Program Expense), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 510

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH METRO INTERFAITH HOUSING MANAGEMENT CORPORATION FOR MEAL SERVICES THROUGH THE OFFICE FOR AGING'S TITLE III-C-1 CONGREGATE MEAL PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 568 of 2009, authorized renewal of the agreement with Metro Interfaith Housing Management Corporation for meal services through the Office for Aging's Title III-C-1 Congregate Meal Program, with revenue to Broome County in the

amount of \$3.37 per meal, total amount estimated at, but not limited to \$32,000, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for the Office for Aging to supply hot congregate meals to enriched housing residents at 110 Chenango Street, Binghamton and Lincoln Court Senior Housing Center, Binghamton, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue in the amount of \$3.40 per meal, total amount estimated at, but not limited to \$32,000 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Metro Interfaith Housing Management Corporation, 21 New Street, Binghamton, New York 13903, for meal services through the Office for Aging's Title III-C-1 Congregate Meal Program for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$3.40 per meal, total amount estimated at, but not limited to \$32,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 34010006.5000228.3410427 (Contracted Meals 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-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 511

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH S.E.P.P., INC. FOR MEAL SERVICES THROUGH THE OFFICE FOR AGING'S TITLE III-C-1 CONGREGATE MEALS PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 569 of 2009, authorized renewal of the agreement with S.E.P.P., Inc. for meal services through the Office for Aging's Title III-C-1 Congregate Meals Program with revenue to the County in the amount of \$3.37 per meal, total amount estimated at, but not limited to \$17,000, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for the Office for Aging to provide hot congregate meals to S.E.P.P. housing residents and guests at the Marian Apartments in Endwell, and the Harry L. Apartments in Johnson City, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County in the amount of \$3.40 per meal, total amount estimated at, but not limited to \$17,000, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with S.E.P.P., Inc., 53 Front Street, Binghamton, New York 13905 for meal services through the Office for Aging's Title III-C-1 Congregate Meals Program for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$3.40 per meal, total amount estimated at, but not limited to \$17,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 34010006.5000228.3410427 (Contracted Meals 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-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 512

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH VARIOUS VENDORS FOR LEASE OF SPACE FOR THE OFFICE FOR AGING'S NUTRITION PROGRAMS AND SENIOR CENTERS FOR 2011

WHEREAS, this County Legislature, by Resolution 583 of 2009, authorized renewal of the agreements with various vendors for lease of space for Senior Community Centers and Meals on Wheels sites for the period January 1, 2010 through December 31, 2010, and

WHEREAS, lease space is required for the activities of the senior community and for the Meals on Wheels Program so that meals can be delivered to central points where volunteers will pick up and deliver meals to residents of Broome County, and

WHEREAS, said agreements expire by their terms on December 31, 2010, and it is desired at this time to renew said agreements on substantially similar terms and conditions, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreements with various vendors as listed in Exhibits "A" through "F" for lease of space for Senior Community Centers and Meals on Wheels sites for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the amounts listed in Exhibits "A" through "F", for the terms of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines listed for each organization in Exhibits "A" through "F", 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 (Howard, Merrill)

RESOLUTION NO. 513

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING REVISION OF THE MEDICAID TECHNOLOGIES ENHANCEMENT PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 565 of 2009, as amended by Resolutions 15 and 425 of 2010, authorized and approved renewal of the Medicaid Technologies Enhancement Program Grant for the Department of Social Services and adopted a program budget in the amount of \$8,799,482 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides timely and appropriate Medicaid eligibility determinations to conduct managed care activities, disability determination, provide medical transportation, dental case management, monitor family type homes and image medical documents, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$90,758 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Medicaid Technologies Enhancement Program Grant to reflect an increase of \$90,758 for the period January 1, 2010 through December 31, 2010, 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 \$8,890,240, and be it

FURTHER RESOLVED, that Resolution 425 of 2010, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 514

By Personnel, Public Health and Environmental Protection, and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF MENTAL HEALTH

RESOLVED, that in accordance with a request contained in PCR# 10-234 from the Director of the Broome County Mental Health, this County Legislature hereby authorizes the position of Mental Health Program Coordinator, Grade 23, Union Code 07 BAPA, minimum salary \$52,562 at budget line 26000004.6001000.2610276, to be abolished effective October 1, 2010, due to grant elimination and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 10-233 from the Director of the Broome County Mental Health, this County Legislature hereby authorizes the position of Human Services Program Coordinator II, Grade 20, Union Code 04 CSEA, minimum salary \$42,705 at budget line 26000004.6001000.2610290, to be abolished effective October 1, 2010, due to grant elimination.

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 515

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH DR. FLORANTE TINIO FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2011

WHEREAS, this County Legislature, by Resolution 245 of 2010, authorized an agreement with Dr. Florante Tinio for psychiatric services for the Department of Mental Health at the rate of \$94.30 per hour, total amount not to exceed \$56,580 for the period June 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for required psychiatric services for clients with serious emotional problems, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$94.30 per hour, total amount not to exceed \$90,528, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Dr. Florante Tinio, 164 Sheedy Road, Vestal, NY 13850, for psychiatric services for the Department of Mental Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$90,528 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573 (Other Fees for Service), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 516

By Public Health and Environmental Protection and Finance Committee

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF NYS ASSOCIATION FOR RETARDED CITIZENS PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE BROOME TIOGA ASSOCIATION FOR RETARDED CITIZENS, D/B/A ACHIEVE, TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 341 of 2009, authorized and approved the renewal of the NYS Association for Retarded Citizens Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$849,210 and authorized an agreement with Broome Tioga Association for Retarded Citizens, d/b/a ACHIEVE to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides a comprehensive continuum of services, offering a full range of day, residential, family support and summer camp programs to nearly 500 individuals and their families as well as providing a supported work program for job placement, and

WHEREAS, it is desired to renew said grant program in the amount of \$718,122, adopt a program budget and renew the agreement with Broome Tioga Association for Retarded Citizens, d/b/a ACHIEVE to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$521,424 from the New York State Office of Mental Retardation and Developmental Disabilities, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's NYS Association for Retarded Citizens Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$718,122, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Broome Tioga Association for Retarded Citizens, d/b/a ACHIEVE, 125 Cutler Pond Road, Binghamton, New York 13905, to continue to administer said program for the Department of Mental Health's NYS Association for Retarded Citizens Program for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$718,122 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005006.2610300 (Contracted Srvs-ARC), 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 (Howard, Merrill)

RESOLUTION NO. 517

By Public Health and Environmental Protection and Finance Committees Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF LOCAL REENTRY TASK FORCE INITIATIVE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE SOUTHERN TIER AIDS PROGRAM TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 498 of 2009 as amended by Resolution 242 of 2010, authorized and approved the Local Reentry Task Force Initiative Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$100,000 and authorized an agreement with the Southern Tier AIDS Program to administer said program for the period July 1, 2009 through September 30, 2010, and

WHEREAS, said program grant is to reduce recidivism in local jurisdictions and increase public safety, and

WHEREAS, it is desired to renew said grant program in the amount of \$100,000, adopt a program budget and renew the agreement with the Southern Tier AIDS Program to continue to administer said program for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,000 from the New York State Division of Criminal Justice Services, Four Tower Place, Albany, New York 12203, for the Department of Mental Health's Local Reentry Task Force Initiative Program Grant for the period October 1, 2010 through September 30, 2011, and be it

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

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Southern Tier AIDS Program, 122 Baldwin Street, Johnson City, NY 13790, who will provide a Reentry Coordinator to provide services to inmates after release, for the period October 1, 2010 through September 30, 2011, 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 26000004.6005036.2610312 (Southern Tier AIDS Program), and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 518

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE LOURDES HOSPITAL PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 465 of 2009 as amended by 392 of 2010, authorized and approved the renewal of the Lourdes Hospital Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$402,759 and authorized an agreement with Our Lady of Lourdes Hospital to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides school-based counseling and prevention services to students who are at risk of drug and alcohol use due to personal, school, peer or family problems, who are exhibiting risk-taking behaviors, and

WHEREAS, it is desired to renew said grant program in the amount of \$501,079, 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, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$501,079 from New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, New York 12223-3526, for the Department of Mental Health's Lourdes Hospital Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$501,079, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes 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, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$501,079 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004416.2610308 (Contracted Srvs-Lourdes Hospital), 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 (Howard, Merrill)

RESOLUTION NO. 519

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE CHEMICAL DEPENDENCY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 539 of 2009, authorized and approved the renewal of the Chemical Dependency Services Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$304,173 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides evaluations and assessments to Department of Social Services clients and forensic services, and

WHEREAS, it is desired to renew said program grant in the amount of \$211,811 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$211,811 from the New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, New York 12203-3528, for the Department of Mental Health's Chemical Dependency Services Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$211,811, 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 (Howard, Merrill)

RESOLUTION NO. 520

By Public Health & Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE FAMILIES FIRST PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 537 of 2009, authorized and approved the renewal of the Families First Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$528,986 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides intensive and specialized in-home professional therapeutic and behavioral services, and

WHEREAS, it is desired to renew said program grant in the amount of \$563,923 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$563,923 from the Broome County Department of Social Services, 36-42 Main Street,

Binghamton, New York 13905, for the Department of Mental Health's Families First Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$563,923, 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 (Howard, Merrill)

RESOLUTION NO. 521

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE FORENSIC TRANSITIONAL MANAGEMENT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 536 of 2009, authorized and approved the renewal of the Forensic Transitional Management Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$78,678 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides mental health services to clients in the legal system and helps minimize the need for hospitalization by providing a more intensive program, and provides discharge coordination for seriously mentally ill inmates including treatment and medication management, and

WHEREAS, it is desired to renew said program grant in the amount of \$51,021 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$33,478 from New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Forensic Transitional Management Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$51,021, 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 (Howard, Merrill)

RESOLUTION NO. 522

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE MENTAL HEALTH CASEWORKER PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 535 of 2009, authorized and approved the renewal of the Mental Health Caseworker Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$47,654 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides a caseworker to help clients navigate health systems and to assist with job training, and

WHEREAS, it is desired to renew said program grant in the amount of \$62,915 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$31,054 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Mental Health Caseworker Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$62,915, 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 (Howard, Merrill)

RESOLUTION NO. 523

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE MENTALLY ILL CHEMICAL ABUSER (MICA) INTENSIVE CASE MANAGEMENT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 534 of 2009, authorized and approved the renewal of the Mentally Ill Chemical Abuser (MICA) Intensive Case Management Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$374,197 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides intensive services for mentally ill chemically dependent individuals, and

WHEREAS, it is desired to renew said program grant in the amount of \$398,589 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$209,399 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Mentally Ill Chemical Abuser (MICA) Intensive Case Management Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$398,589, 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 (Howard, Merrill)

RESOLUTION NO. 524

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE CHILD AND FAMILY CLINIC PLUS PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 538 of 2009, authorized and approved the renewal of the Child and Family Clinic Plus Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$367,996 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides broad based screenings, comprehensive assessments, expanded clinic capacity, in-home services and evidence based treatment for early recognition of mental health issues and early intervention of appropriated services, and

WHEREAS, it is desired to renew said program grant in the amount of \$95,919 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$95,919 from the New York State Office of Mental Health, Division of Children and Family Services, 44 Holland Avenue, Albany, New York, 12229, for the Department of Mental Health's Child and Family Clinic Plus Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$95,919, 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 (Howard, Merrill)

RESOLUTION NO. 525

By Public Health and Environmental Protection, Personnel and Finance Committees
Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING REVISION OF THE TRAFFIC SAFETY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 412 of 2010, authorized and approved renewal of the Traffic Safety Program Grant for the Department of Health and adopted a program budget in the amount of \$71,480 for the period October 1, 2010 through September 30, 2011, and

WHEREAS, said program grant supports local programs, public education events and activities designed to reduce mortality and morbidity related to traffic accidents, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$2,853 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Traffic Safety Program Grant to reflect an increase of \$2,853 for the period October 1, 2010 through September 30, 2011, 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 \$74,333, and be it

FURTHER RESOLVED, that Resolution 412 of 2010, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 526

By Finance, Personnel, and Public Health and Environmental Protection Committees
Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2010-2011 Child Fatality Review Team Grant, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001001	2510354	Salaries Part Time	\$ 2,889
	25010004	6004012	2510354	Office Supplies	\$ 3,132

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	25010004	6004100	2510354	Postage & Freight	\$ 350
	25010004	6004137	2510354	Advertising & Promo	\$ 8,000
	25010004	6004160	2510354	Mileage and Parking	\$ 500
	25010004	6004162	2510354	Education & Training	\$ 1,250
	25010004	6004615	2510354	Gasoline Chargeback	\$ 150
	25010004	6004616	2510354	Fleet Svc Chargeback	\$ 150
	25010004	6004617	2510354	Duplicating/Printing	\$ 1,942
				Chgbk	
	25010004	6004618	2510354	Office Supplies Chgbk	\$ 450
	25010004	6004626	2510354	Transportation Svcs.	\$ 150
				Chgbk	
	25010004	6008001	2510354	State Retirement	\$ 174
	25010004	6008002	2510354	Social Security	\$ 221
	25010004	6008004	2510354	Workers Comp	\$ 61
	25010004	6008006	2510354	Life Insurance	\$ 3
	25010004	6008007	2510354	Health Insurance	\$ 4,543
	25010004	6008010	2510354	Disability Insurance	\$ 37
	25010004	6008011	2510354	Unemployment	\$ 198
				Insurance	
				Total	\$24,200
TO:	25010004	6004138	2510354	Other Operational Exp	\$ 2,050
	25010004	6004146	2510354	Subcontracted Prog	\$ 1,059
				Exp	
	25010004	6004147	2510354	Other Program Exp	\$ 4,300
	25010004	6004161	2510354	Travel Hotel & Meals	\$ 812
	25010004	6004610	2510354	Personal Svc. Chgbk	\$15,979
				Total	\$24,200

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 527

By Human Services and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE INTEGRATED COUNTY PLANNING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH UNITED WAY OF BROOME COUNTY, INC. TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 520 of 2009, authorized and approved renewal of the Integrated County Planning Program Grant for the Department of Social Services, adopted a program budget in the amount of \$3,500 and authorized an agreement with the United Way of Broome County, Inc. to administer said program for the period January 1, 2010 through December 31, 2010 and

WHEREAS, said program grant will effectively guide the allocation and management of human services resources in Broome County and find ways to increase efficiency and to make sure there is no duplication of services, and

WHEREAS, it is desired to renew said program in the amount of \$3,500, adopt a program budget and renew the agreement with United Way of Broome County, Inc. to continue to administer said program for the period January 1, 2011 through December 31, 2011 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,500 from various County Departments for the Department of Social Services Integrated County Planning Program Grant, for the period January 1, 2011 through December 31, 2011, 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 \$3,500, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with United Way of Broome County, Inc. PO Box 550, Binghamton, New York 13902-0550, to administer said program for the period January 1, 2011 through December 31, 2011, 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 35010006.6004573.3510272 (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-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 528

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE MEDICAID TECHNOLOGIES ENHANCEMENT PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH COORDINATED CARE SERVICES TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 565 of 2009, as amended by Resolutions 15 and 425 of 2010 and companion resolution, authorized and approved renewal of the Medicaid Technologies Enhancement Grant for the Department of Social Services, adopted a program budget in the amount of \$8,799,482, and authorized an agreement with Coordinated Care Services, Inc. to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said grant program provides timely and appropriate Medicaid eligibility determinations, to conduct managed care activities, disability determinations, provide Medical transportation, dental case management, monitor family type homes and image medical records, and

WHEREAS, it is desired to renew said grant program in the amount of \$7,897,232, adopt a program budget and renew the agreement with Coordinated Care Services to provide behavioral Medicaid analysis for said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$7,897,232 from New York State Department of Health, Corning Tower Empire State Plaza, Albany, New York 12227 for the Department of Social Services Medicaid Technologies Enhancement Program for the period January 1, 2011 through December 31, 2011, 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 \$7,897,232 and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Coordinated Care Services, Inc., 1099 Jay Street, Rochester, New York 14611, for behavioral Medicaid analysis for the Department of Social Services Medicaid Technologies Enhancement Grant for the period January 1, 2011 through December 31, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35010006.6004573.3510269 (Other Fees for Service), and be it

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

RESOLUTION NO. 529

By Human Services, Personnel and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF MEDICAID MANAGED CARE PROGRAM (MAX) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 516 of 2009, authorized and approved renewal of the Medicaid Managed Care Program (MAX) Grant for the Department of Social Services and adopted a program budget in the amount of \$135,000 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, the Medicaid Managed Care Program is a voluntary managed care program that provides access to primary care services to Medicaid recipients, and

WHEREAS, it is desired to renew said program grant in the amount of \$55,000 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$27,500 in State Aid and \$27,500 in Federal Aid for the Department of Social Services Medicaid Managed Care Program (MAX) for the period January 1, 2011 through December 31, 2011, 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 \$55,000, and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 530

By Human Services, Personnel and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING ACCEPTANCE OF A CPS ENHANCED FUNDS PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Commissioner of Social Services requests authorization to accept a CPS Enhanced Funds Program Grant and adopt a program budget in the amount of \$50,000 for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said program grant is intended to improve staff/case ratios in Child Protective Services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from the New York State Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144 for the Department of Social Services CPS Enhanced Funds Program for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$50,000, and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 531

By County Administration and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING A FINANCE AGREEMENT WITH IBM GLOBAL FINANCING FOR HARDWARE, SOFTWARE AND INSTALLATION SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2011-2015

WHEREAS, the Director of Information Technology requests authorization for a lease agreement with IBM Global Financing for hardware, software and installation services for the Division of Information Technology at a cost not to exceed \$650,000 for the period 2011 through 2015, and

WHEREAS, said agreement is necessary to replace three (3) existing systems with the purchase of two (2) i-Series/AS400 systems critical to the Public Safety Facility, the Clerk's Office, the Health Department and the Department of Social Services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with IBM Global Financing, 10 North Martingale Road, Schaumburg, Illinois, 60173 for hardware, software and installation services for the Division of Information Technology for the period 2011-2015, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$650,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10020001.6004195 (Hardware Rental/Lease), 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.

Heldover by Mr. Materese

RESOLUTION NO. 532

By Finance and Personnel Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING AN AGREEMENT WITH ENI FOR THE COUNTY'S EMPLOYEE ASSISTANCE PROGRAM FOR THE OFFICE OF RISK AND INSURANCE FOR 2011-2013

WHEREAS, the Risk Manager requests authorization for an agreement with ENI for the County's Employee Assistance Program for the Office of Risk and Insurance at the rate of \$1.90 per employee per month, total amount not to exceed \$54,720 for the period January 1, 2011 through December 31, 2013, and

WHEREAS, said agreement is necessary to provide counseling services to County employees and their families, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with ENI, 1040 Vestal Parkway East, Vestal, New York 13850 for counseling services for the County's Employee Assistance Program for the Office of Risk and Insurance for the period January 1, 2011 through December 31, 2013, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$1.90 per employee per month, total amount not to exceed \$54,720 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18010001.6004573.2090 (Other Fees for Services), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 533

By Finance and Personnel Committee

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH TRAVELERS, C/O MARSH USA, INC. FOR A CRIME INSURANCE POLICY (EMPLOYEE BOND INSURANCE) FOR THE OFFICE OF RISK AND INSURANCE FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 478 of 2009 authorized an agreement with Travelers, c/o Marsh USA, Inc. for a crime insurance policy (employee bond insurance) for the Office of Risk and Insurance at a cost not to exceed \$6,500 for the period November 1, 2009 through October 31, 2010, and

WHEREAS, said agreement is necessary to provide required bonds for Broome County employees, and

WHEREAS, said agreement expired by its terms on October 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$6,500, for the period November 1, 2010 through October 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Travelers, c/o Marsh USA, Inc., 500 W. Monroe, Chicago, Illinois 60661 for crime insurance policy (employee bond insurance) for the Office of Risk and Insurance for the period November 1, 2009 through October 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$6,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201.2090 (Insurance Premiums), 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 (Howard, Merrill)

RESOLUTION NO. 534

By Finance Committee

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS PURSUANT TO SECTION 261 OF THE TAX LAW OF THE STATE OF NEW YORK

WHEREAS, the County Clerk and the Commissioner of Finance have presented their report concerning mortgage tax receipts for the period April 2010 through September 2010, pursuant to Section 261 of the Tax Law of the State of New York, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay the Treasurer of the City of Binghamton and to respective Supervisors or Mayors of the 23 Towns and Villages of Broome County, those amounts listed:

**SEMI-ANNUAL MORTGAGE TAX DISTRIBUTION
April 2010 through September 2010**

Dickinson	Village of Port Dickinson	3,473.13
	Outside	21,657.80
Lisle	Village of Lisle	304.74
	Outside	6,384.54
Sanford	Village of Deposit	786.27
	Outside	10,437.87
Triangle	Village of Whitney Point	2,203.96
	Outside	10,724.21
Union	Village of Johnson City	31,889.49
	Village of Endicott	28,273.66
	Outside	203,093.51
Windsor	Village of Windsor	1,332.58
	Outside	23,835.74
Barker		7,269.87
Binghamton (Town)		53,925.82
Chenango		88,454.06
Colesville		19,694.85
Conklin		43,455.29
Fenton		29,306.50
Kirkwood		33,498.57
Maine		20,353.37
Nanticoke		4,947.61
Vestal		199,178.01
City of Binghamton		217,224.69
Total		1,061,706.14

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 535

By Finance Committee

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING AN AGREEMENT WITH J.P. MORGAN CHASE BANK N.A. FOR CREDIT CARD PAYMENT ACCEPTANCE SERVICES FOR THE OFFICE OF REAL PROPERTY TAX SERVICES FOR 2011-2015

WHEREAS, the Director of Real Property Tax Services requests authorization for an agreement with J.P. Morgan Chase Bank N.A for credit card payment acceptance services for

the Office of Real Property Tax Services at no cost to the County for the period January 1, 2011 through December 31, 2015, and

WHEREAS, J.P. Morgan Chase Bank N.A offers Pay Connection, a credit card payment acceptance service for public sector entities, and

WHEREAS, said agreement will allow the Office of Real Property Tax Services to accept credit card payments for current year tax payments, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with J.P. Morgan Chase Bank N.A., 4104 Vestal Road, Suite 202, Vestal, New York 13850 for credit card payment acceptance services for the Office of Real Property Tax Services at no cost to the County for the period January 1, 2011 through December 31, 2015, 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 (Howard, Merrill)

RESOLUTION NO. 536

By Finance Committee

Seconded by Mr. Klipsch

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

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 plus accrued interest and penalties will be cancelled on the following parcels of real property:

Parcel ID:	176.14-3-30
Town/Village:	Binghamton
Owner:	Broome County
Amount to be Cancelled:	\$622.98
Reason:	County owned
Parcel ID:	176.14-3-32
Town/Village:	Binghamton
Owner:	Broome County
Amount to be Cancelled:	\$6,554.66
Reason:	County owned
Parcel ID:	130.01-1-5
Town/Village:	Kirkwood
Owner:	Broome County
Amount to be Cancelled:	\$8.51
Reason:	County owned
Parcel ID:	131.01-1-11
Town/Village:	Kirkwood
Owner:	Broome County
Amount to be Cancelled:	\$1.15
Reason:	County owned
Parcel ID:	107.20-1-11
Town/Village:	Union
Owner:	Broome County
Amount to be Cancelled:	\$203.43
Reason:	County owned
Parcel ID:	160.67-4-8
Town/Village:	City of Binghamton
Owner:	City of Binghamton

Amount to be Cancelled: \$582.12
 Reason: Roll Section 8
 Parcel ID: 160.65-3-10
 Town/Village: City of Binghamton
 Owner: City of Binghamton
 Amount to be Cancelled: \$2,564.57
 Reason: Roll Section 8

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 537

By Finance, Personnel, and Economic Development and Planning Committees
 Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR BROOME COUNTY PLANNING AND ECONOMIC DEVELOPMENT

RESOLVED, that in accordance with a request from the Interim Commissioner of Planning and Economic Development, in order to maximize funds for the Greater Binghamton Innovation Center, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	37000007	6004137	3710033	Advertising	\$ 29,065
TO:	37000007	6001000	3710033	Salaries Full Time	\$ 12,000
	37000007	6008001	3710033	Retirement	\$ 2,000
	37000007	6008002	3710033	Social Security	\$ 1,000
	37000007	6008006	3710033	Life Insurance	\$ 15
	37000007	6008007	3710033	Health Insurance	\$ 14,000
	37000007	6008010	3710033	Disability Insurance	\$ 50
Total					\$ 29,065

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 538

By Finance, Public Works, and Transportation and Rural Development Committees
 Seconded by Mr. Materese

RESOLUTION AMENDING THE 2010 CAPITAL IMPROVEMENT PROGRAM FOR THE AIRPORT SECURITY UPGRADE PROJECT

RESOLVED, that the 2010 Capital Improvement Program is hereby amended for the Department of Aviation as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County*</u>
2830034	Airport Security Upgrades	\$303,777	\$	\$	\$303,777

Local Finance Law Section 11				How Financed:	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current</u>	<u>Revenue</u>
2010	10	14	\$0		0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Fe der al/ Ot her</u>	<u>County*</u>
2830034	Airport Security Upgrades	\$308,777	\$	\$	\$308,777

	Local Finance Law Section 11			How Financed:	
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
	2010	10	14	\$0	0

Description: Modification of terminal for installation of new explosives detection equipment
 *County's portion funded by PFC funds
 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 Fund to provide sufficient cash to proceed and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 539

By Transportation and Rural Development and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE DEPARTMENT OF TRANSPORTATION FUNDING FOR THE DEPARTMENT OF AVIATION CAPITAL PROJECTS

WHEREAS, the Commissioner of Aviation requests authorization to accept New York State Department of Transportation funding in the amount of \$120,430 for the Department of Aviation Capital Projects, and

WHEREAS, said funding is the State share for the Rehabilitate Terminal Apron Construction Project and the Runway 34, Runway Safety Area Improvements-Design Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$120,430 from the New York State Department of Transportation Aviation Bureau, 50 Wolf Road, Albany, New York 12232 for the Department of Aviation Capital Projects, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to revenue lines 28010005.5000851.2820033 and 28010005.5000851.2820037 (Airport State Aid), and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 540

By Public Safety and Emergency Services, Personnel and Finance Committees
 Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 79 of 2010, authorized and approved renewal of the Selective Traffic Enforcement Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$22,128 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant targets speeding, aggressive driving, distracted driving, pedestrian safety, and motorcycle enforcement projects, Operation Safe Stop and Statewide Speed Initiative Projects, and

WHEREAS, it is desired to renew said grant program in the amount of \$24,479 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$24,479 from the New York State Department of Motor Vehicles, Governor's Traffic Safety Committee, 6 Empire State Plaza, Albany, New York 12228, for the Office of the Sheriff's Selective Traffic Enforcement Program Grant for the period October 1, 2010 through September 30, 2011, 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 \$24,479, 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 (Howard, Merrill)

RESOLUTION NO. 541

By Public Safety and Emergency Services, County Administration and Finance Committees
Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE LOCAL ENHANCED WIRELESS 911 PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2013

WHEREAS, this County Legislature, by Resolution 512 of 2009, authorized and approved renewal of the Local Enhanced Wireless 911 Program Grant for the Office of Emergency Services and adopted a program budget in the amount of \$881,871 for the period April 1, 2009 through March 31, 2012, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$103,557 for the period April 1, 2010 through March 31, 2013, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$103,557 from the New York State Department of State, 41 State Street, Albany, New York 12231-0001 for the Office of Emergency Services Local Enhanced Wireless 911 Program Grant for the period April 1, 2010 through March 31, 2013, 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 \$985,428, 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 (Howard, Merrill)

RESOLUTION NO. 542

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE SOS SHELTER, INC. FOR DOG BOARDING AT THE BROOME COUNTY DOG SHELTER FOR 2011

WHEREAS, this County Legislature, by Resolution 634 of 2009, authorized renewal of an agreement with the SOS Shelter, Inc. for dog boarding at the Front Street Dog Shelter, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to provide dog boarding for families of the SOS Shelter who are 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, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period January 1, 2011 through December 31, 2011, 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 up to 150 days of dog boarding at the Broome County Dog Shelter for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that the County shall pay 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 220001003.6004568 (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-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 543

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE UNIFIED COURT SYSTEM SIXTH JUDICIAL DISTRICT FOR COURT SECURITY SERVICES PROVIDED BY BROOME COUNTY DPW SECURITY DIVISION FOR 2009-2014

WHEREAS, this County Legislature, by Resolution 125 of 2010, as amended by Resolution 197 of 2010 authorized an agreement with the Unified Court System-Sixth Judicial District for court security services provided by Broome County DPW Security Division for the period April 1, 2009 through March 31, 2014 with revenue to the County in the amount of \$164,400 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said agreement is necessary for maintaining security in Supreme Court, County Court, Family Court and Binghamton City Court, and

WHEREAS, it is desired to amend said agreement to establish the amount payable to Broome County for court security services provided by the Broome County DPW Security Division at \$175,000 for the period April 1, 2010 through March 31, 2011, and

WHEREAS, the Director of Security 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 the Unified Court System, Sixth Judicial District, 31 Lewis Street, 5th Floor, Binghamton, New York 13901 for court security services provided by the Broome County DPW Security Division for the period April 1, 2009 through March 31, 2014, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount of \$175,000, for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 22000303.5000800 (Temporary Court Officers), and be it

FURTHER RESOLVED, that Resolutions 125 and 197 of 2010, 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 (Howard, Merrill)

RESOLUTION NO. 544

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH GENERAL SERVICES ADMINISTRATION (GSA) FOR SECURITY SERVICES AT THE GSA HILLCREST DEPOT FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SECURITY FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 550 of 2009, authorized renewal of the agreement with General Services Administration (GSA) for security services at the GSA Hillcrest Depot with revenue to the County at the rate of \$31.80 per hour, for nine hours per week, total amount not to exceed \$14,882.40 for the period December 1, 2009 through November 30, 2010, and

WHEREAS, said agreement is necessary for Broome County Division of Security to provide road patrol inspections and security services at the Hillcrest Depot, and

WHEREAS, said agreement expires by its terms on November 30, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County at the rate of \$32.75 per hour, for nine hours per week, total amount not to exceed \$15,327, for the period December 1, 2010 through November 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with U. S. General Services Administration, Binghamton U. S. Courthouse & Federal Building, 15 Henry Street, Binghamton, New York 13901, for security services provided by the Broome County Division of Security for the period December 1, 2010 through November 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$32.75 per hour for nine hours per week, total amount not to exceed \$15,327 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 22000203.5000230 (Security Services-Outside Users), 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 (Howard, Merrill)

RESOLUTION NO. 545

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Klipsch
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CHENANGO ANIMAL HOSPITAL FOR VETERINARIAN SERVICES AND MEDICAL SUPPLIES FOR THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SECURITY FOR 2011

WHEREAS, this County Legislature, by Resolution 637 of 2009, authorized renewal of an agreement with Chenango Animal Hospital for veterinary services and medical supplies for the Broome County Dog Shelter at an amount not to exceed \$21,000, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is 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, to 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, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$19,205, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Chenango Animal Hospital, 1445 Front St., Binghamton, NY 13901 for veterinarian services and medical supplies for the Department of Public Works-Division of Security for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor according to the rate sheet attached as Exhibit "A", total amount not to exceed \$19,205 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 22000103/23020303/25050004.6004568 (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-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 546

By County Administration, Public Safety and Emergency Services and Finance Committees
Seconded by Mr. Moran

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 14 OF 2010, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 115 OF THE BROOME COUNTY CHARTER AND CODE REGARDING THE CHARGES AND FEES AT THE BROOME COUNTY DOG SHELTER"

RESOLVED, that Local Law Introductory No. 14 of 2010, entitled: "A Local Law Amending

Chapter 115 of the Broome County Charter and Code Regarding the Charges and Fees at the Broome County Dog Shelter" be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRODUCTORY NO. 14 OF 2010

A LOCAL LAW AMENDING CHAPTER 115 OF THE BROOME COUNTY CHARTER AND CODE REGARDING THE CHARGES AND FEES AT THE BROOME COUNTY DOG SHELTER

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

[§ 115-1. Boarding and disposition.](#)

The County of Broome does hereby establish the following charges and fees in connection with the boarding and disposition of seized dogs at the Broome County Dog Shelter:

- A. Adoption of dog from shelter: [~~\$195.00~~] **\$215.00**, effective January 1, [~~2009~~] **2011**. Said adoption fee shall include [~~the license fee,~~] all necessary vaccinations, microchipping and registration with the Shelter's local database, and spaying or neutering as required.

B. Redemption of seized dog by owner.

(1) Forty ~~four~~ dollars (~~\$44~~) for the first 24 hours or part thereof and ~~[\$5] 6~~ for each additional 24 hours or part thereof and ~~[\$10] 11~~ for each additional 24 hours or part thereof beginning the fourth consecutive day.

(2) Fifty ~~six~~ dollars (~~\$56~~) for the first 24 hours or part thereof and ~~[\$5] 6~~ for each additional 24 hours or part thereof for the second impoundment and ~~[\$10] 11~~ for each additional 24 hours or part thereof beginning the fourth consecutive day, within one year of the first impoundment, of any dog owned by that person.

(3) Sixty ~~six~~ dollars (~~\$66~~) for the first 24 hours or part thereof and ~~[\$5] 6~~ for each additional 24 hours or part thereof for the third and subsequent impoundment, within one year of the first impoundment, and ~~[\$10] 11~~ for each additional 24 hours or part thereof beginning the fourth consecutive day, of any dog owned by that person.

C. The owner or harbinger of an impounded animal must pay impoundment, boarding, ~~[\$40] 44~~ vaccination fee and other costs due, even if he or she does not redeem the animal.

D. Emergency boarding of dogs brought to the shelter because the owner(s) is unable to care for the dog as the result of an emergency such as an accident involving the owner, owner's illness or hospitalization, arrest of the owner, or disaster: ~~[\$20] 22~~ per day per dog, and ~~[\$17] 19~~ per day per dog for multiple dogs for a maximum of 30 days, provided that neither the owner nor the dog are in violation of any state or local law or regulation pertaining to pets and animals.

E. The owner of a dog boarding under the emergency boarding provisions of Subsection D above shall be responsible for all other costs or charges incurred while boarding the dog, including veterinary care to protect or maintain the health of the animal or to treat any illness or injury of the animal.

F. The fee for prearranged boarding will be ~~[\$20] 22~~ per day per dog, and ~~[\$17] 19~~ per day per dog for multiple dogs and an additional \$2 per day per dog for food if not provided by the owner(s). If requested by the owner for prearranged private boarding, there will be a charge of ~~[\$15] 17~~ for a bath.

G. Failure to pay any shelter fee is a violation of this article.

H. Any collection made by the Broome County Security Division for past-due balances shall incur a finance charge of \$20 in addition to the outstanding balance.

I. All fees and costs will escalate at 5% per year rounded to the nearest dollar.

Material **[Bold Brackets]** Deleted

Material **Bold Underlined** Added

Carried. Ayes-13, Nays-3 (Hutchings, Diffendorf, Reynolds), Absent-3 (Howard, Merrill, Klipsch)

RESOLUTION NO. 547

By County Administration, and Public Safety and Emergency Services Committees

Seconded by Mr. Moran

**RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 15 OF 2010, ENTITLED:
"LOCAL LAW AMENDING CHAPTER 85 OF THE ADMINISTRATIVE LOCAL LAWS, AS
AMENDED, REGARDING TAXICAB REGULATIONS"**

WHEREAS, in the first half of 2010 the Broome County Legislature adopted Local Law consolidating the fractured regulation of the taxi industry in Broome County to a single agency for the entire county, and

WHEREAS, as the program as been implemented, the Division of Security has had to modify its procedures and this experience has lead the Director of Security to recommend a number of changes, and

WHEREAS, through this Local Law, the Legislature is streamlining the licensing process, clarifying certain language, and removing redundant language, now therefore

RESOLVED, that Local Law Intro. No. 15 of 2010, entitled: "Local Law Amending Chapter 85 of the Administrative Local Laws, As Amended, Regarding Taxicab Regulations," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable

Local Law Introductory No. 15 Of 2010

Local Law Amending Chapter 85 of the Administrative Local Laws, As Amended, Regarding Taxicab Regulations

Section 1. Chapter 85 of the Administrative Local Laws entitled, "Airport: Ground Transportation Services" is hereby repealed effective June 30, 2010

Section 2. **CHAPTER 85 TAXICABS**

GENERAL REFERENCES

Pursuant to General Municipal Law § 181, constituent municipalities of the County of Broome now having the authority to enact ordinances, may adopt ordinances regulating the registration and licensing of taxicabs.

Article I

General Provisions

§ 85-1. Applicability

This chapter shall apply to all taxicabs, limousines (**except where exempted**), vans and/or other vehicles, utilized in the business of transporting passengers for compensation, as defined herein, which nonexclusively load or discharge passengers in the County of Broome and the taxicab drivers and operators of those vehicles. For purposes of this chapter, the actions of taxicab drivers shall be treated as actions of the owner of said vehicles.

§ 85-2 Definitions

Unless otherwise expressly stated, whenever used in this chapter, the following words shall have the meanings given to them by this section. Whenever used in this chapter pronouns and other references to persons and entities shall be considered to include the masculine and the feminine, and the singular and the plural, as the sense and neutral application thereof shall require.

COUNTY- The County of Broome, New York, ~~unless otherwise specified~~.

COUNTY TRANSPORTATION FACILITY- Any County owned or operated property used for the purpose of transportation to include the Greater Binghamton Airport and Greater Binghamton Transportation Center.

DIRECTOR OF SECURITY- (**Hereinafter Director**) The Director of Security of the County of Broome, or the officer designated by him to perform the duties and carry out the responsibilities assigned to the Director of Security hereunder, unless otherwise specified.

EXEMPT VEHICLE - Any motor vehicle which is used for commercial transportation purposes for charge or hire by paying passengers or persons for whom a fare has been paid but which is, or is being used as an ambulance, a truck carrying freight or otherwise engaged in interstate commerce; a van or other like vehicle used for transportation of disabled, frail or elderly persons; a bus or van used for school or educational purposes; a bus or other vehicle used for mass transit; or a vehicle being used in a funeral or for such other purpose as the

law or the Director of Security may determine to be exempt from the provisions of this chapter.

FARE - Either a customer or passenger paying or for whom a charge has been paid to hire a lawfully licensed taxicab for transportation services under this chapter; or the charge so levied and lawfully incurred by such passenger, according to the sense thereof as used herein.

LIMOUSINES- A luxury passenger sedan usually with an extended wheelbase driven by a chauffeur.

OWNER - Any person owning or having control of the use of one or more taxicabs used for hire upon the streets of the County or engaged in the business of operating a taxicab or a taxicab company in the County of Broome.

RATE CARD - A card on which is printed the tariff rates or fares charged for taxi service in the County.

STREET - Includes any street, alley, avenue, thoroughfare, court, bridge, lane or other public place in the County.

TAXICAB - ~~Includes any~~ **Any** motor vehicle **including limousines** engaged in the business of carrying persons for hire, whether the same is operated from a street stand or subject to calls from a garage or otherwise operated for hire, except vehicles subject to the provisions of the Transportation Law and exempted thereby from the provisions of this chapter, or used by funeral homes or undertakers in carrying on their business.

TAXICAB DRIVER - Any person who drives a taxicab available for hire or under hire, whether such person is the owner or lessee of such taxicab or employed by or in contract with a taxicab owner, operator or lessor.

TAXICAB DRIVER'S LICENSE - A license granted by the County to any otherwise qualified person to drive any licensed taxicab for hire or under hire upon the streets of the County.

TAXICAB VEHICLE LICENSE- A license granted by the County to any business or person to keep for hire any vehicle to be used as a taxicab in such County, each such license being specifically issued to one specified vehicle only.

TAXICAB NUMBER - A number included on each taxicab vehicle license and sticker issued by Director of Security; each vehicle so licensed shall be assigned one unique number as described in this chapter.

TAXICAB STAND- Includes any place alongside the curb of a street or elsewhere which is exclusively reserved by the Director of Security and/or by the codes and rules of the constituent municipalities of the County for the use of taxicabs and specifically designated therefore.

TRIP SHEET - One or more sheets of paper upon which the driver and/or operator records information pertaining to each trip carrying one or more paying passengers, as described in this chapter.

Article II
Taxicab Requirements

§ 85-3 Business license required; application

- A. It shall be unlawful for any person, corporation or entity to operate a taxicab business that has fares originating within the County, or further, has fares which bring the taxicab business into the County more than five (5) times a year, without first having obtained and paid for a license to operate such business and causing the same to be and remain in force and effect at all times under the provisions of this chapter. Application for such license shall be made available by the Director ~~[of Security]~~ and shall be accompanied by an annual fee as determined by resolution of the Broome County Legislature. Upon the issuance of a taxicab business license, each such company shall be assigned a unique identification number pursuant to §85-13C of this chapter.

B. One application for each taxicab business license shall be made by the owner or other person with legal authority over same upon blank forms furnished by the Director ~~[of Security]~~. Such application, which shall be signed and sworn to by the applicant and filed with the Director ~~[of Security]~~ as a permanent record, shall contain at a minimum:

- (1) His full name, current residence, phone number (home, work, cellular), age, date of birth, and whether he is a citizen of the United States.
- (2) Whether he has been previously licensed to operate a taxi service and in what municipality, and if so, whether his license has ever been suspended or revoked and for what cause. Any previous experience he has had in the business of owning, furnishing, leasing, operating, driving, repairing or other enterprises in connection with providing transportation or related services for hire or charge.
- (3) The company name, business address and the telephone number from which the applicant will operate the taxicab business, the address, phone number and date of birth of the business contact person if other than the owner, the address of the vehicle maintenance facility, and the address of the dispatching facility.
- (4) Proof of New York State Workers' Compensation Insurance, if the taxicab company is required to carry such insurance, in a form and amount as required by New York State law.
- (5) A copy of the established rates for fare for transport within, throughout and outside County limits along with all established additional fees for any service provided by the taxicab company to a passenger pursuant to §85-19A(4)(a) of this chapter.
- (6) Such other information as the Director ~~[of Security]~~ may deem necessary.

C. All outstanding fees payable to any county department or agency in connection with ground transportation must be paid prior to the issuance of a taxicab vehicle and/or taxicab driver's license.

§ 85-4 Licenses required

It shall be unlawful for any person to drive, operate, offer or keep for hire or charge within the limits of the County any taxicab or other motor vehicle providing transportation service for charge or fee without first having obtained and paid for a taxicab driver's license and a taxicab vehicle license, and all other licenses and permits required by law, and causing the same to be and remain in force and effect at all times under the provisions of this chapter.

§ 85-5 Driver's license required

No person shall drive a taxicab or other motor vehicle providing transportation service for charge or fee and no person shall permit anyone to drive a taxicab within the limits of the County without such driver having first obtained and paid for, and having in force and effect at all times, both a valid New York State driver's license of the appropriate class and certification, including but not limited to a chauffeur's license, and a taxicab driver's license issued under the provisions of this chapter.

§ 85-6 Taxicab driver's license application

A. Each applicant for a taxicab driver's license must comply with the following requirements and provide the required information to the satisfaction of the Director ~~[of Security]~~:

- (1) He must first have obtained all required state licenses, including a state chauffeur's license. The full residence address of the applicant must be entered on the Department of Motor Vehicles Driver's License. P.O. Box numbers are not acceptable.
- (2) Must be of good eye sight and not subject to any medical condition of body or mind which might render him unfit for the safe operation of a public vehicle, and the applicant shall affirm to such physical status in writing.
- (3) Must produce, on forms provided by the Director ~~[of Security]~~, affidavits of good character from two (2) reputable citizens of the County who have known the applicant personally and have observed their conduct for at least one (1) year preceding the date of the application, unless at the option of the Director ~~[of Security]~~, sufficient reason is given for its omission.
- (4) He shall fill out, upon forms provided by the Director ~~[of Security]~~, a statement which shall be signed and sworn to by the applicant and filed with the Director ~~[of Security]~~ as a permanent record which shall contain the following:
 - (a) His full name, current residence, places of residence for the five (5) years immediately preceding his moving to his present address, age, date of birth, height, color of eyes and hair, place of birth, whether a citizen of the United States, places of previous employment for the immediate past five (5) years, and whether married or single;
 - (b) Whether he has ever been convicted of a felony or misdemeanor or any offenses involving illegal drugs, or alcohol, or domestic violence, or a sexually related offense or has any pending charges for any offense;
 - (c) Whether he has been previously licensed as a driver or chauffeur and, if so, whether his license has ever been revoked and for what cause, the number of the chauffeur's license issued by the state, and the company name, business address and telephone number from which the applicant will operate and/or drive any taxicab.
- (5) He shall additionally submit to the following requirements:
 - (a) A drug screening test, performed on the date of the applicant's submission, from a laboratory as directed to by the Director ~~[of Security]~~ which performs approved drug abuse testing indicating the applicant does not use controlled substances unless prescribed by a licensed health-care provider, the results of which test shall be submitted directly to the Director ~~[of Security]~~. All costs associated with the testing required for application and renewal as may be required by the Director ~~[of Security]~~ shall be included in the non-refundable application or renewal fee;
 - (b) Review of his ~~[New York]~~ State Department of Motor Vehicles driver's license abstract which shall be requested by the Director ~~[of Security]~~ and true and accurate copies of certificates of disposition for any and all arrests of such applicant. All costs associated with the driver's license abstract required for application and renewal as may be required by the Director ~~[of Security]~~ shall be included in the non-refundable application or renewal fee;
 - (c) A photograph taken at the time of the filing of the application by the Director ~~[of Security]~~. All costs associated with the photograph required for application and renewal as may be required by the Director ~~[of Security]~~ shall be included in the non-refundable application or renewal fee;

- (d) Submission of his fingerprints taken by such vendor as may be designated by the Director ~~[of Security]~~. The Director ~~[of Security]~~ is hereby authorized to submit such fingerprints to the New York State Division of Criminal Justice Services for a non-criminal applicant fingerprint inquiry for the purpose of conducting a criminal history and background check for such applicant. The Director ~~[of Security]~~ shall be responsible for reviewing the criminal history record information disseminated by the Division of Criminal Justice Services which shall be used by the Director ~~[of Security]~~ to evaluate and determine the qualifications and fitness of such applicant to be issued a license hereunder. All costs associated with the non-criminal applicant inquiry required for application are the responsibility of the applicant and shall be paid directly to the designated vendor.

B. Each application for a driver's license shall contain the following statement:

"PURSUANT TO THE NEW YORK STATE PENAL LAW § 210.45, IT IS A CRIME PUNISHABLE AS A CLASS A MISDEMEANOR TO KNOWINGLY MAKE A FALSE STATEMENT HEREIN."
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- C. Any false statement knowingly made by the applicant in an application for a taxicab driver's license shall be promptly investigated by the Director ~~[of Security]~~ and reported to the District Attorney of Broome County if appropriate and shall result in the denial of such application or revoking of an issued license.
- D. The Director ~~[of Security]~~ is hereby authorized and empowered to require such additional information as same shall be reasonably related to the applicant's fitness and/or eligibility as he may deem necessary from any applicant for any license required by this chapter. The Director ~~[of Security]~~ is hereby authorized to waive the production of any information from any applicant as may otherwise be required under this chapter if in his opinion such requirement is unreasonable, unnecessary, inappropriate or unjust under the circumstances.

§ 85-7 Application fee; approval of Director ~~of Security~~

- A. The filing required by this chapter for a taxicab driver's license shall be accompanied by a nonrefundable application fee as determined by resolution of the Broome County Legislature.
- B. Applications with photograph, criminal history report information, drug test results, and driver's license abstract attached shall forthwith be sent to the Director ~~of Security~~, and no license shall be issued under the provisions of this chapter until the approval of the issuance of such license(s), in writing, from the Director ~~[of Security]~~. The Director ~~[of Security]~~ shall conduct an investigation of each applicant for a taxicab driver's license, and the report of this investigation and a copy of the traffic and police record, if any, shall be attached to the application and filed. The Director ~~[of Security]~~ shall refuse to issue or renew a driver's license if the driver:
- (1) Does not meet a qualification for a license; or
 - (2) Has made a material false statement on the application; or
 - (3) Has submitted a drug screening test with a positive result or has refused to submit to a test or has failed to provide a test result or information regarding same; or
 - (4) Has been convicted of, pleaded guilty to or forfeited bond or collateral upon any of the following charges, whether the conviction, plea or forfeiture occurred in the State of New York or elsewhere:
 - (a) Any offense which constitutes a "serious offense," as the term is defined by § 265.00 of the Penal Law of the State of New York or any act supplementary thereof or amendment thereto; or

(b) Has accumulated, within the past 18 months, eleven (11) or more points on his driver's license, as such points are determined by the Department of Motor Vehicles of the State of New York; or

(5) Has had any taxicab driver's license or a similar license or permit revoked; **or**

(6) [(7)] For any other reason reasonable related to the applicant's fitness and/or eligibility for a taxicab driver's license.

C. The Director ~~[of Security]~~ shall notify the applicant, in writing, of any refusal to approve any application and the reason therefore.

D. If a prospective applicant has been convicted of a specified criminal activity, any decision regarding such prospective applicant's fitness for a license shall be made upon consideration of New York State Correction Law §§701-703-b and §§751-753. The Director ~~[of Security]~~ shall be authorized to approve a taxicab driver's license if an applicant is otherwise ineligible based on the contents of this section if at the request of said applicant the Director ~~[of Security]~~ reviews any extenuating circumstances for a prior conviction for any offenses pursuant to §85-7B of this chapter and finds that the applicant is suitable for a taxicab driver's license.

E. If a prospective applicant fails the required drug screening test, the applicant shall be ineligible to reapply for a taxicab driver's license for a period of ninety (90) days from the date of the Director's denial notice.

§ 85-8 Form and terms of taxicab driver's license fee

A. Issuance and form. Upon satisfactory fulfillment of the foregoing requirements and upon the payment of a nonrefundable driver's license fee, the Director ~~[of Security]~~ shall issue to the applicant a license which shall be in such form as to contain a photograph and signature of the licensee ~~[and blank spaces upon which a record may be made of any arrest of or such complaint(s) against him as may be required by the Director of Security]~~. Each license shall be stamped by the seal of the County ~~[upon at least a portion of the photograph]~~. All licenses shall be numbered in the order in which they are issued and shall contain the driver's name and expiration date of the license.

B. Tampering. Any licensee who alters, defaces, mutilates, changes, removes or obliterates any official entry made upon his license, or of any other form, format, color, content or component thereof, shall be punished by the revocation of his license.

C. Duration. Taxicab driver's licenses shall be valid for one calendar year from the date of issue and shall remain valid unless otherwise revoked or suspended for the next succeeding calendar year up to the anniversary of the date of issue.

D. Display. Each such license shall be placed in a transparent plaque or frame of a size which shall be determined by the Director ~~[of Security]~~ at all times when the driver is operating the cab for hire, in a position readily visible to the passengers of said taxi. ~~[and to persons looking in or through the window of the front door on the right or passenger side thereof].~~

E. Replacement. In the event a driver's appearance changes substantially or a driver's license must be replaced, the driver shall have a new photograph taken by the Director ~~[of Security]~~ and shall accompany such photograph with an application fee as determined by resolution of the Broome County Legislature.

§ 85-9 Renewal of taxicab driver's license; fee.

A. When applying for a renewal of a taxicab driver's license, every applicant shall make such application at least thirty (30) days prior to its expiration upon a form to be furnished by the Director ~~[of Security]~~, which shall be filled out with the full name and address of the

applicant, together with a statement of the date upon which the original license was granted and the number thereof and such other information as the Director ~~[of Security]~~ may deem necessary. The Driver shall submit to a drug screening test performed in accordance with the requirements of §85-6A(5)(a) above. The Driver shall also be subject to review of his New York State Department of Motor Vehicles driver's license abstract in accordance with the requirements of §85-6A(5)(b) above. Such application for renewal shall be accompanied by a nonrefundable fee as determined by resolution of the Broome County Legislature.

B. Each application for renewal of license shall contain the following statement:

<p>"PURSUANT TO THE PENAL LAW § 210.45, IT IS A CRIME PUNISHABLE AS A CLASS A MISDEMEANOR TO KNOWINGLY MAKE A FALSE STATEMENT HEREIN."</p>

C. Applications for a renewal of a taxi driver's license submitted less than thirty (30) days prior to the expiration date of same shall be treated as a new application and shall be subject to the requirements and fees of this chapter.

§ 85-10 Taxicab driver's licenses not transferable; fees not prorated

Such licenses shall not be transferable. No license fee shall be prorated or refunded. Each fee in its entirety shall accompany each application therefore.

§ 85-11 Suspension or revocation of taxicab ~~[companies' right to operate; suspension or revocation of driver's]~~ licenses ~~[or permit];~~ relicensing

A. The Director ~~[of Security]~~ shall monitor and record the number of convictions of violations of County Code and of the laws, codes and rules of the State of New York pertaining to and arising out of the operation of every driver, vehicle and company of one (1) or more taxicabs in the County. License holders shall disclose any violations of convictions of the above to the Director ~~[of Security]~~ within thirty (30) days. Unreported convictions may result in suspension or revocation of the license holder's license ~~[driver's license, vehicle license and/or right of the owner and/or operator of the company employing such driver(s) and/or owning such vehicle(s) for such period as shown].~~

~~[B. When the number of separate convictions, including guilty pleas accumulated over the indicated period of time as shown in the following charts, equals or exceeds the number shown, the Director of Security shall notify the driver and the operator and/or owner of the vehicle and company of such number. The Director of Security shall suspend the driver's license, vehicle license and/or right of the owner and/or operator of the company employing such driver(s) and/or owning such vehicle(s) for such period as shown, or revoke same.~~

Taxicab Driver's License				
Period of Time (most recent)	6 Months		12 Months	
Number of Violations	5	7	7	9
Penalty	Suspend 6 months	Revocation (12+ months)	Suspend 6 months	Revocation (12+ months)
Taxicab Vehicle License				
Period of Time (most recent)	6 Months			
Number of Violations	5	7		
Penalty	Suspend 6 months	Revocation (12+ months)		
Taxicab Business License				
Period of Time (most recent)		6 Months		
Number of Violations	10 times number of vehicles	15 times number of vehicles	20 times number of vehicles	
Penalty	Suspend 3 months	Suspend 6 months	Revocation (12+ months)]	

B. The Director shall suspend and/or revoke any license issued under this chapter to any license holder who accumulates the following number of convictions of violations of this chapter, to include guilty pleas as follows:

- (1) Three (3) or more separate convictions over any eighteen (18) month period shall result in the suspension of the license for a period of three (3) months;**
- (2) Three (3) or more suspensions in any thirty six (36) month period shall result in the license being revoked;**

(3) Three (3) or more convictions of operating an unlicensed vehicle and/or employing an unlicensed driver in any eighteen (18) month period shall result in the business license of the owner being revoked.

(4) Any license issued by the County may at any time be temporarily suspended or revoked for cause by the Director after the license holder has been afforded an opportunity to be heard. Cause includes but is not limited to: violation of any sections of this chapter; conviction of a violation, misdemeanor or felony pursuant to the laws of the State of New York; transporting, soliciting or procuring any person to ride in a taxicab for the purpose of commission of a crime; use of the vehicle for immoral or illegal purposes; failing to be and remain in compliance with all applicable laws, rules and regulations.

- C. The penalties provided for herein shall be in addition to and not instead of any and all other penalties provided under this chapter or County Code provisions or any law, rule or regulation of the state or federal government or other regulatory authority.
- D. ~~[Suspension or revocation of a taxicab driver's license. A taxicab driver's Any license or permit issued by the County may at any time be temporarily suspended or revoked for cause after a hearing by the Director of Security].~~ Upon making a determination to revoke or suspend a ~~[taxicab driver's]~~ license, the Director ~~[of Security]~~ shall notify the holder of the license and any owner or operator by which he is employed of such decision, in writing, by certified mail to the last address set forth in the County's records and shall state the reasons for his decision in such notice **and afford the license holder an opportunity to be heard.** Any such suspension shall be noted **on the license,** together with a statement of the reason therefore, ~~[and the driver shall be deprived of his license by the official suspending or revoking such license].~~ The ~~[driver]~~ license shall be returned ~~the license~~ to the Director ~~[of Security]~~ as the license is property of the County. The license shall be returned **to the license holder** at the expiration of the period for which it was suspended. ~~[A second suspension for the same reason or, in any case, a third suspension of a taxicab driver's license shall revoke the license].~~ A ~~[driver]~~ **license holder** having his license reissued to him after a suspension shall be subject to a reissuing fee as determined by resolution of the Broome County Legislature.
- E. Relicensing ~~[of drivers]~~. No ~~[driver]~~ **license holder** whose ~~[taxicab driver's]~~ license has been revoked shall be again licensed ~~[as a taxicab driver]~~ in the County, unless upon the presentation of reasons satisfactory to the Director ~~[of Security]~~. If a ~~[taxicab driver's]~~ license is issued to a ~~[driver]~~ **license holder** who has had their license revoked after presenting satisfactory reasons to the Director ~~[of Security]~~, the application shall be treated as a new application and not as a renewal application.
- F. Appeal of suspension or revocation. Any suspension of a ~~[taxicab driver's]~~ license may be appealed by submitting a written appeal to the Broome County Commissioner of Public Works with ten (10) days of the suspension or revocation by the Director ~~[of Security]~~. The Commissioner of Public Works may uphold or ~~[appeal]~~ **overturn** the decision of the Director ~~of Security~~ based on the documentation provided. ~~[by the Director of Security and the written letter of appeal].~~

§ 85-12 Recordkeeping

There shall be kept in the office of the Director ~~[of Security]~~ a complete record of each license ~~or permit~~ issued to a driver and of all renewals, suspensions and revocations thereof, which record shall be kept on file with the original application ~~[of the driver]~~ for a ~~[taxicab driver's]~~ license.

§ 85-13 Taxicab vehicle license required; fee

- A. It shall be unlawful for any person to drive, operate or permit to be operated a taxicab upon the streets of the County or to solicit or pick up taxicab passengers within the County without first having paid a nonrefundable fee as provided for herein for each such vehicle so licensed and without first having obtained for each such vehicle a taxicab vehicle license under the provisions of this chapter from the Director ~~[of Security]~~. Such license shall be valid for one (1) calendar year from the date of issue and shall expire on the anniversary of the date of issue of the next succeeding calendar year unless sooner suspended or revoked. It shall be unlawful for any person to drive, operate or keep for hire or pay within the limits of the County any taxicabs not equipped as required by §85-19 or which has not been inspected as required by §85-18 or which does not display the inspection sticker as required by §85-18J.
- B. The annual fee for each vehicle so licensed shall be determined by resolution of the Broome County Legislature.
- C. For each vehicle licensed as a taxicab hereunder, the Director ~~[of Security]~~ shall issue a sticker of uniform design. Each sticker shall display a unique number as provided in this ~~[section] chapter~~ and shall show the expiration date of said taxicab vehicle license. Each sticker shall also display the vehicle identification number for the vehicle being licensed as a taxicab. Such sticker shall be **affixed to a location at the discretion of the Director, [to the inside of the left rear window of the vehicle for which same shall have been issued, so as to be clearly visible]**. Each taxi company shall be assigned a unique number and each vehicle operated by each such company shall be assigned a unique number with said company; thus, each vehicle shall have a unique number in the form AB-CD where AB is the number assigned to the company and CD is the number assigned to each vehicle operated by each such company.
- D. The acceptance by an owner or operator of a license issued under this chapter is conditioned upon and shall be sufficient evidence of the continuing consent of such owner or operator and of the driver of each and every taxicab vehicle to display the public notice as required by and described in §85-17 of this chapter and to consent to any such stop and visual inspection by any law enforcement agency within the County.
- E. The County shall issue new stickers as described in this section annually or at such other times as the County shall determine to be appropriate and necessary.

§ 85-14 Taxicab vehicle license application

- A. One application for each taxicab vehicle license shall be made by the owner or other person with legal authority over same upon blank forms furnished by the Director ~~[of Security]~~. Such application shall contain at a minimum:
 - (1) The name, age and residence of the person applying for the license, proof of his ownership and/or legal authority over each such vehicle and if other than the owner, the name, age and residence of the person or persons to be in immediate charge of the driving of each such taxicab;
 - (2) For each such vehicle, the type of motor vehicle to be used, the horsepower, the vehicle identification number, the state license and registration numbers and the seating capacity according to its trade rating;
 - (3) Whether and when the vehicle has ever been previously licensed to operate as a taxicab or vehicle for hire and, if so, where;
 - (4) Whether such vehicle's license to operate as a taxicab or vehicle for hire has ever been revoked or suspended, when, and for what cause;
 - (5) Copy of New York State vehicle registration and expiration date of current New York State motor vehicle inspection and sticker number. The full address of the registered owner must be on the Department of Motor Vehicles registration. P.O. Box numbers are not acceptable;

(6) Proof that the vehicle is covered by a current for-hire insurance policy shall be attached to the application in the form of a certificate of insurance. Broome County shall be a certificate holder on the policy;

(7) Such other information as the Director [of Security] may deem necessary;

B. Miscellaneous.

(1) Each taxicab vehicle license application shall contain the following statement:

"PURSUANT TO THE PENAL LAW § 210.45, IT IS A CRIME PUNISHABLE AS A CLASS A MISDEMEANOR TO KNOWINGLY MAKE A FALSE STATEMENT HEREIN."

(2) Any false statement knowingly made by the applicant in an application for a taxicab driver's permit shall be promptly investigated by the Director [of Security] and reported to the District Attorney of Broome County if appropriate and shall result in the denial of such application or revoking of an issued license.

(3) The application must include the approved assigned unique official taxicab vehicle number assigned by the Director [of Security], which shall be added to such application by the applicant or Director [of Security] when such application is approved.

§ 85-15 Insurance required

A. No taxicab company shall be licensed as a taxicab company hereunder unless it carries a New York State Workers' Compensation Insurance Policy as required by New York State law. In lieu of a worker's compensation policy, a waiver issued by the New York State Workers' Compensation Board may be submitted.

B. No vehicle shall be licensed as a taxicab hereunder unless it has a for-hire insurance policy in effect to include a public policy for damages for death or injuries to persons in the amount provided in the laws, rules and regulations established by the State of New York as the minimum required of any vehicle operated as a taxicab.

C. The certificate face shall:

(1) Indicate coverage and minimum amounts as prescribed by the laws of New York State;

(2) Provide that the coverage shall not be cancelled, terminated or materially changed until at least thirty (30) days prior written notice has been given to the Broome County Office of Risk and Insurance.

D. The certificate holder should read:

Broome County Office of Risk and Insurance, P.O. Box 1766 Binghamton, NY 13902

E. If the applicant fails to procure or maintain the required coverage and minimum limits, such failure shall constitute a material breach of this chapter and shall result in denial or revocation of the license.

§ 85-16 Refusal/revoking of license

The Director [of Security] shall refuse a taxicab vehicle license or, if already issued, shall revoke or suspend a license if the vehicle is unsuitable for public patronage by virtue of being unclean, unsafe or out of compliance with any applicable law, rule or regulation, or if, in the discretion of the Director [of Security], the design, capacity or other specifications of such vehicle render it unsuitable for use as a taxicab.

§ 85-17 Taxicab vehicle license card

If upon inspection a vehicle is found to be in proper condition and in compliance in accordance with the provisions of all applicable laws, rules and regulations and, upon the approval of the application for a taxicab vehicle license and the payment of the license fee hereinafter set forth, such vehicle shall be licensed by delivering to the owner a card of such size and form as may be prescribed by the Director ~~[of Security]~~. The card shall contain the official license number of the taxicab vehicle, vehicle identification number, the name, address and phone number of the owner of the vehicle and a statement to the effect that, in case of any complaints, the Director ~~[of Security]~~ shall be notified, giving the license number of the taxicab and the telephone number and address via which such complaints may be made. Such card shall be signed by the Director ~~[of Security]~~. The taxicab vehicle license number assigned hereunder shall, in each case, be the same as that assigned to the vehicle for that year pursuant to law. Taxicab vehicle license cards must be displayed in a prominent place visible to all passengers in the taxicab vehicle for which the license card is issued as determined by the Director ~~[of Security]~~. For each such vehicle, the license number shall correspond to the number appearing on the inspection sticker required ~~[to be affixed to the left rear bumper of each such vehicle as required]~~ by this chapter.

Article III
Inspection Criteria

§ 85-18 Vehicle inspections required; reports of inspection; expiration of inspection

- A. Taxicabs are to be inspected annually at a private New York State licensed inspection station. Such inspection shall occur once per year as required by the New York State Vehicle and Traffic Law and regulations.
- B. No vehicle shall be licensed as a taxicab pursuant to this chapter until it has been inspected and examined and found to be in a thoroughly suitable condition for the transportation of passengers, clean, fit, of good appearance, well painted in accordance with this chapter and in complete compliance with all requirements of the County Code and with all other applicable laws, codes and regulations, including that each such vehicle shall bear taxi or livery license plates issued by the New York State Department of Motor Vehicles. ~~[The Director of Security or someone designated by him or her shall make such inspection and examination before a taxicab vehicle license is issued. The Director of Security shall refuse to license, or if already issued revoke or suspend a license of any vehicle found by him or any law enforcement officer to be unsuitable for public patronage].~~
- C. In addition to the pre-licensing inspection, it shall be the responsibility of each operator, owner and driver of a taxi applying for or licensed in the County as a taxicab vehicle to cause such vehicle to be inspected by the Director ~~[of Security]~~ or his designee all licensed taxicabs at intervals of not more than 180 days, or upon receipt of notification from the Director ~~[of Security]~~ that a complaint has been submitted, or as often as may be necessary. Reports of all inspections shall be filed with the Director ~~[of Security]~~. Failure to comply with inspection requirements or notifications shall result in a suspension or revoking of the taxicab vehicle license.
- D. A copy of the inspection report shall be given to the vehicle owner and/or operator and/or driver and the Director ~~of Security~~ at the completion of the inspection.
- E. For each inspection performed by the Director ~~[of Security or his designee]~~ pursuant to this chapter, the applicant shall pay a fee as determined by resolution of the Broome County Legislature.
- F. The inspection of the taxi shall include, but not be limited to, a review of the following and shall also include an inspection of those items listed in §85-19 of this chapter:
- (1) Tires. (Suitability for weather and hubcaps)

- (2) Exterior lights (including reverse, license plate, parking lights, directional lights, and roof light).
 - (3) Interior lights.
 - (4) Windshield/all glass.
 - (5) Windshield wipers, washers.
 - (6) Front and rear window defrosters.
 - (7) Horn.
 - (8) Upholstery.
 - (9) Floorboards/floor mats.
 - (10) Door handles, inside and out.
 - (11) Doors and windows.
 - (12) Body damage and rust (including bumpers).
 - (13) Paint.
 - (14) Heater and air conditioner.
 - (15) Mirrors (inside and out).
 - (16) Seat belts.
 - (17) Muffler and exhaust system (noise, fumes, smoke, visible and otherwise).
 - (18) Fluid leaks.
 - (19) Wheel covers or hubcaps.
 - (20) Smoking prohibited sign.
 - (21) Any other items as relates to the cleanliness and operability of the vehicle as a taxicab suitable for public use that the Director ~~[of Security]~~ may deem appropriate.
- H. Upon receipt of a report which finds a taxi to be unfit or unsuited for public patronage or which shall fail to comply with the requirements of this chapter, the licensing official shall refuse a license or shall revoke or suspend the license previously issued. Repair work which is required after inspection of a taxi must be completed within five (5) business days of the inspection, and satisfactory proof of repair shall be presented to the Director ~~[of Security]~~. The taxicab vehicle license shall be temporarily suspended until which time the vehicle has the completed work done to the satisfaction of the Director ~~[of Security]~~. Failure to make necessary repairs and to present satisfactory proof within ten (10) business days shall result in the taxicabs vehicle license being revoked. Taxicabs that do not have the required repair work completed within five (5) business days of the initial inspection shall be subject to a re-inspection fee as determined by resolution of the Broome County Legislature. Taxicabs that schedule an inspection appointment and are not present at the time of the appointment shall be charged the inspection fee.
- H. Upon receipt of a report which finds a taxi to be fit for public patronage, the Director ~~[of Security or his designee]~~ will issue a suitable inspection sticker with the month and year of inspection expiration marked ~~[out] on it~~. Inspection sticker shall also include the unique vehicle number assigned by the Director ~~[of Security]~~.
- J. Upon being issued a County taxi inspection sticker, the inspector will affix the sticker to a location determined by the Director ~~[by placing it on the rear bumper left side of the vehicle]~~ where it shall be clearly visible and available for inspection at all times while said vehicle is licensed within the County.
- K. It shall be unlawful to possess or display a forged, altered or unauthorized County inspection sticker.
- L. The Director ~~[of Security]~~ may additionally inspect or cause to be inspected all taxicabs from time to time, as often as he may deem necessary for the public health, safety and welfare and temporarily suspend the vehicle taxicab license for any violation of this chapter until such time as the deficiency is corrected. Said inspections shall not be evidence to be used against the County with respect to any claim of liability, and the County assumes no special duty or obligation to any person with respect to same, but shall be evidence merely that the licensee has had inspections made as required by this chapter.

- M. No vehicle shall operate within the County with an expired taxicab's vehicle inspection sticker and shall not be operated within the County until it is inspected and has received an approved, valid inspection sticker from the Director ~~[of Security or his designee]~~.

Article IV
General Operations

§ 85-19 Taxicab vehicle markings, safety and equipment; owner, operator and/or driver responsibilities

- A. Taxi vehicle identification:
- (1) Taxicab markings must be permanently displayed on both front doors of each vehicle. Markings must include taxi owner or company name, ~~[taxicab number]~~, the words "taxi" or "taxicab" or "cab," and Broome County, New York.
 - (2) The taxicab number must also be permanently and visibly displayed on the rear of such vehicle in a location determined by the Director ~~[(left and right rear fenders and left side of trunk lid or tailgate)]~~.
 - (3) Taxis shall each be numbered, with a unique four-digit number. ~~[Each company duly licensed will be assigned a two-digit number (for example, Company A = 20, Company B = 30, etc.) Each taxicab vehicle will be assigned a two-digit number within each company. Thus each vehicle shall have a unique four digit number, the first two indicating the company and the second two indicating the vehicle within the company fleet].~~ Numerical assignments are to be approved by the Director ~~[of Security]~~.
 - (4) Each taxicab vehicle shall prominently display on the outside of the driver's side door and on the outside of the front passenger's side door the ~~[schedule of fares]~~ minimum fare charged. In addition, each taxicab ~~[vehicle shall prominently display such information on a fare card in the interior of the vehicle such that it is clearly visible and readable by all potential passengers and the Director of Security. Such fare card shall be]~~ driver shall make a fare card available for inspection immediately upon the request of any passenger or potential passenger.
 - (a) Such schedule of fares shall list, at a minimum, the following information:
 - [1] Fees charged to passengers for the hire of such taxicab for trips originating and ending within the City of Binghamton, Towns of Dickinson, Maine, Union and Vestal and the Villages of Endicott and Johnson City;
 - [2] The operator's policy as regards to the number of occupants who constitute a regular fare and any additional charges for additional passengers beyond such number;
 - [3] Any fees not included in the posted fare, which may include, but are not limited to services such as the use of the trunk space and the loading by the driver of passenger personal effects;
 - [4] The phone number and website of the County where a consumer may report or submit comments on service quality.
 - (5) The signs and numbers described herein as required must contain lettering in a form acceptable to the Director. ~~[not less than three inches in height and three inches in width with a paint stroke of 1/4 inch between each figure. Letter color must contrast with the door color and be readable from a minimum distance of 150 feet. The background of the sign must be of white reflective material]~~.
 - (6) The exterior roof light must contain the name of the company or words "taxi" or "taxicab" or "cab." The exterior roof light must be permanently mounted and lit at night.
- B. In addition to any requirements otherwise imposed by the Vehicle and Traffic Law of the State of New York or by this chapter, each licensed taxicab operating within the County shall at all times remain in compliance with each of the following vehicle requirements:

- (1) No vehicle shall be licensed as a taxicab if it was manufactured twelve (12) years or more prior to the application date.
- (2) ~~Every vehicle shall be kept in a suitable condition to include, interior and exterior kept in a clean and sanitary condition and shall at all times bear a current New York State inspection sticker and a County inspection sticker properly affixed.~~ **Every vehicle shall display an approved version of the Broome County Taxi Drivers and Passengers Rights and Responsibilities decal in a location as determined by the Director.**
- (3) ~~Every vehicle~~ **Sedans** shall have no fewer than four (4) doors, not including a hatchback or other rear entry, two (2) of which lead into the driver's compartment, and all doors shall be so constructed that they may be opened from the inside and the outside. Under no circumstances shall any two-door vehicle be licensed as a taxicab. Vans may be licensed and approved for use as taxicab vehicles only if each such van provides a seat and a seat belt for each passenger and carries no more than seven (7) passengers at any given time.
- (4) Every vehicle shall be equipped with an adequate heater of a type which will not permit exhaust gasses to enter the interior of the vehicle.
- (5) Every vehicle shall be equipped with at least three (3) adjustable rear-view mirrors, one (1) in the driver's compartment and two (2) exterior mirrors installed on the exterior of the vehicle, one (1) on the driver's side door and one (1) on the passenger-side door.
- (6) Every vehicle shall be equipped with a standard speedometer properly installed and maintained in good working order. ~~[No licensed vehicle shall be operated in public while such speedometer is inoperative or disconnected].~~
- (7) Every vehicle shall have either acceptable snow tires, all-weather radial tires or tire chains on the drive wheels of such vehicle when pavement conditions are such as to require said use for the safety of the driver, passenger and the general public.
- (8) Every vehicle shall be equipped with dual windshield wipers properly installed and maintained in good working order, which shall be operated whenever weather conditions require. This shall include windshield washers in proper working condition. ~~In addition, each licensed vehicle shall at all times remain in compliance with New York State regulations requiring that headlights be turned on at any time windshield wipers are in operation.~~
- (9) Every vehicle shall contain original or replacement upholstery and floor mats in good and suitable condition for satisfactory use by the public. ~~In the event that original upholstery or floor mats are found to be worn or otherwise deteriorated, such upholstery or floor mats must be replaced prior to the use of the licensed vehicle for conveyance of the public.~~
- (10) Every vehicle shall be equipped with an interior light capable of illuminating the entire interior of the taxicab after sundown. The light shall be so arranged as to be automatically turned on by the opening of any door to the vehicle.
- (11) ~~Wherever glass is used in the construction of any licensed vehicle, such glass shall be safety glass, clearly and permanently marked as such and of a type approved by the Commissioner of Motor Vehicles of the State of New York.~~ All glass in said licensed vehicle shall be in good condition and shall not contain air bubbles, cracks or fractures. Window tint shall remain in compliance with all applicable New York State laws and regulations.
- (12) The fenders, bumpers and body of each licensed vehicle must be rigidly and tightly fastened to said vehicle, free from significant or extensive dents or mutilation, shall be of a uniform color, and shall be so constructed as to allow the full opening of all doors of the vehicle. The exterior of the vehicle shall be properly maintained, painted and the finish in good condition. This includes all exterior light lenses to be free from cracks and to be the proper color.
- (13) The vehicle must be equipped with both front and rear window defrosters/defoggers. ~~They are to be~~ in proper working condition.

- (14) Every vehicle shall be equipped with hubcaps on all four (4) wheels **in compliance with the manufacturer's specifications** or shall have uniformly painted wheels in lieu thereof.
 - (15) Shades or curtains are prohibited on the inside of any taxicab.
 - (16) Every company operating any taxicab shall designate an employee ~~[such as a dispatcher or other such person]~~ who shall be responsible to keep and maintain a trip sheet at all times during the operation of such taxicab.
 - (a) Such trip sheet shall record, at a minimum, the following information:
 - [1] The name and driver's license number of each and every driver operating such vehicle for the trips recorded on the trip sheet;
 - [2] Date, commencement time by hour and minute and origin point of each trip for each passenger;
 - [3] Date, drop-off or termination time by hour and minute and destination or termination location of each trip for each passenger;
 - [4] Fare charged and collected for each trip for each passenger;
 - [5] Date, time by hour and minute and location of any accident or breakdown causing an interruption or discontinuance of the operation of such taxicab and a description thereof;
 - [6] The issuance of any citation or violation of any law, rule or code involving the operation of such taxicab and/or the conduct of the driver of same.
 - (b) The owner of any taxicab business shall produce any and all such trip sheets for any and all taxicabs operated, owned or controlled by such persons upon demand therefore by any law enforcement officer.
 - (c) All such trip sheets shall be retained and kept on file and made available for audit, examination and inspection by the Director ~~[of Security]~~ at all reasonable times for a minimum period of two (2) years by every owner, operator and/or proprietor of every taxicab and company operating and/or owning same.
 - (17) Each vehicle used as a taxicab shall comply with all applicable federal, state and other laws, rules and regulations pertaining to its use by and accessibility to persons with disabilities.
 - (18) Each taxicab shall prominently display in the interior thereof visible to all passengers a sign or sticker written in no less than eighteen-point type advising that seat belts are available and should be used by all passengers.
 - (19) Each taxicab shall prominently display in the interior thereof visible to all passengers a sign or sticker written in no less than eighteen-point type stating that smoking is prohibited within the vehicle by all passengers and drivers.
- C. Taxicabs licensed in accordance with this chapter may be equipped with partitions or shields made of translucent plexiglass or other shatterproof material located between and effectively separating the front and rear seats.
- D. In addition to any requirements otherwise imposed by the Vehicle and Traffic Law of the State of New York or by this chapter, each licensed taxicab **company** operating within the County shall at all times remain in compliance with each of the following requirements applicable to all owners and operators thereof:
- (1) Shall maintain and furnish a current list of drivers and employees available upon request of the Director ~~[of Security]~~.
 - (2) Shall provide a letter to the Director ~~[of Security]~~ upon the discharge or termination for any reason of a driver and/or employee, giving the reason for such discharge or termination.
 - (3) Shall promptly report to the Director ~~[of Security]~~ the transfer of ownership of any vehicle licensed by the County and concurrently turn in to the Director ~~of Security~~ the taxicab vehicle license of such vehicle.

- (4) Shall report, in writing, changes of address of the owner, operator or driver of a taxicab to the Director ~~[of Security]~~ within three (3) business days of said change.
 - (5) Shall ~~[maintain proper vehicle insurance for all owned or operated taxis in accordance with New York State Vehicle and Traffic Law or other laws, rules or regulations and]~~ report a revocation or cancellation of insurance immediately to the Director ~~[of Security]~~.
 - (6) Shall submit any changes to the established rates for fare or additional services to the Director ~~[of Security]~~ in writing five (5) business days prior to the effective date of the change.
 - (7) Shall report any vehicle accident which renders a taxicab vehicle inoperable or causes personal injuries to anyone involved in the accident in writing to the Director ~~[of Security]~~ within five (5) business days of the accident.
 - (8) Shall report convictions of violations of County Code and of the laws, codes and rules of the State of New York pertaining to and arising out of the operation of every driver, vehicle and company of one (1) or more taxicabs in the County to the Director ~~[of Security]~~ within thirty (30) days.
- E. In addition to any requirements otherwise imposed by the Vehicle and Traffic Law of the State of New York or by this chapter, each licensed taxicab driver operating within the County shall at all times remain in compliance with each of the following driver requirements:
- (1) Shall keep the interior and exterior of the taxicab in a clean and sanitary condition and shall at all times maintain the vehicle in compliance with County Code.
 - (2) Shall not smoke, or allow any passenger to smoke, at any time within the vehicle.
 - (3) ~~[Shall, at all times, while on duty, have displayed in the interior of the vehicle which he is operating his taxicab driver's license. The license shall be displayed in a place visible to any passenger in such taxicab as determined by the Director of Security.]~~
At no time shall a driver allow the engine of the taxicab to idle in a fixed location for more than fifteen (15) minutes.
 - (4) Shall immediately report any unlawful act committed in, with or in connection with his vehicle or any attempt to use his vehicle to commit a crime or escape from the scene of a crime to the police agency of jurisdiction and shall also submit a written report to the Director ~~[of Security]~~ within five (5) business days.
 - (5) Shall not permit any passenger in the taxicab except a paying fare during such time as the taxi is being used for business purposes.
 - (6) Shall not operate a taxicab when there is snow or ice on the pavement unless there are chains, all-weather radial tires or snow tires on the drive wheels.
 - (7) While on duty, the driver shall state his/her name and employer's name to any passenger or law enforcement officer on request. Also, it shall be unlawful for any driver of any taxicab to misrepresent or withhold the name of his employer or the business address and business telephone of the same.
 - (8) Carriage of infected persons. Should it be found by the owner, operator or driver that a taxicab has been used to convey any person infected with a contagious disease, or if any blood or bodily fluids or discharges have contaminated the passenger area of the taxi, such vehicle shall not be used until it has been thoroughly cleaned and disinfected in accordance with applicable laws, rules and regulations related to public health.
 - (9) Any owner or operator shall not permit any one driver to operate a taxicab more than twelve (12) hours in any continuous twenty-four-hour period, except the driver of a taxicab exclusively hired or engaged for special trips or excursions.
 - (10) Shall not be permitted to carry more than five (5) passengers, including children, in a four-door sedan vehicle and shall not be permitted to carry more than seven (7) passengers, including children, in a station wagon or van.

- (11) Shall not operate a taxicab if the vehicle has any equipment violations as defined in this chapter or in the Vehicle and Traffic Law § 375, or other laws, rules and regulations.
- (12) Must not consume alcohol or intoxicating drugs prior to or during the driving or other operation of a taxicab. This excludes prescriptions prescribed by a licensed physician and over-the-counter medications which do not cause drowsiness, fatigue, blurred speech or vision or other conditions which may impair the ability to drive safely.
- (13) Except when authorized in the Vehicle and Traffic Law, the driver shall not use the horn or otherwise make or create loud or unnecessary noise, such as for announcing arrival or alerting potential patrons.
- (14) The driver shall pull to the curb to pick up and discharge passengers. The driver shall not intrude upon or obstruct pedestrian crossings, bus stops, loading zones, driveways, intersections or other areas requiring the free and unobstructed flow of traffic when stopped to pick up or discharge passengers.
- (15) The driver shall provide a written receipt accurately stating the exact fare paid by any passenger requesting a receipt. Such receipt shall show the name of the driver, the name of the owner of the taxicab, the number of the taxicab, the time when the trip began and ended, the origin, any stops, the final destination of the trip and the amount of fare collected.
- (16) No driver of a licensed taxicab shall carry any person other than the passenger first employing a taxicab without the consent of said first passenger.
- (17) Each and every operator and driver of a taxicab vehicle operating as such in the County is required to accept as a paying fare every orderly adult person and shall not refuse to accept as a paying fare any adult person on the basis of any disability or on the basis of his race, ethnicity, religion, sex, age, sexual preference or other discriminatory basis or criteria prohibited by law.
- (18) Shall not illegally use, consume, possess or distribute intoxicating liquors or drugs.
- (19) The driver shall be neat and clean in both person and in clothing and shall wear at a minimum a shirt or blouse with collar, and slacks or skirts and closed-toed shoes. No ripped or torn clothing shall be worn.
- (20) No driver shall engage in fighting or in violent, tumultuous or threatening behavior; use abusive, **offensive** or obscene language or make obscene gestures **or acts**; or make unreasonable noise.
- ~~[(21) At no time shall a driver allow the engine of the taxicab to idle in a fixed location for more than fifteen (15) minutes.]~~

~~[§ 85-20 Suspension or revocation of taxicab vehicle license and/or driver's license~~

~~Taxicab vehicle and/or driver's licenses may be revoked or suspended at any time for cause after a hearing by the Director of Security. Cause includes but is not limited to; violation of any sections of this chapter; conviction of a violation, misdemeanor or felony pursuant to the laws of the State of New York; transporting, soliciting or procuring any person to ride in a licensed taxicab for the purpose of commission of a crime. Licenses shall be revoked if the vehicle shall be used for immoral or illegal purposes. Licenses and permits may be suspended or revoked for failing to be and remain in compliance with all applicable laws, rules and regulations. When the license is suspended or revoked, the taxicab driver's and/or vehicle license card hereinbefore provided for shall be retained by the Director of Security and shall be returned only after the expiration of the suspension period with suitable entry being made thereon by the Director of Security or his authorized designee as to the reason for and duration of the suspension. The Director of Security, upon determination to revoke or suspend a license, shall notify the holder of his decision, in writing, by certified mail and state the reasons for his action.]~~

§ 85-[24] 20 Register of licensed taxicabs

The Director ~~[of Security]~~ shall keep a register of the name of each person owning or operating or otherwise legally responsible for a taxicab vehicle licensed under this chapter, together with the license numbers of vehicles and drivers. Such record shall be open to the inspection of the public at all reasonable times.

§ 85-[22] 21 Return of licenses, cards and permits; transfer of vehicle license; exception; fee

- A. Every licensee who has been issued a license under the provisions of this chapter shall, upon discontinuing or abandoning the ownership, operation or driving of a taxicab, return such license card, license or permit to the Director ~~[of Security]~~ unless such card, license or permit has been lost or for other reason cannot be restored as these are the property of Broome County.
- B. Such card, license or permit shall not be assigned or transferred to any other person or be applicable to any motor vehicle other than the one specified therein. Any licensee who permits his license to be used by any other person or for any vehicle other than the one for which same was issued and any person who uses such license granted or given to any other person or who uses such license for a vehicle other than the one for which it was issued shall each be guilty of a violation of this chapter.
- C. Notwithstanding the foregoing, the owner or operator of a vehicle licensed as a taxicab under this chapter may take such vehicle out of service as a taxicab for any reasonable cause, such as damage, wear and tear, sale of the vehicle, age of the vehicle or other. In such case, such owner or operator may apply to the Director ~~[of Security]~~ for permission to transfer the license issued to such vehicle to another vehicle to be put in service as a taxicab to replace the vehicle originally licensed.
- D. Such application shall include all the information pertaining to the replacement vehicle required for a taxicab vehicle license, and such replacement vehicle shall meet all the requirements applicable to taxicabs as required by this chapter to include the pre-licensing inspection. Such application to transfer such taxicab vehicle license shall be accompanied by a nonrefundable transfer application fee as determined by resolution of the Broome County Legislature.

§ 85-[23] 22 Duplicate license, permit or card

Whenever a license shall be lost, stolen or destroyed, without fault on the part of the holder, his agent or employee, a duplicate in lieu thereof, under the original application, may be issued by the Director ~~[of Security]~~ upon the filing of a sworn affidavit containing the facts of such loss or theft and upon the payment of the cost of such duplicate license, permit, card, badge or tag. The replacement fee for a lost, stolen or destroyed license shall be as determined by resolution of the Broome County Legislature.

§ 85-[24] 23 Taxicab stands

Taxicab stands may be established by law enforcement regulation or by ordinance of any constituent municipality of the County or by the County itself subject to such approval as the governing body may require. Taxicab stands operated by the County may only be used by licensed taxicabs when available for hire and being driven by licensed taxicab drivers.

§ 85-[25] 24 Soliciting; cruising prohibited[; interference with other operators prohibited].

No person shall solicit passengers from any point other than immediately adjacent to his taxicab. Taxicabs shall not cruise or operate on the streets of the County without a fare under hire for the purpose of soliciting business. ~~No taxicab owner, operator or driver shall employ radios, telephones or other methods or means of remote communication in order or so as to preempt, intercept, precede or otherwise interfere with any other driver or operator of a taxicab which has lawfully been called, appointed or retained to serve a fare.~~

§ 85-[26] 25 Schedule of charges

~~[A.] Owners, operators and drivers must make display fare rates visibly available to all passengers.~~

~~B. Owners must submit to the Director of Security, along with the taxi vehicle license application, their established fare rate for transports within, through and outside the County limits.]~~

~~[C.] A.~~ The soliciting of tips, gratuities or any charges in addition to those authorized herein is prohibited. This clause shall not prohibit the voluntary offer or acceptance of a tip or gratuity.

~~[D.] B.~~ No person shall charge or attempt to charge any passenger a greater fare than that to which the taxicab driver is entitled to collect under the rate sheet posted in the vehicle and on file with the Director ~~[of Security].~~

~~[E.] C.~~ Transport of animals.

(1) There shall be no additional charge for carrying a service animal trained to provide assistance to an individual with a disability and no driver shall refuse or decline to carry a passenger or fare for the reason that such person is accompanied by such an animal.

(2) Drivers may refuse to transport any other animal unless the animal is securely enclosed in a kennel case which can be reasonably accommodated by such vehicle or is otherwise reasonably secured in accordance with the size, kind and nature of such animal.

§ 85-[27] 26 Payment of fares

A. Prepayment. Every driver of a taxicab shall have the right to demand payments of the legal fare in advance and may refuse employment unless so prepaid, but no driver of a taxicab shall otherwise refuse or neglect to convey any orderly person or persons upon request to any lawful destination anywhere in the County, unless previously engaged, off duty or otherwise lawfully unable to do so.

B. Disputed fares. All disputes as to fares shall be determined by the law enforcement agency of jurisdiction at the time of the dispute. Copies of same shall be requested by the Director ~~[of Security]~~ for review of the incident for compliance with this chapter.

~~[§ 85-28 Receipts for fares~~

~~Whenever a passenger in a taxicab asks for a receipt for the fare paid by him, it shall be given to them by the driver. Such receipt shall show the name of the driver, the name of the owner of the taxicab, the number of the taxicab, the time when the trip began and ended, the origin, any stops, the final destination of the trip and the amount of fare collected.]~~

§ 85-[29] 27 Overcharging prohibited

It shall be unlawful for any taxicab owner or operator or any taxicab driver within the limits of the County to charge fares for taxicab service of more than the rate of fare for carrying a passenger to his destination on file for the taxicab owner with the Director ~~[of Security]~~.

§ 85-~~30~~ 28 Riders prohibited

No person shall be allowed to ride in the front seat of any taxicab next to the driver except paying passengers, and any driver who shall permit this may be deprived of his license via suspension or revocation of same by the Director ~~[of Security]~~.

§ 85-~~34~~ 29 Carrying additional passengers

No driver of a licensed taxicab shall carry any person(s) other than the passenger first employing a taxicab without the consent of such first passenger. No person shall be required to ride in or to pay for a called taxicab if the same is already occupied by another passenger without their consent. No person shall be required to ride in or to pay for a taxicab if the driver of same takes on additional passengers without his consent.

§ 85-~~32~~ 30 Compliance with noise ordinance required; sounding of horn prohibited

Every driver of a taxicab shall at all times comply with the ordinances of the County and its constituent municipalities and all other applicable laws, rules and regulations, prohibiting loud or unnecessary noise in disturbance of peace and quiet.

§ 85-~~33~~ 31 Articles found in taxicabs

Every driver of a taxicab, immediately after the termination of any hiring or employment, must carefully search such taxicab for any property lost or left therein, and any such property, unless sooner claimed or delivered to the owner, shall be maintained at the business address of the owner of the vehicle for a period of not less than thirty (30) days. All articles must be logged in at the business address. Items of significant value, to include but not limited to wallets, purses, handheld communication devices, electronics and jewelry are to be deposited with the Director ~~[of Security]~~, along with the trip sheet for the period in which the item was found, by the end of the next business day.

§ 85-~~34~~ 32 Use of vehicle for unlawful purposes and deceiving or misinforming passengers prohibited

- A. It shall be unlawful for any licensed driver of any taxicab to misrepresent his own name, and/or the name of his employer, or knowingly receive or transport any person or persons who intend any unlawful act in such vehicle during the voyage or at the termination thereof, whether within such vehicle or not. It shall be unlawful for any such driver to solicit or procure or to aid or assist in soliciting or procuring any person to ride in a licensed taxicab with the intent of the driver or of any or all passengers to commit any unlawful act therein or at any time during the voyage or immediately following the termination thereof, whether within the vehicle or not.
- B. It shall be unlawful for any licensed driver of any taxicab to solicit and/or procure the sale or distribution of controlled substances. It shall be unlawful for any licensed driver of any taxicab to solicit and/or procure any person to ride in a licensed taxicab for the purpose of sale or distribution of controlled substances.
- C. Operating a vehicle under the influence of alcohol or a controlled substance shall be grounds for immediate suspension and revocation of a driver's license. The Director ~~[of Security]~~ may require a licensee to submit to drug and alcohol screening tests upon

reasonable cause. Refusal to submit to such screening test or a positive test result shall constitute grounds for revocation of a license. The licensee shall be responsible for the fees associated with the drug testing as authorized in this section only if a positive test is returned.

- D. No person owning, operating or driving a taxicab shall deceive or misinform any customer or passenger who may pay for taxicab service, or who may ride or desire to ride in any such vehicle, as to the shortest route to a destination or as to the lawful fare to be charged. No person owning, operating or driving a taxicab shall deceive or misinform any customer or passenger as to the location or distance of the destination requested, nor shall any passenger be transported to any destination other than the one specified and/or by any route directed or requested by such person.

Article V
Program Fees/Charges

§ 85-~~35~~ 33 Penalties for offenses

- A. For purposes of this chapter, the actions of representatives, agents, employees or taxicab drivers utilizing vehicles owned or operated by a taxicab business shall be treated as actions of the owner of said taxicab vehicles and taxicab business.
- B. Any person violating any of the provisions of this chapter shall, upon conviction, be responsible for any penalty incurred as a result and as administered by Broome County and as approved by the Broome County Legislature. In addition thereto a licensee, or the owner, operator or driver of a licensed vehicle, may have their license suspended or revoked.
- C. The Director ~~[of Security]~~ may, in his discretion, temporarily suspend or revoke a ~~[drivers or vehicle]~~ license or refuse access to all County transportation facilities pending the outcome of the prosecution of the licensee under this chapter or under any other provision of any applicable law, code, rule or regulation.
- D. Vehicles found to be operating without a proper county taxicab business and vehicle license, inspection or by a driver without a valid taxicab driver's license or found to be in violation of any section of this chapter shall be subject to impoundment by any law enforcement agency operating within the County. Any violation of this provision shall be deemed a violation, and the taxicab owner shall be guilty of a violation and subject to the following schedule of fines and/or imprisonment ~~[not to exceed thirty (30) days, or both such fine and imprisonment]:~~
- (1) First offense: not more than \$100.
 - (2) Second offense: not more than \$250 or fifteen (15) days imprisonment or both such fine and imprisonment.
 - (3) Third offense: not more than \$500 or thirty (30) days imprisonment or both such fine and imprisonment.
- E. The penalties set forth in §85-~~35~~ 33 are in addition to the provisions of §§ 106-4V(9)(b) and 106-4V(10)(d) of the Broome County Charter and Code, Part IV, Regulatory Local Laws. These penalties shall be in addition to and not instead of any other penalties imposed by any other applicable law, code, rule or regulation of any other governmental or regulatory agency or entity.

§ 85-~~36~~ 34 Enforcement

The County Executive, Director of Security Services, Commissioner of Aviation, County Sheriff and other agents duly designated in addition to local, County and state police or law enforcement officers are hereby authorized to, and they shall, enforce the foregoing rules and regulations.

§ 85-~~37~~ 35 Public emergency; police powers

Whenever a state of emergency is declared by the County or whenever the Director ~~of Security~~, or, if there be none, the highest-ranking officer in command of the Division of Security or his designee, determines that protection of public safety so requires, the County Executive and/or the Director ~~of Security~~ may suspend the provisions of this chapter, in whole or in part, for part or all of the period during which such emergency conditions may prevail. Such power shall include but not be limited to the suspension of the requirement that fares be paid by passengers and/or other requirements of this chapter. Under such circumstances, all drivers and operators shall endeavor to keep and maintain accurate records showing the trips provided and the details of same during such period, similar to such records as would be required to be kept by this chapter if such period of emergency had not existed.

§ 85-~~38~~ 36 Exceptions

- A. The provisions of this chapter shall have no application to exempt vehicles, as defined herein, or for special events, upon advance notice of same being provided to the Director ~~of Security~~ and his approval thereof.
- B. The licensing fee set forth in this chapter shall not be required for taxicab vehicles or other vehicles for hire to which this chapter would otherwise apply if same are owned by or operated under the control of a corporation duly organized and existing pursuant to the Not-For-Profit Corporation Law of the State of New York and while being used solely for the purposes of such corporation.

C. Limousines are exempted from certain requirements of this Chapter at the discretion of the Director to include but not limited to the placement of exterior markings and signage.

§ 85-~~39~~ 37 Severability

The provisions of this chapter shall be deemed severable. The finding of the invalidity, illegality or unenforceability of any one or more provisions hereof shall not be deemed to affect the validity of the other sections or provisions of this chapter, as long as the sense thereof remains.

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

Material ~~[Bold Strikethrough Brackets]~~ Deleted

Material **Added**

Heldover by Mr. Garnar

RESOLUTION NO. 548

By Transportation and Rural Development and Finance Committees Seconded by Mr. Klipsch
**RESOLUTION AUTHORIZING THE BROOME COUNTY DEPARTMENT OF PUBLIC
TRANSPORTATION TO DONATE A PARATRANSIT BUS TO THE VESTAL VOLUNTEER
FIRE DEPARTMENT**

WHEREAS, the Commissioner of Public Transportation requests authorization to donate a paratransit bus to the Vestal Volunteer Fire Department, and

WHEREAS, said bus is old, no longer in use by the Department of Public Transportation, and has no value to Broome County, and

WHEREAS, the Vestal Volunteer Fire Department has use for the bus for emergency scene rehabilitation of firefighters, and

WHEREAS, under the authority of County Law Section 215, Subdivision 9, the Broome County Legislature may authorize the disposal of property having no value to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Commissioner of Public Transportation to donate a paratransit bus to the Vestal Volunteer Fire Department, 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 (Howard, Merrill)

RESOLUTION NO. 549

By Transportation and Rural Development, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING RENEWAL OF THE JOB ACCESS REVERSE COMMUTE/TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM GRANT FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 584 of 2009, authorized and approved renewal of the Job Access Reverse Commute/Temporary Assistance for Needy Families Program Grant for the Department of Public Transportation and adopted a program budget in the amount of \$615,466 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides for Sunday transit services as well as service on weeknights and Saturdays, and

WHEREAS, it is desired to renew said grant program in the amount of \$600,000 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$300,000 from the Federal Transit Administration, One Bowling Green, New York, New York 10004 for the Department of Public Transportation's Job Access Reverse Commute/Temporary Assistance for Needy Families Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$600,000, and be it

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

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

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 550

By Transportation and Rural Development and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING ACCEPTANCE OF FEDERAL TRANSPORTATION ADMINISTRATION FUNDS FOR THE BROOME COUNTY DEPARTMENT OF PUBLIC TRANSPORTATION FOR 2010

WHEREAS, the Secretary of the United States Department of Transportation is authorized to make grants for mass transportation programs, and

WHEREAS, the Commissioner of Transportation requests authorization to accept Federal Transportation Administration Funds for operating assistance for Broome County's Mass Transportation Program in the amount of \$3,003,043 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said funding provides the Federal share of the operating funds for the Broome County Department of Public Transportation Mass Transportation Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance and expenditure of \$3,003,043 from the Federal Transit Administration, One Bowling Green, New York New York 10004, for operating assistance for Broome County's Mass Transportation Program for the period January 1, 2010 through December 31, 2010, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits provided that said budget transfers do not affect a personnel line, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is authorized to furnish such additional information as the United States Department of Transportation may require in connection with the application for the program of projects and budget, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is authorized to execute any agreements on behalf of Broome County with the United States Department of Transportation for aid in financing capital and/or operating assistance program of projects and budget.

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 551

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Materese

RESOLUTION AUTHORIZING RENEWAL OF THE STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 632 of 2009, authorized and approved the State Criminal Alien Assistance Program (SCAAP) Grant for the Office of the Sheriff and adopted a program budget in the amount of \$31,298 for the period November 1, 2009 through October 31, 2010, and

WHEREAS, said program grant provides training for corrections officers to help manage offender population, and

WHEREAS, it is desired to renew said program grant in the amount of \$32,621 for the period November 1, 2010 through October 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$32,621 from the United States Department of Justice, 950 Pennsylvania Ave., NW, Washington, DC 20530-0001, for the Office of the Sheriff's State Criminal Alien Assistance Program Grant for the period November 1, 2010 through October 31, 2011, 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 \$32,621, 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.

Heldover by Mr. Materese

RESOLUTION NO. 552

By County Administration and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VERIZON ENTERPRISE SOLUTIONS FOR INTELLIPATH II DIGITAL CENTREX SERVICE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 614 of 2007, authorized an agreement with Verizon Enterprise Solutions for Intellipath II Digital Centrex Service for the Division of Information Technology at a monthly rate of \$12.54 per line, total amount not to exceed \$657,296.64 for the period December 1, 2008 through November 30, 2010, and

WHEREAS, said agreement is necessary to provide Intellipath II Digital Centrex Service for certain County telecommunication lines including provided inter-office communication via 4-digit dialing capabilities, remote administration and detailed call records necessary for internal/external billing and administration, and

WHEREAS, said agreement expires by its terms on November 30, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a monthly rate of \$12.54 per line for the period December 1, 2010 through November 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Verizon Enterprise Solutions, 201 South State Street, 2nd Floor, Syracuse, New York 13202 for Intellipath II Digital Centrex Services for the Division of Information Technology for the period December 1, 2010 through November 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$12.54 per line per month, total amount not to exceed \$328,648.32, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10030001.6004102 (Telephone Equipment), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 553

By Transportation and Rural Development and Finance Committees

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING ACCEPTANCE OF FEDERAL TRANSPORTATION ADMINISTRATION FUNDS FOR THE BROOME COUNTY DEPARTMENT OF PUBLIC TRANSPORTATION'S JARC PROGRAM FOR 2010-2011

WHEREAS, the Secretary of the United States Department of Transportation is authorized to make grants for mass transportation programs, and

WHEREAS, the Commissioner of Transportation requests authorization to accept Federal Transportation Administration Funds for Broome County Department of Transportation's JARC Program in the amount of \$339,385 for the period January 1, 2010 through December 31, 2011, and

WHEREAS, said funding provides the Federal share of the operating funds for the Broome County Department of Public Transportation's JARC Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance and expenditure of \$339,385 from the Federal Transit Administration, One Bowling Green, New York New York 10004, for Broome County Department of Transportation's JARC Program for the period January 1, 2010 through December 31, 2011, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits provided that said budget transfers do not affect a personnel line, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is authorized to furnish such additional information as the United States Department of Transportation may require in connection with the application for the program of projects and budget, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is authorized to execute any agreements on behalf of Broome County with the United States Department of Transportation for aid in financing capital and/or operating assistance program of projects and budget.

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 554

By Transportation and Rural Development and Finance Committees Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING ACCEPTANCE OF FEDERAL TRANSPORTATION ADMINISTRATION FUNDS FOR THE BROOME COUNTY DEPARTMENT OF PUBLIC TRANSPORTATION'S NEW FREEDOM PROGRAM FOR 2010-2011

WHEREAS, the Secretary of the United States Department of Transportation is authorized to make grants for mass transportation programs, and

WHEREAS, the Commissioner of Transportation requests authorization to accept Federal Transportation Administration Funds for Broome County Department of Transportation's New Freedom Program in the amount of \$194,405 for the period January 1, 2010 through December 31, 2011, and

WHEREAS, said funding provides the Federal share of the operating funds for the Broome County Department of Public Transportation's New Freedom Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance and expenditure of \$194,405 from the Federal Transit Administration, One Bowling Green, New York New York 10004, for Broome County Department of Transportation's New Freedom Program for the period January 1, 2010 through December 31, 2011, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits provided that said budget transfers do not affect a personnel line, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is authorized to furnish such additional information as the United States Department of Transportation may require in connection with the application for the program of projects and budget, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is authorized to execute any agreements on behalf of Broome County with the United States Department of Transportation for aid in financing capital and/or operating assistance program of projects and budget.

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 555

By Finance Committee

Seconded by Mr. LaBare

TAX ANTICIPATION NOTE RESOLUTION DATED NOVEMBER 18, 2010

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

Section 1. The power to authorize, from time to time during fiscal year 2011, the issuance and sale of tax anticipation notes of the County of Broome, New York, including renewals thereof, in anticipation of the collection of real property taxes levied, or to be levied, for such fiscal year of said County during which such issuance and sale shall be authorized for the fiscal year during which such notes shall be issued and sold, in an amount not to exceed \$20,000,000, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents as may be determined by said Commissioner of Finance, pursuant to the Local Finance Law of the State of New York. This power shall apply to tax anticipation notes to be issued by said County within 30 days prior to the commencement of the 2011 fiscal year in anticipation of the collection of real estate taxes levied or to be levied for such fiscal year.

Section 2. It is the intent of the County Legislature that this resolution shall remain in full force and effect until December 31, 2011, at which time the powers granted to the Commissioner of Finance shall automatically terminate without further action of this Legislature.

Section 3. This resolution shall take effect immediately.

Carried. Ayes-16, Nays-1 (Nirchi), Absent-2 (Howard, Merrill)

RESOLUTION NO. 556

By Human Services and Finance Committees

Seconded by Mr. Herz

RESOLUTION AUTHORIZING AN INCREASE TO THE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2010

WHEREAS, this County Legislature, by Resolution 28 of 2010, authorized an agreement with Cornell Cooperative Extension of Broome County for services for the Department of Social Services at an amount not to exceed \$397,372 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, the amount authorized by the Legislature in the 2010 budget is \$430,835, and

WHEREAS, as was also set forth in Resolution 28 of 2010, the contract amount is to be reviewed by this Legislature to determine whether there are sufficient County funds to increase the total amount of the 2010 contract to \$430,835 for the term of the agreement, now therefore, be it

WHEREAS, in accordance with Resolution 28 of 2010, that this County Legislature has determined that there are sufficient County funds to increase the contract accordingly, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes an increase of the agreement with Cornell Cooperative Extension of Broome County, 840 Front Street, Binghamton, New York 13905-1500 for services for the Department of Social Services for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$33,463, total amount not to exceed \$430,835 for the term of the agreement, as authorized by the appropriation in the 2010 budget, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 44010008.6005016 (Broome County Cooperative Extension), 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 (Howard, Merrill)

RESOLUTION NO. 557

By Public Works Committee

Seconded by Mr. Klipsch

RESOLUTION AUTHORIZING THE INCLUSION OF A NEW PORTION OF KNAPP ROAD IN THE BROOME COUNTY HIGHWAY SYSTEM MAP

WHEREAS, the Broome County Division of Solid Waste Management is constructing a new entrance to Section IV of the Broome County Landfill located north of Dunham Hill road in the Towns of Nanticoke and Barker, and

WHEREAS, the Broome County Division of Solid Waste Management in conjunction with the construction of the new entrance to Section VI of the landfill has constructed a new road extending from the intersection of Knapp Road in the Town of Nanticoke and the present entrance to the Broome County Landfill to Dunham Hill Road in the Town of Nanticoke to divert truck traffic from the existing Knapp Road located in the Town of Nanticoke and eliminate a sharp curve and steep grade, and

WHEREAS, the Commissioner of Public Works requests that this new road be included in the Broome County Highway System Map pursuant to Highway Law, Section 115, and that it be designated as Knapp Road being a portion of County Road 73, and

WHEREAS, the new portion of Knapp Road extends for .93 miles, and as described and pictured in Exhibit "A", and

WHEREAS, the inclusion of this road in the Broome County Highway System Map as proposed will allow for County maintenance thereof in accordance with Highway Law, Section 115, and

WHEREAS, it is necessary that this County Legislature approve the proposed amendment to the County Highway System pursuant to Highway Law, Section 115, now, therefore, be it

RESOLVED, that the Commissioner of Public Works be, and hereby is directed to make the necessary changes to the map detailing the County Highway System so that this new portion of Knapp Road described and pictured in Exhibit "A" be included in the County Highway System, and be it

FURTHER RESOLVED, that said new portion of Knapp Road shall be designated as County Road 73, and be it

FURTHER RESOLVED, that the Commissioner of Public Works be, and he hereby is, directed to file the amended version of the County Highway System Map with the County Clerk and his own office.

Carried. Ayes-17, Nays-0, Absent-2 (Howard, Merrill)

RESOLUTION NO. 558

By Public Health and Environmental Protection Committees

Seconded by

RESOLUTION RENDERING A NEGATIVE DECLARATION WITH RESPECT TO A GENERIC LEASE OF OIL AND NATURAL GAS MINERAL RIGHTS ON COUNTY OWNED LAND

WHEREAS, this County Legislature, pursuant to resolution No. 430 of 2010 has declared itself to be the lead agency with respect to the environmental review of a generic lease of the oil and natural gas mineral rights on county owned real property, and

WHEREAS, this County Legislature has before it Resolution No. 464 of 2010 authorizing lease agreements with Inflection Energy, LLC for oil and natural gas rights on county owned real property which lease agreements would incorporate the generic lease of the oil and natural gas mineral rights on county owned property under review pursuant to Resolution No. 430 of 2010, and

WHEREAS, the Commissioner of Planning and Economic Development has submitted Part II of the long form Environmental Assessment Form that was annexed to Resolution 430 of 2010, and

WHEREAS, this County Legislature has reviewed the said Part II of the long form Environmental Assessment Form together with the supporting documentation including proposed findings, and

WHEREAS, this County Legislature has determined, based on the EAF and proposed findings, annexed hereto as Exhibit "A", that the proposed action of entering into generic lease agreements and, specifically, a generic lease agreement with Inflection Energy, LLC for oil and natural gas mineral rights on county owned land incorporating the terms set forth in Resolution No. 430 of 2010 and Part I of the EAF will not have a significant effect on the environment, now, therefore, be it

RESOLVED that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that the proposed action of entering into generic lease agreements as set forth in Resolution No. 430 of 2010 and, specifically, a generic lease agreement with Inflection Energy, LLC for oil and natural gas mineral rights on county owned land as set forth in Resolution No. 464 of 2010 that incorporates the generic terms set forth in Resolution No. 430 of 2010 and Part I of the EAF attached to said resolution will not have a significant effect on the environment, and be it

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

Note: Resolution 2010-430 Designating Broome County as Lead Agency with Respect to a Generic Lease of Oil and Natural Gas Mineral Rights on County Owned Land failed, therefore it is not necessary to act on this resolution. No action was taken

RESOLUTION NO. 559

By Education, Culture and Recreation and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE LEASE AGREEMENT WITH THE BINGHAMTON AREA GIRLS SOFTBALL ASSOCIATION, INC.

WHEREAS, this County Legislature, by Resolution 287 of 1988 as amended by Resolution 34 of 1993, authorized a lease agreement with Binghamton Area Girls Softball Association, Inc. (BAGSAI) for the lease of property and development of a softball complex with payment to the county of one dollar for the term of the lease, and

WHEREAS, said services are necessary for the Binghamton Area Girls Softball Association, Inc. to use the property adjacent to the Broome Community College to host softball events, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with the Contractor

paying \$1 to the County for the term of the lease agreement, for the period January 1, 2011 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Binghamton Area Girls Softball Association, P.O. Box 2907, Binghamton, NY 13902, to use the property adjacent to Broome Community College for the period January 1, 2011 through December 31, 2020, and be it

FURTHER RESOLVED, that the County may terminate the lease as of December 31 of any of the final five years of the lease upon one year prior written notice to the contractor; and be it

FURTHER RESOLVED, that in consideration of said services, the County shall be paid an amount of \$1 by the Contractor for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 43010008.5000165 (Miscellaneous 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-17, Nays-0, Absent-2 (Howard, Merrill)

Mr. Garnar made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.** The meeting was adjourned at 7:15 PM.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
DECEMBER 16, 2010**

The Legislature convened at 5:05 PM with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-18 Absent-1 (Klipsch).

The Chair, Mr. Reynolds, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a prayer offered by Legislator Buchta. A moment of silence was observed for Henry Weissmann, former Legislator, Deputy County Clerk and Public Works Commissioner, who passed away earlier in the day.

Mr. Moran made a motion, seconded by Ms. Messina, that the Session minutes of November 8, 2010 and November 18, 2010 be approved as prepared and presented by the Clerk. **Carried.** Ayes-18, Nays-0, Absent-1 (Klipsch).

Mr. Reynolds noted that the committee minutes for the period November 18, 2010 through December 15, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Ms. Messina, seconded by Mr. Sanfilippo. **Carried,** Ayes-18 Nays-0, Absent-1 (Klipsch).

PUBLIC HEARING-None

ANNOUNCEMENTS FROM THE CHAIR

County Executive Fiala presented Darlene Croston with a certificate and named December 16th as Darlene Croston Recognition and Appreciation Day.

Mr. Reynolds presented the family of the late George Harbuchuk with a resolution of condolence.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE: None

- A. Letters from the County Executive, Barbara J. Fiala
 - 1. Appointments to the Greater Binghamton Airport Advisory Board
 - 2. Appointments to the Library Board of Trustees
 - 3. Communication Regarding Funding to Cornell Cooperative Extension of Broome County through Resolution 2010-556

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds:
 - 1. Designation for Wayne L. Howard on 11/18/2010
 - 2. Designation for Donald T. Moran on 12/6/2010
 - 3. Designation for John F. Hutchings on 12/6/2010
 - 4. Designation for Barry L. Klipsch for week of 12/6/2010
 - 5. Designation for Joseph A. Merrill on 12/8/2010
 - 6. Designation for Jason T. Garnar on 12/8/2010
 - 7. Designation for Mario M. Nirchi on 12/9/2010

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. PETITIONS:
 - 1. Petition from Broome Residents Calling for a Ban on Gas Drilling in Low-Permeable Stone Deposits in New York State

- J. COMMUNICATIONS:

1. BC Soil & Water Conservation District – Directors Meeting Minutes 10/19/2010
2. BC Legislature Democratic Caucus – Election of Minority Leader 2011-2012
3. BC County Attorney – Notice of Receipt of Inflection Energy Report
4. BC Soil & Water Conservation District – Directors Meeting Minutes 11/16/2010
5. BC EMC - Communication to EPA Regarding the Chesapeake Bay TMDL Requirements on New York State
6. Ninevah Public Library – Budget Analysis 2009/2010
7. Communication from Virginia Langley – Natural Gas Drilling

C. NOTICES:

1. BC Tobacco Asset Securitization Corporation Meeting Notice 11/29/2010
2. BC Board of Acquisition and Contract – 2011 Meeting Schedule
3. BC Legislature – Special Meeting of the Education, Culture and Recreation Committee on 11/18/2010
4. BC Legislature – Notice 30-Day Annual Review Period for Agricultural Districts

D. REPORTS:

1. Town of Barker – 2011 Town Budget
2. Town of Binghamton – 2011 Town Budget
3. Town of Chenango – 2011 Town Budget
4. Town of Fenton – 2011 Town Budget
5. Town of Kirkwood – 2011 Town Budget
6. Town of Lisle – 2011 Town Budget
7. Town of Nanticoke – 2011 Town Budget
8. Town of Sanford – 2011 Town Budget
9. Town of Vestal – 2011 Town Budget
10. BC Board of Elections – Certificate of Elections – Proposition No. 1 Results
11. BCC – October 2010 Budget Transfers
12. BC Finance – Tax Anticipation Note Certificate dated 12/6/2010
13. BCC – October and November 2010 Above Minimum Hire Report
14. BC County Clerk – November 2010 Oil and Gas Revenues
15. BC Legislature – Transcript of Public Hearing on Proposed 2011 Broome County Budget

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

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 531

By County Administration and Finance Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH IBM CREDIT LLC FOR HARDWARE, SOFTWARE AND INSTALLATION SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2011-2016

Mr. LaBare made a motion, seconded by Howard to amend the resolution as follows:

RESOLUTION AUTHORIZING A RETAIL INSTALLMENT AGREEMENT WITH AMERICAN CAPITAL FINANCIAL SERVICES, INC FOR HARDWARE, SOFTWARE AND INSTALLATION SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2011-2015

WHEREAS, the Director of Information Technology requests authorization for a retail installment agreement with AMERICAN CAPITAL FINANCIAL SERVICES, INC for hardware, software and installation services for the Division of Information Technology at a cost not to exceed \$617,122.08 for the period 2011 through 2015, and

WHEREAS, said agreement is necessary to replace three (3) existing systems with the purchase of two (2) i-Series/AS400 systems critical to the Public Safety Facility, the Clerk's Office, the Health Department and the Department of Social Services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a retail installment agreement with AMERICAN CAPITAL FINANCIAL SERVICES, INC 2015 Ogden Avenue, Suite 400, Lisle, IL 60532 for hardware, software and installation services for the Division of Information Technology for the period 2011-2015, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$617,122.08 for the term of the agreement with monthly payments beginning on or about April 1, 2011, and be it

FURTHER RESOLVED, that said agreement shall be deemed executory only to the extent of monies appropriated and available for the purpose of the agreement, and no liability on account thereof shall be incurred by the county beyond the amount of such monies; said installment agreement is not a general obligation of Broome County; neither the full faith and credit nor the taxing power of the County are pledged to the payment of any amount due or to become due under such installment agreement; it is understood that neither said agreement nor any representation by any public employee or officer creates any legal or moral obligation to appropriate or make monies available for the purpose of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10020001.6004195 (Hardware Rental/Lease), 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.

Amendment carried. Ayes-18, Nays-0, Absent-1 (Klipsch)

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

RESOLUTION NO. 547

By County Administration and Public Safety and Emergency Services Committees

Seconded by Mr. Moran

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 15 OF 2010, ENTITLED: "LOCAL LAW AMENDING CHAPTER 85 OF THE ADMINISTRATIVE LOCAL LAWS, AS AMENDED, REGARDING TAXICAB REGULATIONS"

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

RESOLUTION NO. 551

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Materese
RESOLUTION AUTHORIZING RENEWAL OF THE STATE CRIMINAL ASSISTANCE PROGRAM (SCAAP) GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

Mr. Materese made a motion, seconded by Mr. Moran to amend Exhibit "A" to reflect correct budget amounts.

Amendment carried. Ayes-18, Nays-0, Absent-1 (Klipsch)

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

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 560

By County Administration and Finance Committees

Seconded by Ms. Buchta

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 2011

WHEREAS, this County Legislature, by Resolution 3 of 2010, authorized the renewal of 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, 2010 through December 31, 2010, and

WHEREAS, said services are necessary for the County to operate a satellite DMV Unit in the Town of Triangle, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at no cost to the County, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Triangle, 2612 Liberty Street, P.O. Box 289, Whitney Point, New York 13862, for the use of Town facilities for the County Clerk's Office-DMV, for the period January 1, 2011 through December 31, 2011, and be it

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

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

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

RESOLUTION NO. 561

By County Administration and Finance Committees

Seconded by Ms. Buchta

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 2011

WHEREAS, this County Legislature, by Resolution 4 of 2010, authorized the renewal of 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 January 1, 2010 through December 31, 2010, and

WHEREAS, said services are necessary for the County to operate a satellite DMV Unit in Conklin, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at no cost to the County, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Conklin, 1271 Conklin Road, Conklin, New York 13748, for the use of Town facilities for the County Clerk's Office-DMV, for the period January 1, 2011 through December 31, 2011, and be it

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

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

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

RESOLUTION NO. 562

By Public Safety and Emergency Services and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING ACCEPTANCE OF UNITED STATES MARSHALS MEMORANDUM OF UNDERSTANDING PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Broome County Sheriff requests authorization to accept a United States Marshals Memorandum of Understanding Program Grant and adopt a program budget in the amount of \$36,000 for the period October 1, 2010 through September 30, 2011, and

WHEREAS, said program grant provides for overtime services at the Broome County Correctional Facility, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$42,000 from the United States Department of Justice, United States Marshals Service, 310 Federal Plaza, Central Islip, New York 11722 for the Office of the Sheriff's United States Marshals Service Memorandum of Understanding Grant for the period October 1, 2010 through September 30, 2011, 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 \$42,000, 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 (Klipsch)

RESOLUTION NO. 563

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Materese

RESOLUTION AUTHORIZING ACCEPTANCE OF A HOMELAND SECURITY PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2009-2012

WHEREAS, the Director of Emergency Services requests authorization to accept a Homeland Security Program Grant and adopt a program budget in the amount of \$447,255 for the period August 1, 2009 through July 31, 2012, and

WHEREAS, said program grant provides funds necessary for expenses related to homeland security, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$447,255 from New York State Homeland Security, 1220 Washington Avenue, Building 7A, Albany, New York 12226 for the Office of Emergency Services Homeland Security Program Grant for the period August 1, 2009 through July 31, 2012, 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 \$447,255, 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.

Mr. Materese made a motion, seconded by Ms. Messina to amend Exhibit "A" to reflect correct budget line appropriations. **Amendment carried.** Ayes-18, Nays-0, Absent-1 (Klipsch)

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

RESOLUTION NO. 564

By Human Services and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE MEDICAID FRAUD AND ABUSE INITIATIVE PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENTS WITH SALIENT CORPORATION AND AMERICAN QUALITY REVIEW FOR SOFTWARE AND SERVICES FOR SAID PROGRAM FOR 2010-2012

WHEREAS, this County Legislature, by Resolution 157 of 2009, authorized and approved the Medicaid Fraud and Abuse Initiative Program Grant, adopted a program budget in the amount of \$406,200 and authorized an agreements with IBM Salient Corporation and American Quality Review, Inc., for software and services for the period May 1, 2008 through July 31, 2009, and

WHEREAS, said program grant allows Broome County to participate in a pilot demonstration program, led by New York State Association of Counties, which utilizes the most advanced software available to identify Medicaid irregularities that have the potential of provider or recipient fraud or abuse, and

WHEREAS, it is desired to renew said grant program in the amount of \$190,893, adopt a program budget and renew the agreements for services with Salient Corporation for the period May 1, 2011 through April 30, 2012 and American Quality Review, Inc., for the period August 1, 2010 through July 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$95,446 from the New York State Department of Health and \$95,447 from the Federal Medicaid Program for the Department of Social Services Medicaid Fraud and Abuse Initiative Program Grant for the period August 1, 2010 through April 30, 2012, 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 \$190,893, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Salient Corporation, 203 Colonial Drive, Horseheads, New York 14845 for software maintenance and training for the Department of Social Services for the period May 1, 2011 through April 30, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$39,000 for the term of the agreement, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with American Quality Review, 81 Hempstead Avenue, Lynbrook, New York 11563 for professional services for the Department of Social Services for the period August 1, 2010 through July 31, 2011, and

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$151,893 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35010006.6004573.3510268 (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 (Klipsch)

RESOLUTION NO. 565

By Human Services and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VARIOUS PROVIDER AGENCIES FOR VARIOUS SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2010

WHEREAS, this County Legislature, by Resolution 617 of 2009 and Resolution 12 of 2010, authorized renewal of the agreements with various provider agencies for various services for the Department of Social Services' Purchase of Service Programs at an amount listed on Exhibit "A", total amount not to exceed \$3,962,065, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said services are necessary for various services related to the Department of Social Services' Purchase of Service Programs, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the amounts listed on Exhibit "A", total amount not to exceed \$3,675,387 for all agencies, for the period January 1, 2011 through December 31, 2011, and

WHEREAS, the Commissioner of Social Services requests authorization to accept and pass through Cost of Living Adjustments (COLA) from New York State to all provider agencies without further Legislative approval, and

WHEREAS, the Commissioner of Social Services requests authorization to adjust, if necessary, without further Legislative approval, the amounts designated between Purchase of Service Programs within specific providers as long as the total amount designated for each provider does not exceed the budget amount, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the various provider agencies for various services as listed on Exhibit "A" for the Department of Social Services' Purchase of Services Programs for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the amount listed on Exhibit "A", total amount not to exceed \$3,675,387 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 35020006.6004573 (CCSI), 35070006.6004314 (Haskins), 35070006.6004300 (Purchase of Services), 3507006.6004326 (EAF/POS), and 35070006.6004573 (PSA), and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and pass through Cost of Living Adjustments (COLA) from New York State to all provider agencies without further Legislative approval, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to adjust, if necessary, without further Legislative approval, the amounts designated between Purchase of Service Programs within specific providers as long as the total amount designated for each provider does not exceed the budget amount, and

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 (Klipsch)

RESOLUTION NO. 566

By Human Services, Personnel, and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature by Resolution 620 of 2009, as amended by Resolution 111 and 496 of 2010, authorized and approved renewal of the Title III-B Supportive Services Program Grant for the Office For Aging and adopted a program budget in the amount of \$736,165 for the period January 1, 2010 through December 31, 2010, 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 program grant budget in the amount of \$733,475 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the renewal of the Title III-B Supportive Services Grant in an amount of \$271,178 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251 for the Office For Aging's 2010 Title III-B Supportive Services Grant for the period January 1, 2011 through December 31, 2011, 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 \$733,475 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 (Klipsch)

RESOLUTION NO. 567

By Human Services, Personnel, Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-C-1 CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature by Resolution 621 of 2009 as amended by Resolution 495 of 2010, authorized and approved renewal of the Title III-C-1 Congregate Meals Program Grant for the Office For Aging and adopted a program budget in the amount of \$1,153,739 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides support for congregated meals, senior center operation, health and wellness activities, and access to benefits 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 program grant budget in the amount of \$1,181,153 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$337,989 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office For Aging's Title III-C-1 Congregate Meals program grant for the period January 1, 2011 through December 31, 2011, 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 \$1,181,153 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 (Klipsch)

RESOLUTION NO. 568

By Human Services, Personnel, Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature by Resolution 622 of 2009 as amended by Resolution 494 of 2010, 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 \$727,656 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides support for home delivered meals (Meals on Wheels) to 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 program grant budget in the amount of \$670,789 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$172,776 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office For Aging's Title III-C-2 Home Delivered Meals program grant for the period January 1, 2011 through December 31, 2011, 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 \$670,789 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 (Klipsch)

RESOLUTION NO. 569

By Human Services and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF TITLE III-D HEALTH PROMOTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 623 of 2009, as amended by Resolution 493 of 2010 authorized and approved the renewal of the Title III-D Health Promotion Program for the Office For Aging and adopted a program budget in the amount of \$32,679 for the period January 1, 2010 through December 31, 2010, 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 program grant in the amount of \$32,803 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$16,903 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251 for the Office For Aging's Title III-D Health Promotion grant for the period January 1, 2011 through December 31, 2011, 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 \$32,803 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 (Klipsch)

RESOLUTION NO. 570

By Human Services, Personnel, and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF TITLE III-E FAMILY CAREGIVER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 624 of 2009 authorized and approved renewal of the Title III-E Family Caregiver Program Grant for the Office For Aging and adopted a program budget in the amount of \$151,899 for the period January 1, 2010 through December 31, 2010, 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 program grant budget in the amount of \$155,906 for the period January 1, 2011 through December 31, 2011 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$139,920 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office For Aging's 2010 Title III-E Family Caregiver Grant for the period January 1, 2011 through December 31, 2011, 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 \$155,906 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

WHEREAS, this County Legislature, by Resolution 629 of 2009, authorized and approved renewal of the Mental Health Outreach Program Grant for the Office For Aging and adopted a program budget in the amount of \$53,448 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides funding for in-home assessment, mental health counseling and treatment for seriously mentally ill elders over 60 years of age, and

WHEREAS, it is desired to renew said program grant in the amount of \$62,786 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$18,000 from Office of General Counsel, United Health Services, 10-42 Mitchell Avenue, Binghamton, New York 13903 for the Office For Aging's Mental Health Outreach Program for the period January 1, 2011 through December 31, 2011 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 \$62,786 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 (Klipsch)

RESOLUTION NO. 573

By Human Services and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE ELDER ABUSE PREVENTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 626 of 2009, authorized and approved the Elder Abuse Outreach Program Grant for the Office for Aging and adopted a program budget in the amount of \$160,121 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides funding used to identify and provide 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 \$156,940 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$97,178 from Broome County Department of Social Services, 38 Main Street, Binghamton, New York 13905, for the Office for Aging's Elder Abuse Outreach Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$156,940, 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 (Klipsch)

RESOLUTION NO. 574

By Human Services, Personnel, and Finance Committees Seconded by Ms. Buchta
RESOLUTION AUTHORIZING RENEWAL OF THE INTEGRATED SOCIAL DAY CARE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 628 of 2009, authorized and approved renewal of the Integrated Social Day Care Program Grant for the Office For Aging and adopted a program budget in the amount of \$15,450, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides funding to integrate mentally-challenged seniors into the Social Adult Day Care program for the Office For Aging, and

WHEREAS, it is desired to renew said program grant in the amount of \$18,000, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$8,000 from New York State Office of Mental Retardation and Developmental Disabilities, c/o Broome Developmental Services, 229-231 State Street, Binghamton, New York 13901 for the Office For Aging's Integrated Social Day Care Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$18,000, 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 (Klipsch)

RESOLUTION NO. 575

By Human Services, County Administration and Finance Committees Seconded by Ms. Buchta
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH HARMONY INFORMATION SYSTEMS FOR SOFTWARE LICENSE, MAINTENANCE AND TECHNICAL SUPPORT FOR THE OFFICE FOR AGING AND THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY FOR 2011

WHEREAS, this County Legislature, by Resolution 630 of 2009, as amended by Resolution 374 of 2010, authorized renewal of the agreement with Harmony Information Systems, Inc., for software license, maintenance, and technical support for the Office for Aging and the Community

Alternative Systems Agency at a cost not to exceed \$53,589.02 for the period January 1, 2010 through December 31, 2010, and

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

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$54,447 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Harmony Information Systems, Inc. 25 New England Drive, Essex Junction, Vermont 05452 for software license, maintenance and technical support for the Office for Aging and the Community Alternative Systems Agency for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$54,447 for the term of the agreement, and be it

FURTHER RESOLVED, that \$31,850 shall be made from budget line 34010006.6004505 (Contracted Data Processing) and \$22,597 shall be made from budget line 32010006.6004505 (Contracted Data Processing), 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 (Klipsch)

RESOLUTION NO. 576

By Personnel and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING LABOR AGREEMENT WITH CIVIL SERVICE EMPLOYEES ASSOCIATION (CSEA) LIBRARY UNIT 6150-01, LOCAL 804 FOR 2011-2014

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized Civil Service Employees Association (CSEA) Library Unit 6150-01, Local 804 as an employee organization for certain Broome County Library employees represented by said Union, and

WHEREAS, this County Legislature, by Resolution No. 32 of 2007, authorized a written agreement with CSEA Library Unit 6150-01, Local 804 setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2007 through December 31, 2010, and

WHEREAS, a tentative agreement has been reached with CSEA Library Unit 6150-01, Local 804 for the period January 1, 2011 through December 31, 2014, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with CSEA Library Unit 6150-01, Local 804, setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2011 through December 31, 2014, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 2007 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, and be it

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

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

RESOLUTION NO. 577

By Pubic Health and Environmental Protection and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING AN AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR PHARMACY SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2011-2013

WHEREAS, the Director of Public Health requests authorization for an agreement with Our Lady of Lourdes Hospital for pharmacy services for the Department of Health at a cost not to exceed \$5,000 per year, total amount not to exceed \$15,000 for the period January 1, 2011 through December 31, 2013, and

WHEREAS, said agreement is necessary to provide unit doses and individual packaging of prescription drugs used by the STD and TB Clinics, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 for pharmacy services for the Department of Health for the period January 1, 2011 through December 31, 2013, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,000 per year, total amount not to exceed \$15,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25020004.6004063 (Prescription Drugs), and be it

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

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

RESOLUTION NO. 578

By Economic Development and Planning and Finance Committees Seconded by Ms. Buchta
RESOLUTION AUTHORIZING AN AGREEMENT WITH BINGHAMTON JOHNSON CITY JOINT SEWAGE TREATMENT BOARD FOR SERVICES PROVIDED BY THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2011

WHEREAS, the Commissioner of Planning and Economic Development requests authorization for an agreement with the Binghamton Johnson City Joint Sewage Treatment Board for services provided by the Department of Planning and Economic Development at the rate of \$35 per hour, with revenue to the County up to \$10,000 for the period January 1, 2011 through December 31, 2011, and

WHEREAS, said agreement is necessary to maintain and update the BJCJSTB system features in GIS format where source data will be in a variety of formats, including paper maps, CAD and GIS, provide hard copies as needed and interface with BJCJSTB and municipalities to resolve any errors, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Binghamton Johnson City Joint Sewage Treatment Board for services provided by the Department of Planning and Economic Development for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County at the rate of \$35 per hour, with revenue to the County up to \$10,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 37000007.5000189.3710052 (Other Local Government), and be it

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

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

RESOLUTION NO. 579

By Public Safety and Emergency Services and Finance Committees Seconded by Ms. Buchta

RESOLUTION AUTHORIZING ACCEPTANCE OF LEGISLATIVE MEMBER FUNDING FOR THE OFFICE OF EMERGENCY SERVICES FOR 2002-2011

WHEREAS, the Director of Emergency Services requests authorization to accept Legislative Member Funding in the amount of \$20,000 for the period April 1, 2002 through July 31, 2011, and

WHEREAS, said funding will be used for gas well fire training, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$20,000 from the State of New York Department of State, One Commerce Plaza, 99 Washington Avenue, Albany, New York 12231-0001 for the Office of Emergency Services for the period April 1, 2002 through July 31, 2011, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 20010003.6001009.2010018 (Other Personnel 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 (Klipsch)

RESOLUTION NO. 580

By Economic Development and Planning Committee

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING THE GREATER BINGHAMTON CHAMBER OF COMMERCE TO ACT AS THE AGENCY IN BROOME COUNTY FOR TOURISM AND CONVENTION PROMOTION FOR 2011

WHEREAS, this County Legislature, by Resolution 259 of 2009, authorized the Broome County Chamber of Commerce to act as the agency in Broome County for tourism and convention promotion for the period January 1, 2010 through December 31, 2010, and,

WHEREAS, it is desired at this time to authorize the Greater Binghamton Chamber of Commerce to be the tourism and convention promoter for Broome County for the period January 1, 2011 through December 31, 2011 so that appropriate applications may be timely filed for New York State grant monies, now, therefore, be it

RESOLVED, that this County Legislature hereby names and authorizes the Greater Binghamton Chamber of Commerce to be the tourism and convention promoter for Broome County for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that the Greater Binghamton Chamber of Commerce is hereby authorized to make application for any grants from the State of New York for tourism and convention promotion in Broome County, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to enter into agreement(s) with the Greater Binghamton Chamber of Commerce to provide tourism and convention promotion in Broome County, subject to funding sources and matching funds by the Greater Binghamton Chamber of Commerce, and be it

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

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

RESOLUTION NO. 581

By Education, Culture and Recreation, and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING AN INTER-MUNICIPAL AGREEMENT BETWEEN THE TOWN OF TRIANGLE AND THE BROOME COUNTY DEPARTMENT OF PARKS AND RECREATION FOR USE OF TOWN PROPERTY FOR 2011

WHEREAS, the Deputy Commissioner of Parks and Recreation requests authorization for an inter-municipal agreement between the Town of Triangle and the Broome County Department of Parks and Recreation for use of Town property for January 29, 2011 with an alternative date of February 12, 2011, at no cost to the County, and

WHEREAS, said agreement will provide off-site parking at the Town of Triangle Highway Garage during the Crappie Derby, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an inter-municipal agreement between the Town of Triangle, PO Box 289, 2612 Liberty Street, Whitney Point, New York 13862 and the Broome County Department of Parks and Recreation for use of Town property on January 29, 2011 with an alternate date February 12, 2011, at no cost to the County, 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 (Klipsch)

RESOLUTION NO. 582

By Economic Development and Planning Committee

Seconded by Ms. Buchta

RESOLUTION RENDERING A NEGATIVE DECLARATION IN REGARDS TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT COORDINATED REVIEW OF THE TOWN OF CONKLIN MULTI-USE TRAIL PROJECT

WHEREAS, Resolution 456 of 2010 established that the Broome County Legislature was the agency with the broadest governmental powers for investigation of the impact of the Proposed Conklin Multi-Use Trail and had the greatest capability for providing the most thorough environmental assessment of said project and was designated as Lead Agency, and

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

WHEREAS, it is hereby determined that the construction of the proposed Conklin Multi-use Trail is subject to the requirements of the State Environmental Quality Review Act (SEQRA), and it is therefore, necessary to initiate procedures with respect thereto, now, therefore, be it

RESOLVED, that this County Legislature, based on the environmental assessment form annexed hereto as Exhibit "A" hereby determines and declares that the adoption of the proposed Conklin Multi-use Trail project will not have significant effect on the environment, and be it

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

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

RESOLUTION NO. 583

By Public Safety and Emergency Services and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING THE BROOME COUNTY SECURITY DIVISION TO INCREASE THE TUITION FEE FOR ATTENDANCE AT THE PEACE OFFICER ACADEMY

WHEREAS, this County Legislature, by Resolution 594 of 2002 authorized the Broome County Security Division to impose a tuition fee of \$200 per person for attendance at the Peace Officer Academy, with the exception of Broome County Security Division personnel, and

WHEREAS, the Commissioner of Public Works requests authorization to increase the fee for tuition to \$250, due to additional costs for class materials and administrative expenses, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Director of Security to increase the tuition fee to \$250 per person for attendance at the Peace Officer Academy, with the exception of Broome County Division of Security personnel, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 22000203.5000533 (Unclassified Revenues), and be it

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

FURTHER RESOLVED, that this Resolution shall take effect on January 1, 2011.
Carried. Ayes-18, Nays-0, Absent-1 (Klipsch)

RESOLUTION NO. 584

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Sanfilippo
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE CITY OF BINGHAMTON FOR BROOME COUNTY SECURITY TO PROVIDE SECURITY SERVICES AT BINGHAMTON CITY HALL FOR 2011

WHEREAS, this County Legislature, by Resolution 633 of 2009, authorized renewal of the agreement with the City of Binghamton for security services at a rate of \$31.80 per hour, total amount not to exceed \$10,000 for the period January 1, 2010 through December 31, 2010, 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, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$31.80 per hour for an amount not to exceed \$10,000, for the period January 1, 2011 through December 31, 2011 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the City of Binghamton, 38 Hawley Street, Binghamton, New York 13901 for Broome County Security to provide security services at Binghamton City Hall for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the City of Binghamton shall pay the County at a rate of \$31.80 per hour, total amount not to exceed \$10,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 22000203.5000230 (Security – Outside Users), 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 (Klipsch)

RESOLUTION NO. 585

By Transportation and Rural Development and Finance Committees Seconded by Ms. Buchta
RESOLUTION AUTHORIZING AN AGREEMENT WITH VARIOUS CAR RENTAL AGENCIES FOR CAR RENTAL CONCESSIONS FOR THE GREATER BINGHAMTON AIRPORT FOR 2011-2016

WHEREAS, the Commissioner of Aviation requests authorization for agreements with Hertz Corporation, Avis Rent-a-Car System, SLLC, and Budget Rent-a-Car System, Inc. for car rental concessions for the Greater Binghamton Airport, with revenue to Broome County for the period February 1, 2011 through January 31, 2016, and

WHEREAS, these concessions provide both services for the traveling public using the facility as well as revenue to Broome County Aviation Fund, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes non-exclusive car rental concession agreements at the Greater Binghamton Airport with

Hertz Corporation	Avis Rent-A-Car System, LLC
225 Brae Boulevard	6 Sylvan Way
Park Ridge, NJ 07656	Parsippany, NJ 07054
Budget Rent-A-Car System, Inc.	
6 Sylvan Way	
Parsippany, NJ 07054	

for the period February 1, 2011 through January 31, 2016, and be it

FURTHER RESOLVED, that the revenue from these agreements will be based on the following:

- Parking Space: \$17.85 per parking space, per month
- Office and Counter Space: \$30.78 per square foot per year,

- Monthly Fee: 10% of gross sales or 1/12th of the annual guarantee from each concession, whichever is greater, based on the first-year minimum annual guarantees:

Hertz Corporation	\$99,300
Avis Rent-a-Car System, LLC	\$70,000
Budget Rent-a-Car System, Inc.	\$45,000

and be it

FURTHER RESOLVED, that the revenue hereinabove received shall be credited to budget line 28150005.5000129 (Rental Car Concession Fees), and be it

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

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

RESOLUTION NO. 586

By Transportation and Rural Development and Finance Committees Seconded by Ms. Buchta
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ECOLOGY AND ENVIRONMENT, INC. FOR PROFESSIONAL SERVICES FOR THE BINGHAMTON METROPOLITAN TRANSPORTATION STUDY FOR 2010-2013

WHEREAS, this County Legislature, by Resolution 674 of 2008, authorized an agreement with Ecology and Environment, Inc. for professional services for the Binghamton Metropolitan Transportation Study at an amount not to exceed \$49,125 for 2009 through 2012, and

WHEREAS, said agreement is necessary to create and operate a rideshare/carpool matching website for residents of Broome and Tioga Counties, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide an extension of the agreement and a one-time upgrade that will offer more features at a lower yearly cost at an amount not to exceed \$12,000 for April 1, 2010 through March 31, 2011, an amount not to exceed \$9,500 for April 1, 2011 through March 31, 2012, and an amount not to exceed \$9,500 for April 1, 2012 through March 31, 2013, and

WHEREAS, the Executive Director of the Binghamton Metropolitan Transportation Study 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 Ecology and Environment, Inc., Buffalo Corporate Center, 368 Pleasant View Drive, Lancaster, New York 14086 for an extension of the agreement and a one-time upgrade that will offer more features at a lower yearly cost at an amount not to exceed \$12,000 for April 1, 2010 through March 31, 2011, an amount not to exceed \$9,500 for April 1, 2011 through March 31, 2012, and an amount not to exceed \$9,500 for April 1, 2012 through March 31, 2013, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$31,000, for the remaining term of the amended agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004573.3710050 (Professional Services), and be it

FURTHER RESOLVED, that Resolution 674 of 2008, 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 (Klipsch)

RESOLUTION NO. 587

By Public Works and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING AGREEMENT WITH THE BROOME COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR WETLAND MONITORING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SOLID WASTE MANAGEMENT FOR 2010-2014

WHEREAS, the Deputy Commissioner for Solid Waste Management requests authorization for an agreement with the Broome County Soil and Water Conservation District for wetland monitoring services for the Department of Public Works Division of Solid Waste Management at an amount of \$32/per hour, at a cost not to exceed \$13,067 for the period December 22, 2010 through December 31, 2014, and

WHEREAS, said services are necessary as per the County's Wetlands Permit because the Army Corp of Engineers requires monitoring of the mitigation wetland that was created as part of the landfill expansion project for a minimum of four years, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Broome County Soil and Water Conservation District, 1163 Upper Front Street, Binghamton, New York 13905, for wetland monitoring services for the Department of Public Works Division of Solid Waste Management for the period December 22, 2010 through December 31, 2014, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$32 per hour, total amount not to exceed \$13,067 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38040007.6004572.2020 (Subcontracted Program), and be it

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

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

RESOLUTION NO. 588

By Public Works and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SHUMAKER CONSULTING ENGINEERING AND LAND SURVEYING P.C. FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SOLID WASTE FOR 2008-2010

WHEREAS, this County Legislature, by Resolution 233 of 2008 as amended by Resolution 548 of 2009, authorized an agreement with Shumaker Consulting Engineers and Land Surveying P.C. for Professional Services for the Department of Public Works Division of Solid Waste Management at a cost not to exceed \$737,130 for the period June 1, 2008 through December 31, 2010, and

WHEREAS, said agreement is necessary for consultant design and construction review of the new entrance and related roadway improvements for Section IV of the Broome County Landfill, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$57,975.20 as per the fee schedule in Exhibit "A" and extend the period through June 30, 2011, and

WHEREAS, the Deputy Commissioner of Solid Waste 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 Engineers and Land Surveying, P.C., 143 Court Street, Binghamton, New York 13901-3528 to increase the not to exceed amount by \$57,975.20 as per the fee schedule in Exhibit "A" and amend the period to June 1, 2008 through June 30, 2011 for professional services for the Department of Public Works Division of Solid Waste, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$795,105.20, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38010007.6004572.3820029 (Scale House Road and Facility), and be it

FURTHER RESOLVED, that Resolution 233 of 2008 as amended by Resolution 548 of 2009, 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 (Klipsch)

RESOLUTION NO. 589

By Public Works and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR SOLID WASTE EDUCATION FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SOLID WASTE MANAGEMENT FOR 2011

WHEREAS, this County Legislature, by Resolution 29 of 2010, authorized renewal of the agreement with Cornell Cooperative Extension of Broome County for solid waste education for the Department of Public Works Division of Solid Waste Management at an amount not to exceed \$58,905 for the period January 1, 2010 through December 31, 2010, 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, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$57,417 for the period January 1, 2011 through December 31, 2011 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Cornell Cooperative Extension of Broome County, 840 Front Street, Binghamton, New York 13905 for solid waste education for the Department of Public Works Division of Solid Waste Management for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$57,417 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38050007.6004146 (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 (Klipsch)

RESOLUTION NO. 590

By Public Works Committee

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING A CONSERVATION EASEMENT AGREEMENT WITH THE BROOME COUNTY SOIL AND WATER CONSERVATION DISTRICT

WHEREAS, the Deputy Commissioner of Public Works for Solid Waste Management has requested that the Broome County Soil and Water Conservation District be granted a no-cost conservation easement for the wetlands at the Broome County Landfill, and

WHEREAS, said easement would allow the Broome County Soil and Water Conservation District access to the landfill wetlands to monitor and ensure that the wetlands remain undisturbed and in compliance with the requirements by the Army Corps of Engineers in the County's Wetlands Permit, now, therefore, be it

RESOLVED, that this County Legislature hereby grants a no-cost conservation easement to the Broome County Soil and Water Conservation District, 1163 Upper Front Street, Binghamton, New York 13905, to monitor and ensure that the wetlands at the Broome County

Landfill remain undisturbed pursuant to requirements by the Army Corps of Engineers in the County's Wetlands Permit, 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 (Klipsch)

RESOLUTION NO. 591

By Public Works and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH STEARNS & WHEELER, LLC FOR PROFESSIONAL SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 337 of 2010, Resolution 395 of 2009, Resolution 458 of 2008, Resolution 524 of 2007, Resolution 738 of 2006, Resolution 400 of 2005, and Resolution of 353 of 2004, authorized an agreement with Stearns & Wheeler, LLC for professional engineering services for the Department of Public Works Division of Solid Waste Management at an amount not to exceed \$30,000 for the period September 1, 2010 through August 31, 2011, and

WHEREAS, said amendment is necessary to assist the leachate treatment plant operations staff with operations questions, evaluation of chemical usage, troubleshooting operations issues and plant maintenance and repair issues, including assistance with operations at the landfill facility including initial operation of the new Section IV, Cell 1 landfill, and ongoing operation at the County's leachate treatment facility at the Broome County Landfill, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the contract cost by \$20,000 to provide hardware and software upgrade for the SCADA system, and

WHEREAS, the Deputy Commissioner for Solid Waste Management 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 & Wheeler, GHD, One Remington Park Drive, Cazenovia, New York, 13035, to increase the contract amount by \$20,000 to provide hardware and software upgrade for the SCADA system for the Department of Public Works Division of Solid Waste Management for the period September 1, 2010 through August 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$50,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38040007.6004146.2020 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 337 of 2010, Resolution 395 of 2009, Resolution 458 of 2008, Resolution 524 of 2007, Resolution 738 of 2006, Resolution 400 of 2005, and Resolution of 353 of 2004, 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 (Klipsch)

RESOLUTION NO. 592

By Finance Committee

Seconded by Ms. Messina

BOND RESOLUTION DATED DECEMBER 16, 2010 AUTHORIZING THE ISSUANCE OF \$27,231,000 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 of the State of New York and periods of probable usefulness applicable thereto:

<u>Project Name</u>	<u>PPU/L.F.L. Sect 11</u>	<u>ESTIMATED MAXIMUM COST</u>
Runway 16 Threshold Relocation (Design)	30/15	\$550,000
Runway 34 Safety Area Improvements	15/15	\$11,000,000
Hazardous Materials	10/63	\$515,000
Wales Building Upgrade	25/12(a)(1)	\$3,000,000
Watershed Annual Maintenance	10/3	\$75,000
Repair Courthouse Portico Stone Steps	10/35	\$100,000
Spill Prevention/Petroleum Bulk Storage	10/35	\$250,000
Highway Reconstruction/Rehabilitation	15/20(c)	\$2,225,000
Killawog Rd & Oregon Hill Rd Bridges	20/62(a)	\$600,000
Unanticipated Bridge/Culvert Repairs	20/10	\$300,000
West Hill Rd Bridge Rehabilitation	20/10	\$300,000
Highway Equipment Replacement	15/28	\$500,000
Virtual Desktop/Server Replacement/License	5/32	\$495,000
Otsiningo Bathroom	15/35	\$100,000
Parks Facilities Repairs & Renovations	15/35	\$75,000
Forum Repairs and Renovations	15/35	\$1,000,000
Colesville Landfill Remediation	25/6	\$550,000
Construction Section IV Cell II	25/6	\$5,500,000
Betterment and Improvements - WPNH	5/32	\$96,000

\$27,231,000

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 is \$27,231,000 and the plan for the financing thereof is by the issuance of \$27,231,000 bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law and by the application of \$10,950,000 from the Federal government in the following monies and allocated in their entirety to the following projects: \$10,450,000 for Runway 34 Safety Area Improvements, \$500,000 for Forum Repairs and Renovations and there being anticipated \$2,057,500 received from State government in the following amounts and allocated entirely to the following projects: \$275,000 for Runway 34 Safety Area Improvements, \$257,500 for Hazardous Materials, \$1,500,000 for Wales Building Upgrade, \$25,000 for Repair Courthouse Portico Stone Steps, 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.

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 Broome 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 may be necessary or appropriate consistent with the provision 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:

- 7) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 8) 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
- 9) such obligations are authorized in violation of the provisions of the Constitution of the State of New York.

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

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

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

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

RESOLUTION NO. 593

By County Administration and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ACS-EXIGENT STATE AND LOCAL SOLUTIONS, INC., FOR SOFTWARE MAINTENANCE AND SUPPORT FOR THE OFFICE OF THE COUNTY CLERK FOR 2011

WHEREAS, this County Legislature, by Resolution 645 of 2009, authorized renewal of the agreement with ACS-Exigent State and Local Solutions, Inc. for software maintenance and support

for the Office of the County Clerk at an amount not to exceed \$40,921.50, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said services are necessary for maintenance and support for indexing and cashing software, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$41,372.40, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with ACS-Exigent State and Local Solutions, Inc., 400 Executive Parkway, Suite 275, San Ramon, California 94583 for software maintenance and support for the Office of the County Clerk for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$41,372.40 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 04010001.6004192 (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 (Klipsch)

RESOLUTION NO. 594

By Human Services and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE ADDICTION CENTER OF BROOME COUNTY, INC. FOR DRUG TESTING SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2011

WHEREAS, this County Legislature, by Resolution 9 of 2010, authorized renewal of the agreement with The Addiction Center of Broome County, Inc. for drug testing services for the Department of Social Services at an amount not to exceed \$30,400 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said services are necessary to perform drug testing, at the request of the Department of Social Services Child Protective Services and Child Welfare, on parents and caretakers when drug or alcohol abuse is suspected, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$30,400, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with The Addiction Center of Broome County, Inc., 30 West State Street, Binghamton, New York, 13901 for drug testing services for the Department of Social Services for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$30,400 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35050006.6004400 (Medical & Physical Exams), 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 (Klipsch)

RESOLUTION NO. 595

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Buchta

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 2011

WHEREAS, this County Legislature, by Resolution 456 of 2009, 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 \$100,000 for the period January 1, 2010 through December 31, 2010, 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, 2010, 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, 2011 through December 31, 2011 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 13904 for medical and dental services for the Department of Health for the period January 1, 2011 through December 31, 2011 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 25020004.6004146 (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 (Klipsch)

RESOLUTION NO. 596

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE MONROE PLAN PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 613 of 2009, authorized and approved the Monroe Plan Program Grant for the Department of Health and adopted a program budget in the amount of \$45,480 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant assists pregnant women and adolescents in accessing comprehensive prenatal, postpartum and primary health care services, and

WHEREAS, it is desired to renew said program grant in the amount of \$50,282 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,282 from Monroe Plan for Medical Care, Excellus Blue Cross Blue Shield, 53 Chenango Street, Binghamton, New York 13901 for the Department of Health's Monroe Plan Program Grant for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$50,282, 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 (Klipsch)

RESOLUTION NO. 597

By Public Health and Environmental Protection, Human Services and Finance Committees
Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SOUTHERN TIER INDEPENDENCE CENTER FOR SIGNING SERVICES FOR THE DEPARTMENT OF HEALTH, THE COUNTY CLERK, THE OFFICE FOR AGING, THE WILLOW POINT NURSING HOME AND THE DEPARTMENT OF SOCIAL SERVICES FOR 2011

WHEREAS, this County Legislature, by Resolution 10 of 2010 authorized renewal of the agreement with Southern Tier Independence Center for signing services for the Department of Health, the County Clerk, the Office for Aging and the Willow Point Nursing Home at an amount not to exceed \$56,000 for the period January 1, 2010 through December 31, 2010, and

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

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$55 per hour portal to portal for pre-certified interpreters; \$65 per hour portal to portal for certified interpreters and \$80 per hour for emergency and after hours interpreters, total amount not to exceed \$60,000 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Southern Tier Independence Center, 135 East Frederick Street, Binghamton, New York 13904 for signing services for the Department of Health, the Office for Aging, the County Clerk's Office, the Department of Social Services and the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$55 per hour portal to portal for pre-certified interpreters; \$65 per hour portal to portal for certified interpreters and \$80 per hour for emergency and after hours interpreters, total amount not to exceed \$60,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines various.6004405.various (Other Health and Medical Services) and various.6004413.various (Rehab and Therapy 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 (Klipsch)

RESOLUTION NO. 598

By Public Health and Environmental Protection, Personnel, and Finance Committees
Seconded by Ms. Buchta

RESOLUTION APPROVING THE CREDENTIALING AND REAPPOINTMENT OF MEDICAL STAFF AT THE BROOME COUNTY HEALTH DEPARTMENT

WHEREAS, New York State's Official Compliance of Codes, Rules and Regulations requires the operator of an Article 28 Diagnostic and Treatment Center to review the assignment of clinical privileges for the medical and dental staff every two years, and

WHEREAS, the Broome County Health Department Credential Committee completed its review of Melissa Brennan, Public Health Nurse Practitioner/Director of Clinic Services, Blenda Smith, Public Health Nurse Practitioner, Andin Kovarik, Public Health Nurse Practitioner, Lauren

Luchuk, Public Health Nurse Practitioner, and recommends reappointment to the medical/director staff, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the credentialing of Melissa Brennan, Public Health Nurse Practitioner/Director of Clinic Services, Blenda Smith, Public Health Nurse Practitioner, Andin Kovarik, Public Health Nurse Practitioner, Lauren Luchuk, Public Health Nurse Practitioner and reappointment to the medical staff at the Broome County Health Department, 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 (Klipsch)

RESOLUTION NO. 599

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING REVISION OF THE CANCER SERVICES PROGRAM OF BROOME, CHENANGO AND TIOGA COUNTIES HRI GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 419 of 2010, authorized and approved renewal of the Cancer Services Program of Broome, Chenango and Tioga Counties HRI Grant for the Department of Health and adopted a program budget in the amount of \$78,321 for the period June 30, 2010 through June 29, 2011, and

WHEREAS, said program grant provides early screening and detection of breast and cervical cancer to uninsured and under-served individuals in Broome, Chenango and Tioga Counties, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$28,055 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Cancer Services Program of Broome, Chenango and Tioga Counties HRI Grant to reflect an increase of \$28,055 for the period June 30, 2010 through June 29, 2011, 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 \$106,376, and be it

FURTHER RESOLVED, that Resolution 419 of 2010, 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 (Klipsch)

RESOLUTION NO. 600

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING REVISION OF THE CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES HRI GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 418 of 2010, authorized and approved renewal of the Cancer Services Program of Chemung and Schuyler Counties HRI Grant for the Department of Health and adopted a program budget in the amount of \$29,235 for the period June 30, 2010 through June 29, 2011, and

WHEREAS, said program grant provides early screening and detection of breast and cervical cancer to uninsured and under-served individuals in Chemung and Schuyler Counties, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$10,646 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Cancer Services Program of Chemung and Schuyler Counties HRI Grant to reflect an increase of \$10,646 for the period June 30, 2010 through June 29, 2011, 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 \$39,881, and be it

FURTHER RESOLVED, that Resolution 418 of 2010, 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 (Klipsch)

RESOLUTION NO. 601

By Public Health and Environmental Protection, Personnel, and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING ACCEPTANCE OF A SODIUM REDUCTION IN COMMUNITIES CDC PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Public Health Commissioner requests authorization to accept a Sodium Reduction in Communities CDC Program Grant and adopt a program budget in the amount of \$120,000 for the period September 30, 2010 through September 29, 2011, and

WHEREAS, said program grant provides for a part-time public health representative who will work with Federal, State and local partners to create the demand to reduce sodium levels in products, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$120,000 from Health Research Inc., One University Place, Rensselaer, New York 12144-3455 for the Department of Health's Sodium Reduction in Communities CDC Program Grant for the period September 30, 2010 through September 29, 2011, 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 \$120,000, 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 (Klipsch)

RESOLUTION NO. 602

Sponsored by Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE TIOGA COUNTY CORNELL COOPERATIVE EXTENSION FOR TOBACCO CONTROL PROGRAM SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2010-2011

WHEREAS, the Commissioner of Public Health requests authorization for an agreement with the Cornell Cooperative Extension of Tioga County for Tobacco Control Program Services for the Department of Health at a cost not to exceed \$25,000 for the period December 16, 2010 through June 30, 2011, and

WHEREAS, said services are necessary to fulfill work plan deliverables including conducting educational presentations, meetings, media buys, advocating for policy change, and educating local officials, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Cornell Cooperative Extension of Tioga County, 56 Main Street, Owego, New York 13827, for Tobacco Control Program Services for the Department of Health for the period December 16, 2010 through June 30, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510364 (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 (Klipsch)

RESOLUTION NO. 603

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DR. FLORANTE TINIO FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2011

WHEREAS, this County Legislature, by Resolution 515 of 2010, authorized an agreement with Dr. Florante Tinio for psychiatric services for the Department of Mental Health at the rate of \$94.30, total amount not to exceed \$90,528 for the period January 1, 2011 through December 31, 2011, and

WHEREAS, said agreement is necessary for required psychiatric services for clients with serious emotional problems, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide increase the rate to \$112.50 per hour for 20 hours per week for 48 weeks, total amount not to exceed \$108,000, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Dr. Florante Tinio to increase the rate to \$112.50 per hour for 20 hours per week for 48 weeks, total amount not to exceed \$108,000 for psychiatric services for the Department of Mental health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 515 of 2010, 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 (Klipsch)

RESOLUTION NO. 604

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF ADDICTION CENTER PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE ADDICTION CENTER OF BROOME COUNTY TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 542 of 2009, authorized renewal of the agreement with the Addiction Center of Broome County for counseling services for the Department of Mental Health at an amount not to exceed \$68,719 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides outpatient counseling services to individuals 18 and older, including specialty services for felony DWI offenders, relapse-prone individuals, co-dependent individuals and mentally ill substance abusers, and

WHEREAS, it is desired to renew said grant program in the amount of \$227,322, adopt a program budget and renew the agreement with the Addiction Center of Broome County to continue to administer said program for the period December 16, 2010 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$165,475 from the Office of Alcoholism and Substance Abuse Services for the Department of Mental Health's Addiction Center of Broome County Program Grant for the period December 16, 2010 through January 31, 2011, 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 \$227,322, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Addiction Center of Broome County, 30 West State Street, Binghamton, New York 13901 for counseling services for the Department of Mental Health for the period December 16, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$227,322 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005005.2610299 (Contracted Services-ACBC), 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 (Klipsch)

RESOLUTION NO. 605

By Education, Culture and Recreation and Finance Committees Seconded by Ms. Buchta
RESOLUTION AUTHORIZING AGREEMENTS WITH LOCAL LIBRARIES FOR THE DISTRIBUTION OF COUNTY LIBRARY AID FOR 2011

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 2011 budgeted library aid to said Public Libraries,

WHEREAS, the percentage formula from the 2010 adopted budget was used to determine the split of the appropriation to said Public Libraries, and 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 2011 budgeted library aid in the manner described above to local libraries as follows:

<u>Library</u>	<u>Amount</u>
Deposit Free Library	\$ 1,331
G.F. Johnson Memorial	\$ 26,984
Lisle Free Library	\$ 3,447
Mary Wilcox Memorial	\$ 7,077
Moody Memorial (Fenton)	\$ 9,574
Nineveh Public Library	\$ 1,075
Vestal Public Library	\$ 65,516
Your Home Public Library	\$ 34,996
Total	\$150,000

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

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

RESOLUTION NO. 606

By Public Health and Environmental Protection and Finance Committees
Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE QUALITY ASSURANCE AND ACCOUNTABILITY PROJECT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH COORDINATED CARE SERVICES, INC. TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 540 of 2009, as amended by Resolution 393 of 2010, authorized and approved renewal of the Quality Assurance and Accountability Project Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$290,970 and authorized an agreement with Coordinated Care Services, Inc. to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides stronger management and quality assurance capabilities as well as monitoring performance expectations, and

WHEREAS, it is desired to renew said program grant in the amount of \$265,690, adopt a program budget and renew the agreement with Coordinated Care Services, Inc. to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$150,610 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Quality Assurance and Accountability Project Program Grant for the period January 1, 2011 through December 31, 2011, 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 \$265,690, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Coordinated Care Services, Inc., 1099 Jay Street, Rochester, New York 14611 to administer said program grant for a total amount not to exceed \$253,093 for the Department of Mental Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573.2610302 (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 (Klipsch)

RESOLUTION NO. 607

By Public Works and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF TRIANGLE AND THE TOWN OF LISLE FOR THE CONTROL OF SNOW AND ICE ON COUNTY ROADS AND HIGHWAYS FOR 2011

WHEREAS, this County Legislature, by Resolution 635 of 2009, 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, 2010 through December 31, 2010, and

WHEREAS, said agreements expire by their terms on December 31, 2010, and it is desired at this time to renew said agreements on substantially similar terms and conditions at a rate of \$3,330 per mile for the term of the agreement, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Triangle and the Town of Lisle, whereby such towns will remove snow and ice from

certain County highways at a rate of \$3,330 per mile, total amount not to exceed \$97,470 for all contracts, for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 3120.6004191.29010305 (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 (Klipsch)

RESOLUTION NO. 608

By Finance and Personnel Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE HARTFORD LIFE INSURANCE CO. FOR FINANCIAL AND TRUSTEE SERVICES FOR THE OFFICE OF RISK AND INSURANCE'S DEFERRED COMPENSATION PLAN FOR EMPLOYEES OF BROOME COUNTY FOR 2005-2010

WHEREAS, this County Legislature, by Resolution 518 of 2005, authorized an agreement with the Hartford Life Insurance co. for financial and trustee services for the Office of Risk and Insurance's Deferred Compensation Plan for employees of Broome County, at no cost to the County for the period October 1, 2005 through September 30, 2010, and

WHEREAS, said agreement is necessary to provide financial services to Broome County employees who wish to take part in said Deferred Compensation Plan, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2010, and

WHEREAS, the Risk Manager 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 The Hartford Life Insurance Co., 200 Hopmeadow Street, Simsbury, Connecticut 06089 to extend the period through December 31, 2010 for financial and trustee services at no cost to Broome County, and be it

FURTHER RESOLVED, that Resolution 518 of 2005, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 609

By Finance and Personnel Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE HARTFORD LIFE INSURANCE COMPANY FOR FINANCIAL AND TRUSTEE SERVICES FOR THE OFFICE OF RISK AND INSURANCE'S DEFERRED COMPENSATION PLAN FOR EMPLOYEES OF BROOME COUNTY FOR 2011-2015

WHEREAS, Broome County did establish a Deferred Compensation Plan for employees, and

WHEREAS, the Deferred Compensation Committee did accept and review proposals for the administration of the Deferred Compensation Plan for a five-year contract period as stipulated in Section 9003 of Subtitle II, Title 9 NYCRR, and

WHEREAS, the Deferred Compensation Committee does recommend the award of such contract to The Hartford as Administrative Services Agency and Financial Organization pursuant to Section 9003 of Subtitle II, Title 9 NYCRR, and

WHEREAS, the Deferred Compensation Committee does recommend that Reliance Trust Company act as trustee, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with The Hartford and Reliance Trust Company, 200 Hopmeadow Street, Simsbury, Connecticut 06089 for administrative, financial, and trustee services for the Broome County Office of Risk and Insurance's Deferred Compensation Plan for the period January 1, 2011 through December 31, 2015, at no cost to the County, 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 (Klipsch)

RESOLUTION NO. 610

By Public Health and Environmental Protection and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SUNY HEALTH SCIENCE CENTER AT SYRACUSE CLINICAL CAMPUS AT BINGHAMTON FOR MEDICAL DIRECTOR SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2011

WHEREAS, this County Legislature, by Resolution 277 of 2010 as amended by Resolution 340 of 2010, authorized renewal of the agreement with the SUNY Health Science Center at Syracuse Clinical Campus at Binghamton for the Department of Health at the amount of \$60,000 for medical director services for the period April 1, 2010 through December 31, 2010, and

WHEREAS, said agreement provides professional physician services, consultation and clinical supervision for the Department of Health, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at an amount not to exceed \$83,200 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with SUNY Health Science Center at Syracuse, Clinical Campus at Binghamton, 425 Robinson Street, Binghamton, New York 13904 for medical director services for the Department of Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$83,200 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413 (Other Health and Medical 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 (Klipsch)

RESOLUTION NO. 611

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING REVISION OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS AND RESPONSE TO BIOTERRORISM PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 424 of 2010, authorized and approved renewal of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant for the Department of Health and adopted a program budget in the amount of \$93,301 for the period August 10, 2010 through August 9, 2011, and

WHEREAS, said program grant is designed to develop and assist in the implementation of response plans that address all forms of communicable disease outbreaks and terrorist threats including biological, chemical, and radiological, to include training, functional drills/exercises, refinement of redundant communication/technology infrastructure, community training, and continuity of operations among other required deliverables, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$70,045 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant to reflect an increase of \$70,045 for the period August 10, 2010 through August 9, 2011, 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 \$163,346, and be it

FURTHER RESOLVED, that Resolution 424 of 2010, 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 (Klipsch)

RESOLUTION NO. 612

By County Administration and Public Works Committees

Seconded by Ms. Buchta

RESOLUTION APPROVING NAMING THE SALT STORAGE FACILITY IN THE TOWN OF WINDSOR THE "C.DAVID WEST EASTERN BROOME HIGHWAY MATERIALS STORAGE FACILITY"

WHEREAS, C. David West served the people of Broome County for thirty-five years prior to his retirement in 1996, and

WHEREAS, C. David West at the time of his retirement was the Deputy Commissioner of Public Works – Division of Highways having served in this position from 1989 through 1996, and

WHEREAS, during his term as Deputy Commissioner C. David West, in order to promote more efficient use of Highway Division personnel, established a salt storage facility in the Town of Windsor, and

WHEREAS, the need for a storage facility for not only salt but also sand and other materials used on county highways during winter months has grown, and

WHEREAS, the Department of Public Works is constructing an enlarged permanent material storage facility in the Town of Windsor, and

WHEREAS, the Deputy County Executive for physical services has requested authorization to name this new storage facility the "C. David West Eastern Broome Highway Materials Storage Facility" in recognition of the service C. David West provided the residents of Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves naming the new highway materials storage facility being built in the Town of Windsor the "C. David West Eastern Broome Highway Materials Storage Facility", and be it

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

units affecting salary totals in grant budgets shall not require approval of the County Legislature. If the County Executive so requests in writing, the County Legislature, by resolution effective immediately, may transfer part or all of any unencumbered appropriation balance from one County administrative unit to another, or a contingent fund to any administrative unit; provided, however, that no such transfer shall be made from appropriations for debt service and no appropriations may be reduced below any amount required by law to be appropriated.

Section 3 This Local Law shall become effective upon filing with the Secretary of State.

Material **Bold Underlined** is added, Material **[Bold Brackets]** is deleted

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

RESOLUTION NO. 614

By Education, Culture and Recreation Committee

Seconded by Ms. Buchta

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

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Margaret Coffey 30 Davis Street Binghamton, New York 13905	(re-appointment) 12/31/2015
Jackie Stapleton 29 Calgary Lane Binghamton, New York 13901	(new appointment) 12/31/2015

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 221 of 1984, confirms the appointments of the above-named individuals to membership on the Broome County Library Board of Trustees for the terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 615

By Finance Committee

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH SEVERAL CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2011

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 2010 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 amounts authorized in the 2011 Broome County Budget as follows:

<u>Agency</u>	<u>Amount</u>	<u>Department</u>	<u>Account</u>
Broome County Arts Council	\$ 90,000	90000099	6005000
Broome County Convention Bureau	334,688	90000099	6005022
Broome County Historical Society	20,000	90000099	6005015
Broome County Soil & Water Conservation District	50,000	90000099	6005017
Four County Library System	20,000	90000099	6005023
Southern Tier Zoological Society	295,313	90000099	6005025
Total	810,001		

and be it

FURTHER RESOLVED, as approved in the Legislative Amendments to the 2011 Recommend Budget Report, this County Legislature hereby authorizes the Broome County Arts Council to receive an additional payment of \$20,000 made from budget line 90000099.6005026 (Marketing/Economic Development), for the period January 1, 2011 through December 31, 2011, 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 2011 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.

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

RESOLUTION NO. 616

By Finance Committee

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH RMSCO INC. FOR WORKERS COMPENSATION THIRD PARTY ADMINISTRATION SERVICES FOR THE OFFICE OF RISK AND INSURANCE FOR 2011

WHEREAS, this County Legislature, by Resolution 679 of 2005, authorized renewal of agreement with RMSCO, Inc. for Workers' Compensation Third Party Administration Services for the Office of Risk and Insurance at a cost not to exceed \$100,000 per year, total amount not to exceed \$300,000 for the period January 1, 2006 through December 31, 2008, and

WHEREAS, said services are necessary for comprehensive claims handling, cost containment efforts, appropriate reporting for members of the program and actuarial and rehabilitation services in connection with Broome County's Workers' Compensation Program, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$76,000, for the period January 1, 2011 through December 31, 2011 with two (2)

two-year renewal options by mutual consent with an increase in cost of 5% each year, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with RMSCO, Inc., 115 Continuum Drive, Liverpool, New York 13088 for Workers' Compensation Third Party Administration Services for the Office of Risk and Insurance for the period January 1, 2011 through December 31, 2011 with two (2) two year renewal options by mutual consent, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$76,000 for the period January 1, 2011 through December 31, 2011 with renewal costs as follows:

1st renewal period-cost

January 1, 2012 through December 31, 2012-\$79,800

January 1, 2013 through December 31, 2013-\$83,790

2nd renewal period-cost

January 1, 2014 through December 31, 2014-\$87,979.50

January 1, 2015 through December 31, 2015-\$92,378.48

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18030001.6004569.2090 (Claims Administration), 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 (Klipsch)

RESOLUTION NO. 617

By Finance Committee

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CORPORATE CARE MANAGEMENT FOR WORKERS COMPENSATION NURSE CASE MANAGEMENT FOR THE OFFICE OF RISK AND INSURANCE FOR 2011

WHEREAS, this County Legislature, by Resolution 695 of 2005, authorized renewal of agreement with Corporate Care Management for Workers' Compensation Nurse Case Management for the Office of Risk and Insurance at a cost not to exceed \$52,500 per year for the period January 1, 2006 through December 31, 2008 with two one-year renewal options by mutual consent, and

WHEREAS, said agreement is necessary to provide nurse case management for worker's compensation claims for Broome County employees on an "as needed" basis, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$30,000, for the period January 1, 2011 through December 31, 2011 with four one-year renewal options by mutual consent with an increase in cost of 5% each year, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Corporate Care Management, 1 Kattelville Road, Binghamton, New York 13901 for Workers' Compensation Nurse Case Management for the Office of Risk and Insurance for the period January 1, 2011 through December 31, 2011 with four one-year renewal options by mutual consent, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$30,000 for the period January 1, 2011 through December 31, 2011 with renewals as follows:

1st renewal period-cost

January 1, 2012 through December 31, 2012-\$31,500

2nd renewal period-cost

January 1, 2013 through December 31, 2013-\$33,075

3rd renewal period-cost

January 1, 2014 through December 31, 2014-\$34,728.75

4th renewal period-cost

January 1, 2015 through December 31, 2015-\$36,465.19

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18030001.6004150.2090 (Case Assessment), 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 (Klipsch)

RESOLUTION NO. 618

By Public Works and Finance Committees

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING THE BROOME COUNTY DIVISION OF SOLID WASTE MANAGEMENT TO WRITE OFF AMOUNTS OWED ON ACCOUNTS RECEIVABLE

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

WHEREAS, the Commissioner of Public Works has requested authorization to write off amounts owed on accounts receivable in the amount of \$713.43 for the Division of Solid Waste Management, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Division of Solid Waste Management to write off amounts owed on accounts receivable as follows:

Ben Weitsman & Son

PO Box 420

Owego, New York 13827

Amount: \$234.30

Interest on account

Precision Construction

2000 North Street

Endicott, New York 13760

Amount \$479.13

Section 727, Title 11, United States Code Bankruptcy

and be it

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

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

RESOLUTION NO. 619

By Finance Committee

Seconded by Ms. Messina

RESOLUTION AMENDING A BOND RESOLUTION DATED DECEMBER 20, 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 THEREFOR

WHEREAS, the Bond Resolution adopted by this County Legislature on December 20, 2007 (Resolution 07-816) set forth a Landfill Road Reconstruction project at \$2,550,000 and a Scale House Road and Facility project of \$2,000,000 and

WHEREAS, the costs are now estimated to be \$2,700,000 for the Landfill Road Reconstruction project, and \$2,150,000 for the Scale House Road and Facility project 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 therefor, 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>
Landfill Road Reconstruction	15/20	\$2,700,000
Scale House Road and Facility	25/6	\$2,150,000

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$150,000 to \$2,700,000 for the Landfill Road Reconstruction, and increased by \$150,000 to \$2,150,000 for the Scale House Road and Facility project and with amount of serial bonds to be issued increased by \$300,000 to \$23,702,195.

Section 3. This Resolution to the extent inconsistent with Resolution 816 of 2007, 445 of 2008 and 742 of 2008 supersedes and amends said prior bond resolutions.

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

- 10) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 11) 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
- 12) such obligations are authorized in violation of the provisions of the Constitution of the State of New York

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-16, Nays-2 (Pasquale, Diffendorf), Absent-1 (Klipsch)

RESOLUTION NO. 620

By County Administration Committee

Seconded by Ms. Buchta

RESOLUTION ESTABLISHING THE DATE AND TIME FOR THE 2011 ORGANIZATIONAL MEETING OF THE BROOME COUNTY LEGISLATURE

WHEREAS, Article II of the Broome County Charter and Code provides that the County Legislature shall adopt by resolution all necessary rules and regulations for its own conduct and procedure, now, therefore, be it

RESOLVED, that the meeting to organize the 2011 Broome County Legislature shall be held on January 5, 2011 at 5:00 PM, in the Legislative Chambers, Edwin L. Crawford County Office Building, Government Plaza, Binghamton, New York, and be it

FURTHER RESOLVED, that the Legislature at said Organizational Meeting shall establish the dates and starting times of all regular meetings and consider such other business as may legally come before it, and be it

FURTHER RESOLVED, that the Legislature shall at said Organizational Meeting consider the election of a Legislative Chairperson, election of a Legislative Clerk, appointment of a Legislative Assistant, establishment of Rules of Order and any other business as may legally come before it.

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

RESOLUTION NO. 621

By Human Services and Finance Committee

Seconded by Ms. Buchta

RESOLUTION AUTHORIZING AN AGREEMENT WITH ROTENBERG HEALTH CARE CONSULTING, LLC FOR FINANCIAL CONSULTANT SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2010-2011

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Rotenberg Health Care Consulting, LLC for financial consultant services for

the Willow Point Nursing Home at a cost not to exceed \$50,000 for the period December 17, 2010 through December 31, 2011, and

WHEREAS, said agreement is necessary for financial consultant services for the new nursing home projects, and

WHEREAS, the work shall be completed as soon as possible but not more than six months from the date of notice to proceed, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Rotenberg Health Care Consulting, LLC, 280 Kenneth Drive, Rochester, New York 14623 for financial consultant services for the Willow Point Nursing Home for the period December 17, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$50,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27010304.6004504.2720018 (Other Financial Services), and be it

FURTHER RESOLVED, the work shall be completed as soon as possible but not more than six months from the date of notice to proceed, 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 (Klipsch)

RESOLUTION NO. 622

By Education, Culture and Recreation and Finance Committees Seconded by Ms. Buchta
RESOLUTION AUTHORIZING AMENDMENT OF THE AGREEMENT WITH THE TOWN OF UNION FOR LEASE AND DEVELOPMENT OF LITTLE CHOCONUT CREEK WATERSHED SITE NO. 2 IN THE TOWN OF UNION FOR 2003 THROUGH 2023.

WHEREAS, this County Legislature, by Resolution 112 of 1986, as amended by Resolutions Number 308 of 1993 and 288 of 2003, authorized an agreement with the Town of Union for the lease and development of the Little Choconut Creek Watershed Site No. 2 in the Town of Union, and

WHEREAS, the Town of Union desires to further amend said agreement to permit the use of a portion of the leased premises for a "dog park" upon prior approval of the Broome County Commissioner of Public Works and to extend the term of the agreement to July 31, 2023, and

WHEREAS, the Commissioner of Public Works, the Deputy Commissioner of Parks and Recreation and the acting Commissioner of Planning and Economic Development have reviewed the request and have no objection, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Town of Union for the lease and development of the Little Choconut Creek Watershed Site No. 2 in the Town of Union to include as a permitted use the construction and operation of a "dog park" at no cost to Broome County pursuant to plans and specifications to be approved by the Broome County Commissioner of Public Works, and, be it

FURTHER RESOLVED, that the term of the agreement shall be amended to read August 1, 2003 through July 31, 2023, and, be it

FURTHER RESOLVED, that Resolution 112 of 1986, as amended, 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 (Klipsch)

RESOLUTION NO. 623

By County Administration and Finance Committees

Seconded by Ms. Messina

RESOLUTION AUTHORIZING HOST JURISDICTION APPROVAL OF THE ISSUANCE OF REVENUE BONDS BY THE CENTRAL BRADFORD PROGRESS AUTHORITY AND DECLARING THAT IT IS DESIRABLE FOR THE HEALTH, SAFETY AND WELFARE OF THE PEOPLE OF THIS HOST JURISDICTION FOR THE CENTRAL BRADFORD PROGRESS AUTHORITY TO FINANCE AND REFINANCE CERTAIN FACILITIES SERVING THE PEOPLE OF THIS HOST JURISDICTION

WHEREAS, the Central Bradford Progress Authority (the "Authority") has requested the assistance of this Host Jurisdiction in providing "host approval" under section 147(f) of the Internal Revenue Code, as amended (the "Code") in connection with the issuance by the Authority of its revenue bonds in a principal amount not to exceed \$300,000,000 (the "Bonds") for the purpose of making a loan to Guthrie Health a Pennsylvania nonprofit corporation (the "Borrower"), to finance and refinance costs of acquisition, construction, renovation, equipping, furnishing and installation of land, buildings, equipment, furnishings, fixtures, and software for the provision of clinical, hospital, inpatient, outpatient, diagnostic, treatment, ancillary, support and/or other health care related services provided by members of the health care system headed by the Borrower at various locations, including locations in this Host Jurisdiction, and

WHEREAS, section 147(f) of the Code requires the approval of the governing body or chief elected representative of each state or local government jurisdiction in which bond-finance facilities are located, following a public hearing by an authorized representative of the state or local government jurisdiction, and

WHEREAS, In accordance with the above-mentioned requirement, a public hearing was held by or on behalf of this Host Jurisdiction respecting the proposed issuance of the Bonds to finance and refinance facilities that are located within this Host Jurisdiction, after notice of the hearing (the "Hearing Notice") was published not less than 14 days prior to the hearing date in a newspaper of general circulation in this Host Jurisdiction. A copy of the Hearing Notice and proof of publication thereof is attached to and made a part of this resolution as Exhibit "A" hereto, now, therefore, be it

RESOLVED, as follows:

1. The issuance of the Bonds to finance and refinance costs of facilities described in the Hearing Notice that are located in this Host Jurisdiction is hereby approved in accordance with section 147(f) of the Code. This approval does not impose any liability on this Host Jurisdiction or in any way involve this Host Jurisdiction in the issuance of the Bonds, nor shall the credit or taxing power of this Host Jurisdiction be pledged in any way for the issuance of the Bonds or the financing and refinancing of any projects with respect thereto.
2. It is hereby declared desirable for the health, safety and welfare of the people in this Host Jurisdiction to have the Authority issue the Bonds for the purpose of, among other things, financing and refinancing costs of facilities located in this Host Jurisdiction.
3. The proper officers, authorized representatives or designees of this Host Jurisdiction are hereby authorized, directed and empowered to execute and deliver a copy of this resolution and such other documents or certifications as may be required of this Host Jurisdiction for the host approval. Without limiting the generality of the foregoing authorization, this Host Jurisdiction is authorized and empowered to execute and deliver a Certificate of Approval in the form attached hereto as "Exhibit B"

and be it

FURTHER RESOLVED, that this resolution shall be effective immediately upon adoption, All prior resolutions inconsistent herewith are hereby rescinded to the extent of such inconsistency.

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

RESOLUTION NO. 624

By All Members

Seconded by Mr. Whalen

RESOLUTION OF CONDOLENCE ON THE DEATH OF JAMES JOSEPH SLOCUM

WHEREAS, former Legislator James Joseph Slocum passed away on Thursday, November 18, 2010, and

WHEREAS, the late James Joseph Slocum served the citizens of Broome County in many capacities during his life, including his appointment to the Broome County Legislature to represent the Nineteenth District in 1978, and

WHEREAS, James Joseph Slocum was a veteran and served his country as a Staff Sergeant in the European Theater from 1945 through 1947 and served his community as a member of the Catholic Central High School Booster Club, St. Vincent's Parish Council, and the Board of Directors of the Willow Point Nursing Home, and

WHEREAS, James Joseph Slocum is fondly remembered by his colleagues and while he was only a Legislator for a short time his legacy of public service shall remain with us, and

WHEREAS, James Joseph Slocum will long be remembered for his dedication to his family and the Broome County community, and

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

RESOLVED, that this County Legislature hereby recognizes the loss of James Joseph Slocum and extends its sincere sympathy to her 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 Broome County Legislature held on December 16, 2010 and to forward a copy of this Resolution to the family of the late James Joseph Slocum.

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

RESOLUTION NO. 625

By All Members

Seconded by Mr. Whalen

RESOLUTION OF CONDOLENCE ON THE DEATH OF GEORGE HARBACHUK

WHEREAS, former Legislator George Harbachuk passed away on Tuesday, November 16, 2010, and

WHEREAS, the late George Harbachuk served the citizens of Broome County in many capacities during his life, including being elected to serve on the Broome County Legislature from 1993-1994 and 1997-1998 as a representative of the Nineteenth District, and

WHEREAS, George Harbachuk was a Golden Gloves middleweight Boxing prizefighter in the 1930's, a veteran who served his country during World War II in the United States Coast Guard Intelligence and was a member of the John Handte American Legion Post #89, and

WHEREAS, Mr. Harbachuk served as a member of many Legislative Committees during his tenure as Legislator including:

- the County Administration, Economic Development and Planning Committee,
- the Environment Committee,
- the Intergovernmental Relations Committee,
- the Personnel Committee, and
- the Transportation Committee, and

WHEREAS, George Harbachuk is fondly remembered by his colleagues for his love of life and the Broome County community and for his persistence as shown in his constant quote "Never Give Up", and

WHEREAS, George Harbachuk will long be remembered for his dedication to his family and the Broome County community, and

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

RESOLVED, that this County Legislature hereby recognizes the loss of George Harbachuk and extends 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 Broome County

Legislature held on December 16, 2010 and to forward a copy of this Resolution to the family of the late George Harbachuk.

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

RESOLUTION NO. 626

By Human Services and Finance Committees Seconded by Ms. Buchta
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THERAPEEDS PHYSICAL THERAPY OF UPSTATE NEW YORK PLLC (D/B/A G & E THERAPIES) FOR THERAPY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2010

WHEREAS, this County Legislature, by Resolution 641 of 2009 as amended by Resolution 212 of 2010, authorized an agreement with Therapeeds Physical Therapy of Upstate New York PLLC (d/b/a G & E Therapies) for therapy services for the Willow Point Nursing Home at an amount not to exceed \$33,500 for January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement provides physical, speech and occupational therapy services in the absence of a staff therapist for residents at the Willow Point Nursing Home, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$4,900, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Therapeeds Physical Therapy of Upstate New York PLLC (d/b/a G & E Therapies), 1977 Marshland Road, Apalachin, New York 13732, to increase the not to exceed amount by \$4,900 for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$38,400, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020504/27020304/27020604.6004405 (Rehab & Therapy Services), and be it

FURTHER RESOLVED, that Resolution 641 of 2009 as amended by Resolution 212 of 2010, 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 (Klipsch)

RESOLUTION NO. 627

By Personnel, County Administration and Finance Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING PERSONNEL GRADE CHANGE REQUESTS FOR THE BROOME COUNTY LEGISLATURE AND THE LEGISLATIVE CLERK

RESOLVED, that in accordance with a request from Legislator Marinich, this County Legislature hereby authorizes the downgrade of one (1) full-time Clerk of the County Legislature to Grade D, Admin II effective January 1, 2011, and be it

FURTHER RESOLVED, that in accordance with a request from Legislator Marinich, this County Legislature hereby authorizes the downgrade of one (1) full-time Deputy Clerk of the County Legislature to Grade 18, Admin I, effective January 1, 2011, and be it

FURTHER RESOLVED, that in accordance with a request from Legislator Marinich, this County Legislature hereby authorizes the downgrade of a one (1) full-time Second Deputy Clerk of the County Legislature to Grade 14, Admin I, effective January 1, 2011, and be it

FURTHER RESOLVED, that in accordance with a request from Legislator Marinich, this County Legislature hereby authorizes the downgrade of a one (1) full-time Legislative Assistant to Grade 22, Admin I, effective January 1, 2011, and be it

FURTHER RESOLVED, that in the event that any incumbent remains in a position, said incumbent's 2011 salary will be the same as that individual's 2010 year end salary.

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

RESOLUTION NO. 628

By Personnel and Finance Committees

Seconded by Ms. Messina

RESOLUTION CONFIRMING APPOINTMENT OF MARIE KALKA AS DIRECTOR OF THE OFFICE OF MANAGEMENT AND BUDGET

WHEREAS, Barbara J. Fiala, County Executive, pursuant to the authority vested in her by Article V, Section C501 of the Broome County Charter and Administrative Code as amended by Local Law Permanent Number 8 of 2010, has duly designated and appointed pending confirmation by this County Legislature, Marie F. Kalka, 26 Acre Place, Binghamton, New York 13904 as Director of the Office of Management and Budget, at the 2011 base salary of \$88,312, and

WHEREAS, Marie F. Kalka is fully qualified to fill the position of Director of the Office of Management and Budget, and

WHEREAS, it is desired at this time, pursuant to the provisions of Article V, Section C501 of the Broome County Charter and Administrative Code as amended by Local Law Permanent Number 8 of 2010, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the Article V, Section C501 of the Broome County Charter and Administrative Code as amended by Local Law Permanent Number 8 of 2010, hereby confirms the appointment of Marie F. Kalka as Director of the Office of Management and Budget, at the 2011 base salary of \$88,312, Grade K, Admin II, effective January 1, 2011, in accordance with the appointment by the County Executive.

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

RESOLUTION NO. 629

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING AGREEMENTS WITH CONSULTANTS TO ASSIST WITH THE CHRIS THATER MEMORIAL RACES AND THE STOP-DWI HOLIDAY CLASSIC FOR THE STOP-DWI PROGRAM FOR 2011

WHEREAS, STOP-DWI requests authorization for an agreement with James May for services related to the 2011 Chris Thater Memorial Races at a cost not to exceed \$30,000 for the period January 1, 2011 through December 31, 2011; and

WHEREAS, said services are necessary to provide professional services related to planning, organizing, operating, managing and promoting the 2011 Chris Thater Memorial Races; and

WHEREAS, STOP-DWI further requests authorization for an agreement with Richard Westfall for services related to the 2011 STOP-DWI Holiday Classic at a cost not to exceed \$20,000 for the period January 1, 2011 through December 31, 2011; and

WHEREAS, said services are necessary to provide professional services related to planning, organizing, operating, managing and promoting the 2011 STOP-DWI Holiday Classic; now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with James May, 63 Park Street, Binghamton, New York 13905, for professional consulting services for STOP-DWI for the period January 1, 2011 through December 31, 2011; and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay James May an amount not to exceed \$30,000; and be it

FURTHER RESOLVED, that the payments hereinabove authorized to James May shall be made from budget line 4660007 (Chris Thater Memorial Trust Account); and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Richard Westfall, 2240 Glenwood Road, Vestal New York 13850 for professional consulting services for STOP-DWI for the period January 1, 2011 through December 31, 2011; and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized to Richard Westfall shall be made from budget line 4660014 (STOP-DWI Holiday Classic Trust Account), 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.

Heldover by Mr. Moran

Mr. Reynolds presented a plaque to Mr. LaBare for his dedication and service on the Legislature.

Mr. Howard made a motion to adjourn, seconded by Mr. Whalen. **Motion to adjourn Carried.** The meeting was adjourned at 5:45 PM.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
DECEMBER 28, 2010**

The Legislature convened at 5:01 P.M. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-17, Absent-2 (LaBare, Diffendorf).

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

Mr. Howard made a motion, seconded by Mr. Reynolds, that the Session minutes of December 16, 2010 be approved as prepared and presented by the Clerk. **Carried.** Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

Mr. Reynolds noted that the committee minutes for the period December 16, 2010 through December 27, 2010 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. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Howard, seconded by Mr. Reynolds. **Carried.** Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

ANNOUNCEMENTS FROM THE CHAIR

Mr. Herz presented the Weissmann family the "Resolution of Condolence on the Death of Henry David Weissmann".

Mr. Materese presented James May a proclamation for his achievements as STOP-DWI Coordinator.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. LETTERS FROM THE COUNTY EXECUTIVE, BARBARA J. FIALA
 - 1. Family Violence Prevention Council Appointments
 - 2. Community Services Board Appointments
 - 3. Board of Ethics Appointments

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS

- A. PETITIONS: None
- K. COMMUNICATIONS:
 - 1. Town of Kirkwood 2011 Water and Sewer District Budget
 - 2. New York State Department of Taxation and Finance Approved Mortgage Expense Request
- C. NOTICES:
 - 1. Finance Committee Meeting 12/28/2010
- D. REPORTS:
 - 1. Broome Community College Quarterly Income Statement 11/2010
 - 2. Office for Aging Plan for Services 2011-2012

RESOLUTIONS RECALLED FROM A PREVIOUS SESSION

Mr. Whalen made a motion, seconded by Ms. Messina to recall resolution 2010-531 for the purpose of amending. **Motion to recall carried.** Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

RESOLUTION NO. 531

By County Administration and Finance Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING A RETAIL INSTALLMENT AGREEMENT WITH AMERICAN CAPITAL FINANCIAL SERVICES, INC. FOR HARDWARE, SOFTWARE AND INSTALLATION SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2011-2015

Mr. Whalen made a motion, seconded by Ms. Messina to amend the resolution to read as follows:

RESOLUTION AUTHORIZING A RETAIL INSTALLMENT AGREEMENT WITH IBM CREDIT LLC TO FINANCE THE PURCHASE OF HARDWARE AND SOFTWARE AND INSTALLATION SERVICES FOR TWO IBM i-SERIES/AS400 SYSTEMS FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2011-2015

WHEREAS the Director of Information Technology solicited bids for financing the purchase of two IBM i-series/AS400 system, and

WHEREAS; said bid specifications stated that the funds must be available by the end of 2010 to take advantage of price incentives, and

WHEREAS, American Capital Financial Services, Inc. was the low bidder with a cost not to exceed \$617,122.08, but was unable to comply with the December 31, 2010 deadline for the County to take advantage of the incentive offer, and

WHEREAS, the Director of Information Technology requests authorization for a retail installment agreement with the second low bidder, IBM Credit LLC, to finance the purchase of hardware and software and installation services for two IBM i-series/AS400 systems at a negotiated cost not to exceed \$616,059.84 for the period 2011 through 2015, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes a retail installment agreement with IBM Credit, LLC, 10 North Martingale Road, Schaumburg, Illinois 60173 to finance the purchase of hardware and software and installation services for two IBM i-Seris/AS400 systems for the Division of Information Technology for the period 2011 through 2015, and, be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor monthly, total amount not to exceed \$616,059.84 for the term of the agreement, and be it

FURTHER RESOLVED, that said agreement shall be deemed executory only to the extent of monies appropriated and available for the purpose of the agreement, and no liability on account thereof shall be incurred by the county beyond the amount of such monies; said installment agreement is not a general obligation of Broome County; neither the full faith and credit nor the taxing power of the County are pledged to the payment of any amount due or to become due under such installment agreement; it is understood that neither said agreement nor any representation by any public employee or officer creates any legal or moral obligation to appropriate or make monies available for the purpose of the agreement, and be

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10020001.6004195 (Hardware Rental/Lease), and be

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

Amendment carried. Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

Resolution as amended carried. Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 629

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Moran
**RESOLUTION AUTHORIZING AGREEMENTS WITH CONSULTANTS TO ASSIST WITH THE
CHRIS THATER MEMORIAL RACES AND THE STOP-DWI HOLIDAY CLASSIC FOR THE
STOP-DWI PROGRAM FOR 2011**
Carried. Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

RESOLUTIONS INTRODUCED AT THIS SESSION

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

RESOLUTION NO. 630

By Finance Committee Seconded by Mr. Whalen
RESOLUTION LEVYING COUNTY TAXES
WHEREAS, this County Legislature, by Resolution 441 of 2010, adopted a budget for the fiscal year 2011, and
WHEREAS, this County Legislature, by Resolution 442 of 2010, made appropriations for the conduct of the Broome County Government for the fiscal year 2011, now, therefore, be it
RESOLVED, to meet the amount of said appropriations, this County Legislature levies the following taxes pursuant to the provisions of Sec. 360 of the County Law and Sec. 900 of the Real Property Tax Law and of the Broome County Charter, upon the valuation as equalized by it as hereinafter specified, to wit: Upon all taxable property in the County, the sum of \$67,918,995
Carried. Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

RESOLUTION NO. 631

By Finance Committee Seconded by Mr. Whalen
**RESOLUTION LEVYING TAX, PURSUANT TO SECTION 902 OF THE REAL PROPERTY
TAX LAW AND OF THE BROOME COUNTY CHARTER, ON THE CITY OF BINGHAMTON
FOR 2011**
RESOLVED, that there be levied against the real property of the City of Binghamton in the amount hereinafter set forth and that the proper persons be and they are hereby authorized to execute and affix the proper Warrant to Tax Rolls thereof: County tax \$10,816,874, and be it
FURTHER RESOLVED, that the payment to the Director of Management and Budget of Broome County be made pursuant to the City's Charter, one-half on March 1, 2011, and one-half on September 1, 2011.
Carried. Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

RESOLUTION NO. 632

By Finance Committee Seconded by Mr. Whalen
**RESOLUTION CERTIFYING COUNTY TAXES DUE FROM EACH MUNICIPALITY IN
BROOME COUNTY**
WHEREAS, the budget for fiscal year commencing January 1, 2011 in which the County taxes are to be levied is \$67,918,995, and
WHEREAS, the County Legislature must certify to each municipality the contribution of such municipality to the taxes of the County based upon the full valuation of taxable real property in such municipality in accordance with the provisions of Article 8 of the Real Property Tax Law, and
WHEREAS, Chapter 828 of the Laws of 1985 requires that the municipalities levy the exact amount certified to be due and direct the extension of such amount against each parcel of taxable real property, now, therefore, be it

RESOLVED, that on or before December 31, 2010, the Chairman of the Broome County Legislature is hereby directed to issue a certificate to the chief fiscal officer of each municipality certifying the contribution of each municipality to the taxes of the County for the fiscal year commencing January 1, 2011, based upon a total tax levy of \$67,918,995 as follows:

Municipality	Tax Contribution	Rate per \$1,000
City of Binghamton	\$ 10,816,874	\$8.820697
Town of Barker	861,195	10.321776
Town of Binghamton	2,280,068	10.400522
Town of Chenango	4,694,524	9.737143
Town of Colesville	1,637,261	89.542781
Town of Conklin	1,731,833	10.368959
Town of Dickinson	1,527,025	10.137787
Town of Fenton	1,944,711	10.062070
Town of Kirkwood	2,350,337	8.820090
Town of Lisle	788,436	11.320754
Town of Maine	1,821,619	11.410278
Town of Nanticoke	465,090	11.319088
Town of Sanford	1,594,016	10.955631
Town of Triangle	828,936	10.954202
Town of Union	19,857,786	159.297767
Town of Vestal	12,587,695	6.791286
Town of Windsor	2,131,589	10.213210
TOTAL:	<u>\$67,918,995</u>	

and be it

FURTHER RESOLVED, that the certificate shall be delivered to the chief fiscal officer of each municipality in person, and be it

FURTHER RESOLVED, that the certificate shall contain the rate per \$1,000 of assessed value as determined from the latest final assessment roll, and be it

FURTHER RESOLVED, that in the event that a municipality shall fail to make the levy required by law and return same to the Clerk of the Broome County Legislature on or before December 31, 2010 the County Attorney is directed to institute an Article 78 proceeding against any such municipality to compel the levy and assessment of County taxes by such municipality.

Carried. Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

RESOLUTION NO. 633

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION LEVYING RETURNED SCHOOL AND VILLAGE TAXES FOR 2010

RESOLVED, that the Certificate of Returned School Taxes as reported by the Acting Commissioner of Finance, as set forth in Exhibit "A" attached hereto, be received in the amount of such unpaid taxes with seven percent of the amount of principal and interest in addition thereto, be levied upon the real property on which the same were imposed, and when collected by the same be returned to the Commissioner of Finance to reimburse unpaid school taxes to the respective school districts, together with the expense of collection, and be it

FURTHER RESOLVED, that the Certificate of Returned Village Taxes, as reported by the Acting Commissioner of Finance, as set forth in Exhibit "B" attached hereto, be received in the amount of such unpaid taxes with seven percent of the amount of principal and interest in addition thereto, be levied upon the real property on which the same were imposed, and when collected, the same be returned to the Commissioner of Finance to reimburse the County for the amount advanced to pay the amount of returned unpaid village taxes to the respective villages, together with the expense of collection.

EXHIBIT A

2010 RETURNED SCHOOL TAXES BY SCHOOL DISTRICT-TOTAL RELEVY

2010 Journal of Proceedings

School District	TOTAL UNPAID	7% COUNTY	TOTAL
	Tax On Roll	Penalty	Relevied Tax
Afton	\$131,576.19	\$9,210.36	\$140,786.55
Bainbridge-Guilford	2,781.29	194.69	2,975.98
Binghamton (Dickinson)	15,659.29	1,096.14	16,755.43
Chenango Forks	414,039.92	28,982.87	443,022.79
Chenango Valley	707,474.11	49,523.22	756,997.33
Cincinnatus	0	0	0
Deposit	243,811.13	17,066.81	260,877.94
Greene	486.75	34.07	520.82
Harpursville	268,006.61	18,760.44	286,767.05
Johnson City	985,748.70	69,002.38	1,054,751.08
Maine-Endwell	754,673.14	52,827.31	807,500.45
Marathon	26,507.24	1,855.48	28,362.72
Newark Valley	404.38	28.31	432.69
Susquehanna Valley	1,112,072.20	77,845.08	1,189,917.28
Union-Endicott	1,319,539.65	92,367.66	1,411,907.31
Vestal	1,326,870.03	92,880.85	1,419,750.88
Whitney Point	577,995.73	40,459.63	618,455.36
Windsor	770,967.68	53,967.78	824,935.46
Binghamton (Town)	17,030.47	1,192.14	18,222.61
Grand Totals	<u>\$8,675,644.51</u>	<u>\$607,295.22</u>	<u>\$9,282,939.73</u>

Exhibit B
2010 Returned Village Taxes-November 2010-Total Relevy

Town	Village	Total Unpaid	7 %	Total
		Tax On Roll	County Penalty	Relevied Tax
Dickinson	Port Dickinson	\$10,185.56	\$713.00	\$10,898.56
Lisle	Lisle	3,184.06	222.88	3,406.94
Sanford	Deposit	20,056.80	1,403.97	21,460.77
Triangle	Whitney Point	31,795.72	2,225.70	34,021.42
Union	Endicott	379,891.65	26,592.42	406,484.07
	Johnson City	<u>611,409.71</u>	<u>42,798.65</u>	<u>654,208.36</u>
Total Union		961,301.36	69,391.07	1,060,692.43
Windsor	Windsor	<u>21,464.72</u>	<u>1,502.57</u>	<u>22,967.29</u>
Grand Totals		<u>\$1,077,988.22</u>	<u>\$75,459.19</u>	<u>\$1,153,447.41</u>

RESOLUTION NO. 634

By Finance Committee

Seconded by

RESOLUTION OF THE COUNTY LEGISLATURE LEVYING TAXES AND ASSESSMENTS FOR THE PURPOSE OF ANNUAL BUDGET OF TOWNS OF BROOME COUNTY

WHEREAS, there has been presented to this County Legislature a duly certified copy of the annual budget of each of the several towns of the County of Broome for the fiscal year beginning January 1, 2011, now, therefore, be it

RESOLVED, that there shall be and hereby is assessed and levied upon and collected from the taxable real property situated in the following named towns, the amount indicated below for the general fund purposes and highway purposes, as specified in the respective annual budgets for the respective towns and amounts from the towns and cities account of the Commissioner of Finance, as follows:

<u>Town</u>	<u>General Townwide</u>	<u>General Inside Village</u>	<u>General Outside Village</u>	<u>Highway Townwide</u>	<u>Highway Outside Village</u>
Barker	-			-152,299.82	
Binghamton	324,000.34			-482,967.37	-
Chenango	105,999.64			-643,620.09	
Colesville	-			-599,438.94	
Conklin	330,556.83			-375,730.60	-
Dickinson	206,565.43			-97,207.16	-
Fenton	-			-278,032.81	-
Kirkwood	365,850.25			-425,240.76	-
Lisle	162,508.00			-429,545.09	-
Maine	122,136.83			-450,000.14	
Nanticoke	-			-97,000.11	
Sanford	353,440.09	-34,745.19		519,799.95	134,272.54
Triangle	211,734.48			-115,428.64	
Union	2,614,368.58	-604,990.36		-	2,444,598.74
Vestal	5,063,381.57			-2,098,477.05	
Windsor	439,662.19			-11,274.61	332,767.87

and be it

FURTHER RESOLVED, that there shall be and hereby is assessed and levied upon and

collected from real property liable therefore with the respective districts in the following towns, as indicated below, the following amounts for the purposes of such districts, as specified in the respective annual budgets:

TOWN OF BARKER

AB201 Ambulance	33,349.89
FP 201 Fire PR 1	32,177.63
FP 202 Fire PR 2	32,095.27
FP 203 Fire PR 3	33,267.61
FP 204 Fire PR 4	35,313.56

TOWN OF BINGHAMTON

DR 221 Drain 1	\$946.15
FP221 Fire Prot 1	178,599.83
LT221 Light 1	400.01
LT222 Light 2	1,999.98
LT223 Light 3	4,500.05
LT225 Light 5	350.00
LT226 Light 6	600.00

LT227 Light 7	399.98
PT506 Water 6 Bond	43,465.02
SB221 Sewer Con Bond	32,663.06
SM228 Consolidated Sewer	107,252.70
WB220 Water Bond	14,594.01
US221 Return Sewer	40,074.39
WB221 Cons. Water Bond	18,574.13
WD225 Consolidated Water	165,224.85
LM221 Lawnmowing	7,842.95
UW221 Returned Water	30,234.96
<u>TOWN OF CHENANGO</u>	
CM241 Chenango Compost	51,208.61
CM242 Chenango Compost Bd	4,171.55
FP241 Fire No. 1	284,758.27
FP242 Fire No. 2	169,422.00
FP243 Fire No. 3	8,632.01
FP244 Fire No. 4	107,274.89
LM280 Lawnmowing	400.00
LT241 Light 1	81,999.99
SD240 Sewer 10	22,495.05
SD242 Sewer 2	123,514.17
SD243 Sewer 3	940.00
SD244 Sewer 4	2,429.97
SD247 Sewer 7	289,021.88
SD248 Sewer 8	294,838.75
SD249 Sewer 9	2,289.98
SD271 Chenango Sewer	35,020.91
SD250 Sewer 5	4,263.14
SW241 Chen Sidewalk	6,999.98
US241 Return Sewer	47,201.99
UW257 Return Water	32,320.86
WD241 Water 1	17,436.91
WD243 Water 3	4,874.90
WD244 Water 4	6,022.99
WD247 Water 7	3,907.95
WD249 Water 9	321.99
WD250 Water 8	6,498.02
WD410 Water 10	212.01
WD415 Water 15	2,166.97
WD417 Water 12	6,142.03
WD418 Water 14	6,677.97
WD419 Water 18	1,531.01
WD420 Water 19	2,280.99
WD421 Water 20	3,746.02
WD422 Water 21	2,333.02
WD423 Water 22	3,707.02
WD424 Water 24	2,033.97
WD425 Water 23	3,705.99
WD426 Water 26	394.01
WD427 Water 27	592.99
WD428 Water 28	6,105.00
WD430 Water 25	34,203.01
WD429 Water 29	19,765.03
WD431 Water 30	6,420.00

WD432 Water 31	5,915.01
WR241 Water 11 Frt Ft	1,291.94
<u>TOWN OF COLESVILLE</u>	
FD261 Fire No. 1	80,022.91
FD262 Fire No. 2	16,854.97
FD263 Fire No. 3	278,096.94
LT261 Light 1	12,913.06
LT262 Light 2	5,352.05
LT263 Light 3	4,290.03
BD261 Building Demolition	9,600.00
<u>TOWN OF CONKLIN</u>	
FP281 Fire Prot. 1	219,289.92
LT281 Light 1	2,099.99
LT282 Light 2	1,000.00
LT283 Light 3	2,300.02
LT284 Light 4	11,000.01
LT285 Light 5	1,500.02
LT286 Light 6	1,499.99
LT287 Light 7	349.99
LT288 Light 8	4,000.01
LT289 Light 9	1,199.99
LT210 Light 10	1,500.00
LT211 Light 11	1,000.00
SB282 Sewer 1 Ext. 2	4,780.04
SD283 Sewer 1 Ext. 3	23,547.73
SD284 Sewer 1 Ext. 4	9,759.97
SD285 Sewer 1 Ext. 5	16,659.98
0US280 Return Sewer	8,894.05
BD281 Building Demolition	12,857.99
LM280 Lawn mowing	600.00
WT282 Water	13,545.00
UW280 Return Water	17,827.74
<u>TOWN OF DICKINSON</u>	
FP301 Fire No. 1	65,000.04
FP302 Fire No. 2	46,999.97
FP303 Fire No. 3	29,524.07
GB301 Garbage 1	99,202.24
LT301 Light 1	17,074.77
LT305 Light 5	5,899.81
LT306 Light 6	4,413.37
LT307 Light 7	20,382.44
LT308 Light 8	16,733.62
LT309 Light 9	495.84
US301 Return Sewer	88,943.86
UW301 Return Water	58,767.52
WD307 Water 7	9,800.22
GR301 Return Garbage	350.00
<u>TOWN OF FENTON</u>	
FD321 Fire No. 1	\$250,401.72
FD322 Fire No. 2	144,999.96
LT321 Light 1	13,999.94
LT322 Light 2	25,000.04
SE323 Porter Hollow Sewer	6,250.04
US 321 Return Sewer	5,400.64

UW321 Return Water	12,052.92
SW321 Sidewalk Project	1,175.00
PM321 Property Maintenance	1,147.70
<u>TOWN OF KIRKWOOD</u>	
FP341 Fire No. 1	361,890.41
LT341 Light 1	6,261.02
LT342 Light 2	6,604.02
LT343 Light 3	1,758.00
SE341 Sewer 1	135,718.56
SE342 Sewer 2	4,280.00
SE343 Sewer 3 (Prim)	2,655.95
SE343 Sewer 3 (Sec)	11,322.06
SE344 Sewer 4 (Prim)	4,082.30
SE344 Sewer 4 (Sec)	60,635.06
SE346 Sewer 6(Prim)	1,056.00
SE346 Sewer 6 (Sec)	3,168.00
SE345 Sewer 5	10,322.00
ST341 Sewer 1, Ext. 1	14,380.00
ST342 Sewer 1, Ext. 2 (Prim)	3,275.92
ST342 Sewer 1, Ext 2 (Sec)	14,542.08
ST343 Sewer 1, Ext. 3 (Prim)	1,545.80
ST343 Sewer 1, Ext 3 (Sec)	7,024.32
ST344 Sewer 1, Ext.4 (Prim)	6,958.08
ST344 Sewer 1, Ext 4 (Sec)	1,969.84
US343 Return Sewer	122,262.96
UW343 Return Water	22,945.35
WD341 Water 1 (Prim)	66,003.09
WD341 Water 1 Ext 3	4,606.99
WD346 Water 6	326.00
<u>TOWN OF LISLE</u>	
FP361 Fire No. 1	22,979.96
FP362 Fire No. 1 Protection	146,139.99
SF3 Killawog Ambulance	6,746.04
FP364 Fire No. 2	3,199.98
LT362 Light 2	1,999.98
AB261 Lisle Ambulance	27,600.17
W361 Return Water	10,783.67
<u>TOWN OF MAINE</u>	
FP381 Fire No. 1	158,921.15
PF382 Fire No. 2	20,469.04
FP383 Fire No. 3	18,188.99
FP384 Fire No. 4	8,201.24
FP385 Fire No. 5	10,386.01
FP386 Fire No. 6	25,752.95
FP387 Fire No. 7	127,167.05
LT381 Light 1	7,850.00
LT382 Light 2	5,000.02
LT383 Light 3	1,600.01
<u>TOWN OF NANTICOKE</u>	
FP401 Fire No. 1	58,074.72
FP402 Fire No. 2	51,465.12
<u>TOWN OF SANFORD</u>	
FP421 Fire No. 1	75,494.80
FP422 Fire No. 2	7,447.98

SD423 Oquaga Lake Sewer	67,900.00
RS422 Return Sewer	4,427.50
<u>TOWN OF TRIANGLE</u>	
FP441 Fire No. 1	95,205.90
AB441 Ambulance	36,800.06
UW441 Returned Water	5,289.42
<u>TOWN OF UNION</u>	
FP461 Fire No. 1	837,713.22
FP463 Fire No. 4	331,802.76
FP464 Fire No. 5	138,434.76
FP465 Fire No. 6	205,000.00
FP467 Fire No. 8	332,349.65
FP468 Fire No. 10	120,727.07
FP469 Fire No. 12	28,980.03
CG462 Curbs and Gutter	2,326.30
PK461 Parks	1,160,900.44
LB462 Union Library	1,466,819.21
RS462 Returned Sewer	46,717.17
PM461 Property Maintenance	9,498.60
UV461 Union Ambulance District	224,498.30
CE261 Code Enforcement	3,405.00
RW462 Return Water	33,952.79
<u>TOWN OF VESTAL</u>	
DR482 Drain 1 Maint.	5,023.66
DR484 Drain 2 Maint.	1,966.44
DR486 Drain 3 Maint.	9,623.45
DR487 Drain 4 Maint.	361.00
DR488 Drain 5 Maint.	920.55
DR510 Drain 6 Maint.	404.99
DR511 Drain 7 Maint.	152.00
DR512 Drain 8 Maint.	332.15
DR513 Drain 9 Maint.	760.00
DR514 Drain 10 Maint	114.00
DR515 Drain 11 Maint.	418.00
DR516 Drain 13 Maint.	103.95
DR517 Drain 14 Maint.	9.00
DR518 Drain 15 Maint.	342.00
DR519 Drain 16 Maint.	84.96
DR520 Drain 17 Maint.	6,051.43
DR522 Drain 18 Maint.	72,528.12
FP481 Fire Protection	1,058,424.80
FP482 Fire Split Zone	80,326.99
LT481 Light District	256,191.79
RS481 Return Sewer	18,038.36
RW481 Return Water	14,265.21
SB487 Cons. Sewer Bond	42,831.85
LM481 Lawn mowing	950.00
SB488 Sewer Ext. 47	2,304.01
SW489 Sewer Ext. 68	858.99
ST490 Sewer 1, Ext.49 Bond	2,742.98
ST509 Sewer 1, Ext. 2	5,883.07
SW481 Sewer 1, Maint.	439,470.60
WB101 Water 1, Bond 1	17,035.08
WB481 Cons. Water Bond	319,655.76

WB701 Water 7, Bond 1	2,374.02
WT605 Water 7, Ext. 3 Bond	1,172.00
H1103 Charles Street Curbs	3,275.01
TOWN OF WINDSOR	
FP501 Fire 1	15,007.98
FP502 Fire 2	95,716.21
FP503 Fire 3	108,143.23
FP504 Fire 4	7,171.96
RS501 Returned Sewer	33,898.52

and be it
 FURTHER RESOLVED, that the amounts to be raised by taxes and assessments when collected shall be paid to the Supervisors of several Towns in the amounts as shown by this resolution for distribution in the manner provided by law and that the Clerk of the County Legislature is hereby authorized to make changes in the above resolution if requested by the Town Supervisor, and be it

FURTHER RESOLVED, that this Resolution shall become effective immediately
Carried. Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

RESOLUTION NO. 635

By Finance Committee Seconded by Mr. Whalen
RESOLUTION APPROVING THE COMPLETED TAX ROLLS OF THE SEVERAL TOWNS AND CITY AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS FOR THE COLLECTION OF TAXES EXTENDED THEREON PURSUANT TO SECTION 904 OF THE REAL PROPERTY TAX LAW

WHEREAS, upon the Tax Rolls of the several Towns and City, the several taxes have been, by the Supervisors and appropriate officials thereof, duly extended as provided by law and by the several resolutions of the County Legislature, and the same completed Tax Rolls have been laid down before this County Legislature for its approval, now, therefore, be it

RESOLVED, that the said Tax Rolls be approved as so completed and the tax is so extended upon the Tax Rolls and the several amounts extended against each parcel of property upon the said Rolls and hereby determined to be the taxes due thereon, as set forth herein, and be it

FURTHER RESOLVED, that there be annexed to each of said Rolls a Tax Warrant in the form prepared by the Clerk and heretofore laid before this County Legislature for its approval, as provided by Section 904 of the Real Property Tax Law; that such warrants be signed by the County Executive and the Clerk of the Legislature; and that said Rolls with said Warrants annexed therefore be forthwith delivered to the respective Collectors of the several tax districts in the County, and be it

FURTHER RESOLVED, that upon the effective date of this Resolution or any thereafter, on or before January 1, 2011, be and hereby is designated as the date upon which the County Executive and the Clerk of this County Legislature are authorized to sign the Warrants and attach the seal of this County Legislature to the Tax Rolls of the several towns.

Carried. Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

RESOLUTION NO. 636

By Finance Committee Seconded by Mr. Whalen
RESOLUTION ESTABLISHING EQUALIZATION RATE FOR THE 2011 COUNTY TAX LEVY

RESOLVED, that pursuant to Article III, Section 302 D of the Broome County Charter, the percentages hereinafter indicated after the names of the Towns and the City of Binghamton be and the same hereby are adopted as the ratio percentages which the assessed value of real property of each municipality bears to its full value:

<u>Municipality</u>	<u>Equalization Rate</u>
City of Binghamton	80.00

Town of Barker	65.70
Town of Binghamton	65.50
Town of Chenango	67.25
Town of Colesville	7.90
Town of Conklin	69.50
Town of Dickinson	67.00
Town of Fenton	66.00
Town of Kirkwood	77.00
Town of Lisle	63.00
Town of Maine	65.59
Town of Nanticoke	63.00
Town of Sanford	60.00
Town of Triangle	60.00
Town of Union	4.43
Town of Vestal	100.00
Town of Windsor	66.50

Carried. Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

RESOLUTION NO. 637

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO BALANCE 2010 ACCOUNTS

WHEREAS, the Acting Commissioner of Finance, the Director of Budget & Research and the Comptroller request authorization to transfer funds to balance 2010 accounts, and

WHEREAS, said transfers will fund salary accounts or other necessary accounts with monies available as of December 31, 2010, and

WHEREAS, effective January 1, 2011, the Director of the Office of Management and Budget and his or her deputies will be responsible for the duties covered by this Resolution, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Director of the Office of Management and Budget or his or her designee to transfer funds from available moneys to balance the 2010 accounts, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget shall report any transfers made on or before March 31, 2011 to the Finance Committee of the County Legislature, and the County Comptroller, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized to make short term non-interest bearing inter-fund loans between operating funds to provide cash to make year end payments.

Carried. Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

RESOLUTION NO. 638

By Finance Committee

Seconded by:

REFUNDING BOND RESOLUTION DATED DECEMBER 28, 2010

A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF BROOME, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT REFUNDING (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY

WHEREAS, Broome County, New York (hereinafter, the "County") heretofore issued \$28,875,000 Public Improvement (Serial) Bonds, 1997, pursuant to a bond determination certificate dated April 1, 1997 (the "1997 Bond Certificate"), to finance the cost of various improvements in and for said County as further described in the 1997 Bond Certificate, such

Public Improvement (Serial) Bonds, 1997, being dated April 15, 1997 with remaining maturities on April 15 in the years 2011 through 2016, both inclusive (the "1997 Refunded Bonds"); and

WHEREAS, the County also heretofore issued \$32,095,000 Public Improvement (Serial) Bonds, 2002 pursuant to a bond determination certificate dated March 13, 2002 (the "2002 Bond Certificate") to finance the cost of various improvements in and for said County as further described in the 2002 Bond Certificate, such Public Improvement (Serial) Bonds, 2002, being dated March 1, 2002 with remaining maturities on March 1 in each of the years 2011 through 2019, both inclusive (the "2002 Refunded Bonds" and together with the 1997 Refunded Bonds, the "Refunded Bonds"); and

WHEREAS, a portion of the Refunded Bonds have been defeased with the proceeds of the sale of the County's interest in the Master Settlement Agreement with various tobacco companies; and

WHEREAS, it would be in the public interest to refund all or a portion of the remaining outstanding principal balance of the Refunded Bonds by the issuance of refunding bonds pursuant to Section 90.10 of the Local Finance Law; and

WHEREAS, such refunding will only be undertaken if it results in present value savings in debt service as required by Section 90.10 of the Local Finance Law, now, therefore be it

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

Section 1. For the object or purpose of refunding the outstanding principal balance of the Refunded Bonds as more fully set forth in the Refunding Financial Plan (hereinafter defined), including providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (i) the principal amount of such Refunded Bonds, (ii) the aggregate amount of unmatured interest payable on such Refunded Bonds to and including the date on which the Refunded Bonds which are callable are to be called prior to their respective maturities in accordance with the refunding financial plan, as hereinafter defined, (iii) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, including the development of the refunding financial plan, as hereinafter defined, costs and expenses of executing and performing the terms and conditions of the escrow contract or contracts, as hereinafter defined, and fees and charges of the escrow holder or holders, as hereinafter mentioned, (iv) the redemption premium to be paid on such Refunded Bonds which are to be called prior to their respective maturities, and (v) the premium or premiums for a policy or policies of municipal bond insurance or cost or costs of other credit enhancement facility or facilities, for the refunding bonds herein authorized, or any portion thereof, there are hereby authorized to be issued not exceeding \$19,000,000 refunding serial bonds of the County pursuant to the provisions of Section 90.10 of the Local Finance Law (the "Refunding Bonds"), it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately \$17,965,000, as provided in Section 4 hereof. The Refunding Bonds described herein are hereby authorized to be consolidated for purposes of sale in one or more refunding serial bond issues. The Refunding Bonds shall each be designated substantially "PUBLIC IMPROVEMENT REFUNDING (SERIAL) BOND" together with such series designation and year as is appropriate on the date of sale thereof, shall be of the denomination of \$5,000 or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity, shall be numbered with the prefix R-11 (or R with the last two digits of the year in which the Refunding Bonds are issued as appropriate) followed by a dash and then from 1 upward, shall be dated on such dates, and shall mature annually on such dates in such years, bearing interest semi-annually on such dates, at the rate or rates of interest per annum, as may be necessary to sell the same, all as shall be determined by the Chief Fiscal Officer pursuant to Section 4 hereof. It is hereby further determined that (a) such Refunding Bonds may be issued in series, (b) such Refunding Bonds may be sold at a discount in the manner authorized by paragraph a of Section 57.00 of the Local Finance Law pursuant to subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, and (c) such Refunding Bonds may be issued as a single consolidated issue. It is hereby further determined that such Refunding Bonds may be issued to refund all, or any portion of, the Refunded Bonds, subject to approval by the State Comptroller.

Section 2. The Refunding Bonds may be subject to redemption prior to maturity upon such terms as the Chief Fiscal Officer shall prescribe, which terms shall be in compliance with the requirements of Section 53.00 (b) of the Local Finance Law. If less than all of the Refunding Bonds of any maturity are to be redeemed, the particular refunding bonds of such maturity to be redeemed shall be selected by the County by lot in any customary manner of selection as determined by the Chief Fiscal Officer. Notice of such call for redemption shall be given by mailing such notice to the registered owners not less than thirty (30) days prior to such date and as otherwise provided in Securities and Exchange Commission Release No. 34-23856, as the same may be amended from time to time. Notice of redemption having been given as aforesaid, the bonds so called for redemption shall, on the date for redemption set forth in such call for redemption, become due and payable, together with interest to such redemption date, and interest shall cease to be paid thereon after such redemption date.

The Refunding Bonds shall be issued in registered form and shall not be registrable to bearer or convertible into bearer coupon form. In the event said Refunding Bonds are issued in non-certificated form, such bonds, when issued, shall be initially issued in registered form in denominations such that one bond shall be issued for each maturity of bonds and shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository for the bonds in accordance with the Book-Entry-Only system of DTC. In the event that either DTC shall discontinue the Book-Entry-Only system or the County shall terminate its participation in such Book-Entry-Only system, such bonds shall thereafter be issued in certificated form of the denomination of \$5,000 each or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity. In the case of non-certificated Refunding Bonds, principal of and interest on the bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to DTC, or to its nominee, Cede & Co., while the bonds are registered in the name of Cede & Co. in accordance with such Book-Entry-Only System. Principal shall only be payable upon surrender of the bonds at the principal corporate trust office of such Fiscal Agent (or at the office of the Chief Fiscal Officer as Fiscal Agent as hereinafter provided).

In the event said Refunding Bonds are issued in certificated form, principal of and interest on the Refunding Bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to the registered owners of the Refunding Bonds as shown on the registration books of the County maintained by the Fiscal Agent (as hereinafter defined), as of the close of business on the fifteenth day of the calendar month or first business day of the calendar month preceding each interest payment date as appropriate and as provided in a certificate of the Chief Fiscal Officer providing for the details of the Refunding Bonds. Principal shall only be payable upon surrender of bonds at the principal corporate trust office of a bank or trust company or banks or trust companies located or authorized to do business in the State of New York, as shall hereafter be designated by the Chief Fiscal Officer as fiscal agent of the County for the Refunding Bonds (collectively the "Fiscal Agent").

Refunding Bonds in certificated form may be transferred or exchanged at any time prior to maturity at the principal corporate trust office of the Fiscal Agent for bonds of the same maturity of any authorized denomination or denominations in the same aggregate principal amount.

Principal and interest on the Refunding Bonds will be payable in lawful money of the United States of America.

The Chief Fiscal Officer, as chief fiscal officer of the County, is hereby authorized and directed to enter into an agreement or agreements containing such terms and conditions as he shall deem proper with the Fiscal Agent, for the purpose of having such bank or trust company or banks or trust companies act, in connection with the Refunding Bonds, as the Fiscal Agent for said County, to perform the services described in Section 70.00 of the Local Finance Law, and to execute such agreement or agreements on behalf of the County, regardless of whether the Refunding Bonds are initially issued in certificated or non-certificated form.

The Chief Fiscal Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section

168.00 of the Local Finance Law, for said Refunding Bonds, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

The Refunding Bonds shall be executed in the name of the County by the manual or facsimile signature of the Chief Fiscal Officer, and its corporate seal shall be imprinted thereon. In the event of facsimile signature, the Refunding Bonds shall be authenticated by the manual signature of an authorized officer or employee of the Fiscal Agent. The Refunding Bonds shall contain the recital required by subdivision 4 of paragraph j of Section 90.10 of the Local Finance Law and 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 Chief Fiscal Officer shall determine. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of the Refunding Bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the Fiscal Agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the Fiscal Agent.

Section 3. It is hereby determined that:

- (a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by subdivision 1 of paragraph b of Section 90.10 of the Local Finance Law;
- (b) the maximum period of probable usefulness permitted by law at the time of the issuance of the Refunded Bonds for each object or purpose for which such Refunded Bonds were issued is as specified the Bond Certificates which are incorporated herein by reference;
- (c) the last installment of the Refunding Bonds will mature not later than the expiration of the respective period of probable usefulness of the objects or purposes for which said Refunded Bonds were issued in accordance with the provisions of subdivision 1 of paragraph c of Section 90.10 of the Local Finance Law;
- (d) the estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, computed in accordance with the provisions of subdivision 2 of paragraph b of Section 90.10 of the Local Finance Law, with regard to the Refunded Bonds is as shown in the Refunding Financial Plan described in Section 4 hereof.

Section 4. The financial plan for the refunding authorized by this resolution (the "Refunding Financial Plan"), showing the sources and amounts of all moneys required to accomplish such refunding, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, are set forth in Exhibit A attached hereto and made a part of this resolution. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in one series, and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth on Exhibit A attached hereto and made a part of this resolution. This County Legislature recognizes that the Refunding Bonds may be issued in one or more series, and for only portions thereof, that the amount of the Refunding Bonds, maturities, terms, and interest rate or rates borne by the Refunding Bonds to be issued by the County will most probably be different from such assumptions and that the Refunding Financial Plan will also most probably be different from that attached hereto as Exhibit A. The Chief Fiscal Officer is hereby authorized and directed to determine the amount of the Refunding Bonds to be issued, the date or dates of such bonds and the date or dates of issue, maturities and terms thereof, the provisions relating to the redemption of Refunding Bonds prior to maturity, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds shall be sold at a discount in the manner authorized by paragraph e of Section 57.00 of the Local Finance Law, and the rate or rates of interest to be borne thereby, whether the Refunding Bonds shall be issued having substantially level or declining annual debt service and all matters related thereto, and to prepare, or cause to be provided, a final Refunding Financial Plan for the Refunding Bonds and all powers in connection therewith are hereby delegated to the Chief Fiscal Officer; provided,

that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of Section 90.10 of the Local Finance Law. The Chief Fiscal Officer shall file a copy of his certificate determining the details of the Refunding Bonds and the final Refunding Financial Plan with the Clerk of the County Legislature not later than ten (10) days after the delivery of the Refunding Bonds, as herein provided.

Section 5. The Chief Fiscal Officer is hereby authorized and directed to enter into an escrow contract or contracts (collectively the "Escrow Contract") with a bank or trust company, or with banks or trust companies, located and authorized to do business in this State as said Chief Fiscal Officer shall designate (collectively the "Escrow Holder") for the purpose of having the Escrow Holder act, in connection with the Refunding Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law.

Section 6. The faith and credit of said Broome County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on the Refunding Bonds as the same 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 be annually levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on such Refunding Bonds as the same become due and payable.

Section 7. All of the proceeds from the sale of the Refunding Bonds, including the premium, if any, but excluding accrued interest thereon, shall immediately upon receipt thereof be placed in escrow with the Escrow Holder for the Refunded Bonds. Accrued interest on the Refunding Bonds shall be paid to the County to be expended to pay interest on the Refunding Bonds. Such proceeds as are deposited in the escrow deposit fund to be created and established pursuant to the Escrow Contract, whether in the form of cash or investments, or both, inclusive of any interest earned from the investment thereof, shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunded Bonds in accordance with Section 90.10 of the Local Finance Law, and the holders, from time to time, of the Refunded Bonds shall have a lien upon such moneys held by the Escrow Holder. Such pledge and lien shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder for the Refunded Bonds in the escrow deposit fund shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof.

Section 8. Notwithstanding any other provision of this resolution, so long as any of the Refunding Bonds shall be outstanding, the County shall not use, or permit the use of, any proceeds from the sale of the Refunding Bonds in any manner which would cause the Refunding Bonds to be an "arbitrage bond" as defined in Section 148 of the Internal Revenue Code of 1986, as amended, and, to the extent applicable, the Regulations promulgated by the United States Treasury Department thereunder.

Section 9. In accordance with the provisions of Section 53.00 and of paragraph h of Section 90.10 of the Local Finance Law, in the event such bonds are refunded, the County hereby elects to call in and redeem each Refunded Bond which the Chief Fiscal Officer shall determine to be refunded at the earliest call date available. The sum to be paid therefor on such redemption date shall be the par value thereof plus the redemption premium, as provided in the Refunded Bond Certificate, and the accrued interest to such redemption date. The Escrow Agent for the Refunding Bonds is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the County in the manner and within the times provided in the Refunded Bond Certificate. Such notice of redemption shall be in substantially the form attached to the Escrow Contract. Upon the issuance of the Refunding Bonds, the election to call in and redeem the callable Refunded Bonds and the direction to the Escrow Agent to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time as may be necessary in order to comply with the publication requirements of paragraph a of Section 53.00 of the Local Finance Law, or any successor law thereto.

Section 10. The Chief Fiscal Officer and all other officers, employees and agents of the County are hereby authorized and directed for and on behalf of the County to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby.

Section 11. All other matters pertaining to the terms and issuance of the Refunding Bonds shall be determined by the Chief Fiscal Officer and all powers in connection thereof are hereby delegated to the Chief Fiscal Officer.

Section 12. The validity of the Refunding Bonds 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 an 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 13. A summary of this resolution, which takes effect immediately, shall be published in the official newspaper of said County, together with a notice of the Clerk of the Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Carried. Ayes-16, Nays-1 (Nirchi), Absent-2 (LaBare, Diffendorf)

RESOLUTION NO. 639

By All Members

Seconded by Mr. Herz

RESOLUTION OF CONDOLENCE ON THE DEATH OF HENRY DAVID WEISSMANN

WHEREAS, Henry David Weissmann was born in Mannheim, Germany and after surviving the Holocaust, moved to the United States with his parents at age four and later built a thriving dairy farm in Harpursville, New York, and

WHEREAS, Mr. Weissmann served for twenty years on the Harpursville Central School Board of Education and also served on the Children's Home of the Wyoming Conference Board and the Metro Interfaith Housing Board, and

WHEREAS, Mr. Weissmann was an active member of the Broome County community and served as the founding president of the Colesville Rotary Club, the past president and treasurer of the Broome Tioga Holstein Club, member of the Farm Bureau, member of the Afton Sertoma Club, and member and past treasurer of the Hillcrest Rotary, and

WHEREAS, Mr. Weissmann served the people of Broome County in many capacities during his life, including Ninth District Broome County Legislator from 1989-1990, Manager of Risk and Insurance, Deputy County Clerk, Manager of the Department of Motor Vehicles and as the Commissioner of Public Works, and

WHEREAS, Mr. Weissmann loved life and enjoyed it with family and friends, various sports, music and theatre, and traveling, and is fondly remembered by his colleagues for his legacy of public service and his dedication to the Broome County Community, and

WHEREAS, Mr. Weissmann passed away on Thursday, December 16, 2010 and this County Legislature wishes to record its condolences in the official proceedings of this body, now therefore, be it

RESOLVED, that this County Legislature hereby recognizes the loss of Henry David Weissmann and extends its sincere sympathy to his family, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is requested to forward a copy of this Resolution to the family of the late Henry David Weissmann.

Carried. Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf)

Mr. Reynolds presented plaques to Legislators Materese, Moran, Messina, Nirchi, Buchta, and Klipsch for their service on the Broome County Legislature. Mr. Reynolds also recognized Jenni

Royer, Chris Marion and Eric Denk, staff of the Legislature, and wished them well in their future endeavors.

Ms. Messina made a motion to adjourn, seconded by Mr. Whalen. **Motion to adjourn Carried.** Ayes-17, Nays-0, Absent-2 (LaBare, Diffendorf). The meeting was adjourned at 5:49 P.M.

2011 OPERATING BUDGET

FUND : 1010 GENERAL OPERATING

DEPT : 12 LEGISLATIVE

DIV : 01 LEGISLATIVE-CLERK

0000006 SALE OF PROP AND COMP FOR LOSS	
5000512 MINOR SALES OTHER	1,200
0000006 SALE OF PROP AND COMP FOR LOSS TOTALS	1,200
REV TOTAL FOR DIV 1201	1,200
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	153,029
0000010 PERSONAL SERVICE TOTALS	153,029
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	298
6004011 DUPLICATING AND PRINTING RM SU	150
6004012 OFFICE SUPPLIES	1,060
6004055 COMPUTER SOFTWARE AND SUPPLIES	1,000
6004100 POSTAGE AND FREIGHT	100
6004105 DUES AND MEMBERSHIPS	300
6004106 GENERAL OFFICE EXPENSES	3,000
6004131 PHOTOGRAPHIC EXPENSES	450
6004137 ADVERTISING AND PROMOTION EXPE	2,000
6004196 COPYING MACHINE RENTALS	2,832
6004541 STENOGRAPHIC SERVICES	500
6004573 OTHER FEES FOR SERVICES	5,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	16,690
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	453
0000041 CHARGEBACK EXPENSES TOTALS	453
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	27,545
6008002 SOCIAL SECURITY	11,706
6008004 WORKERS COMPENSATION	818
6008006 LIFE INSURANCE	58
6008007 HEALTH INSURANCE	12,161
6008009 RETIREE HEALTH INSURANCE	21,039
0000080 EMPLOYEE BENEFITS TOTALS	73,327
EXP TOTAL FOR DIV 1201	243,499
TOTAL FOR DIV 1201	-242,299

FUND : 1010 GENERAL OPERATING

DEPT : 12 LEGISLATIVE

DIV : 02 LEGISLATIVE-LEGISLATURE

0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	53,956
6001001 SALARIES PART-TIME	245,000
0000010 PERSONAL SERVICE TOTALS	298,956
0000040 CONTRACTUAL EXPENDITURES	
6004030 FOOD AND BEVERAGES	500
0000040 CONTRACTUAL EXPENDITURES TOTALS	500
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	1,359

2011 OPERATING BUDGET

0000041 CHARGEBACK EXPENSES TOTALS	1,359
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	33,562
6008002 SOCIAL SECURITY	22,871
6008004 WORKERS COMPENSATION	2,455
6008006 LIFE INSURANCE	304
6008007 HEALTH INSURANCE	27,635
6008009 RETIREE HEALTH INSURANCE	107,499
0000080 EMPLOYEE BENEFITS TOTALS	194,326
EXP TOTAL FOR DIV 1202	495,141
TOTAL FOR DIV 1202	-495,141
TOTAL FOR DEPT	-737,440

FUND : 1010 GENERAL OPERATING

DEPT : 05 COUNTY EXECUTIVE

DIV : 00 COUNTY EXECUTIVE

5000332 INDIRECT COSTS CHARGEBACK	2,506,174
0000002 DEPARTMENTAL INCOME TOTALS	2,506,174
REV TOTAL FOR DIV 0500	2,506,174
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	472,330
0000010 PERSONAL SERVICE TOTALS	47,2330
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	500
6004012 OFFICE SUPPLIES	3,800
6004030 FOOD AND BEVERAGES	600
6004046 GAS OIL GREASE AND DIESEL FUEL	75
6004048 MISC OPERATIONAL SUPPLIES	100
6004055 COMPUTER SOFTWARE AND SUPPLIES	500
6004100 POSTAGE AND FREIGHT	50
6004105 DUES AND MEMBERSHIPS	2,600
6004106 GENERAL OFFICE EXPENSES	250
6004138 OTHER OPERATIONAL EXPENSES	200
6004169 DAY TRIP MEAL REIMBURSEMENT	100
6004196 COPYING MACHINE RENTALS	3,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	11,775
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	400
6004615 GASOLINE CHARGEBACK	1,029
6004626 TRANSPORTATION SERVICES CHARGE	6,809
0000041 CHARGEBACK EXPENSES TOTALS	8,238
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	85,019
6008002 SOCIAL SECURITY	36,134
6008004 WORKERS COMPENSATION	4,614
6008006 LIFE INSURANCE	135
6008007 HEALTH INSURANCE	72,146
6008009 RETIREE HEALTH INSURANCE	91,638
0000080 EMPLOYEE BENEFITS TOTALS	289,686
EXP TOTAL FOR DIV 0500	782,029

2011 OPERATING BUDGET

TOTAL FOR DIV 0500 1,724,145
 TOTAL FOR DEPT 1,724,145

FUND : 1010 GENERAL OPERATING
DEPT : 04 COUNTY CLERK
DIV : 01 COUNTY CLERK- RECORDS

5000104 CLERK FEES	1,325,000
5000105 XEROX MACHINE	5,000
5000106 MORTGAGE TAX	331,123
5000220 REMOTE ACCESS CHARGE	60,000
5000426 MISCELLANEOUS	3,000
0000002 DEPARTMENTAL INCOME TOTALS	1,724,123
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	750
0000003 USE OF MONEY TOTALS	750
REV TOTAL FOR DIV 0401	1,724,873
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	524,102
0000010 PERSONAL SERVICE TOTALS	524,102
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	250
6004012 OFFICE SUPPLIES	7,500
6004030 FOOD AND BEVERAGES	300
6004041 PHOTOGRAPHIC SUPPLIES	250
6004100 POSTAGE AND FREIGHT	625
6004117 BUILDING AND GROUNDS EXPENSES	250
6004192 SOFTWARE MAINTENANCE	49,882
6004193 HARDWARE MAINTENANCE	9,503
6004195 HARDWARE RENTAL	5,301
6004196 COPYING MACHINE RENTALS	3,483
0000040 CONTRACTUAL EXPENDITURES TOTALS	77,344
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	2,364
6004604 DPW SECURITY CHARGEBACKS	10,137
0000041 CHARGEBACK EXPENSES TOTALS	12,501
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	94,065
6008002 SOCIAL SECURITY	39,976
6008004 WORKERS COMPENSATION	16,472
6008006 LIFE INSURANCE	228
6008007 HEALTH INSURANCE	113,044
6008009 RETIREE HEALTH INSURANCE	107,113
6008010 DISABILITY INSURANCE	645
0000080 EMPLOYEE BENEFITS TOTALS	371,543
EXP TOTAL FOR DIV 0401	985,490
TOTAL FOR DIV 0401	739,383

FUND : 1010 GENERAL OPERATING
DEPT : 04 COUNTY CLERK
DIV : 02 COUNTY CLERK - MOTOR VEHICLES

2011 OPERATING BUDGET

0000002 DEPARTMENTAL INCOME	
5000107 MOTOR VEHICLE	2,354,000
5000108 COLLECTION OF SALES TAX	18,000
5000426 MISCELLANEOUS	1,000
0000002 DEPARTMENTAL INCOME TOTALS	2,373,000
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	400
0000003 USE OF MONEY TOTALS	400
REV TOTAL FOR DIV 0402	2,373,400
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	436,103
6001001 SALARIES PART-TIME	127,632
6001003 SALARIES OVERTIME	4,425
0000010 PERSONAL SERVICE TOTALS	568,160
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	833
6004012 OFFICE SUPPLIES	8,250
6004021 BLDG MAINTENANCE SUPPLIES	250
6004022 FUEL AND HEATING SUPPLIES	6,600
6004023 BLDG AND GROUNDS SUPPLIES	700
6004106 GENERAL OFFICE EXPENSES	2,160
6004111 BUILDING AND LAND RENTAL	52,907
6004113 WATER AND SEWAGE CHARGES	740
6004115 ELECTRIC CURRENT	14,679
6004117 BUILDING AND GROUNDS EXPENSES	17,070
6004160 MILEAGE AND PARKING-LOCAL	500
6004196 COPYING MACHINE RENTALS	660
0000040 CONTRACTUAL EXPENDITURES TOTALS	105,349
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	726
6004604 DPW SECURITY CHARGEBACKS	14,709
6004615 GASOLINE CHARGEBACK	603
0000041 CHARGEBACK EXPENSES TOTALS	16,038
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	102,270
6008002 SOCIAL SECURITY	43,463
6008004 WORKERS COMPENSATION	4,095
6008006 LIFE INSURANCE	304
6008007 HEALTH INSURANCE	112,258
6008009 RETIREE HEALTH INSURANCE	53,749
6008010 DISABILITY INSURANCE	2,064
0000080 EMPLOYEE BENEFITS TOTALS	318,203
EXP TOTAL FOR DIV 0402	1,007,750
TOTAL FOR DIV 0402	1,365,650

FUND : 1010 GENERAL OPERATING
DEPT : 04 COUNTY CLERK
DIV : 03 COUNTY CLERK- RECORDS MGMT
0000002 DEPARTMENTAL INCOME
5000426 MISCELLANEOUS

100

2011 OPERATING BUDGET

0000002 DEPARTMENTAL INCOME TOTALS	100
REV TOTAL FOR DIV 0403	100
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	11,2686
0000010 PERSONAL SERVICE TOTALS	112,686
0000040 CONTRACTUAL EXPENDITURES	
6004011 DUPLICATING AND PRINTING RM SU	360
6004012 OFFICE SUPPLIES	1,500
6004022 FUEL AND HEATING SUPPLIES	5,000
6004023 BLDG AND GROUNDS SUPPLIES	500
6004041 PHOTOGRAPHIC SUPPLIES	3,000
6004055 COMPUTER SOFTWARE AND SUPPLIES	2,000
6004100 POSTAGE AND FREIGHT	50
6004106 GENERAL OFFICE EXPENSES	2,000
6004111 BUILDING AND LAND RENTAL	47,000
6004113 WATER AND SEWAGE CHARGES	400
6004115 ELECTRIC CURRENT	6,987
6004117 BUILDING AND GROUNDS EXPENSES	3,180
6004160 MILEAGE AND PARKING-LOCAL	200
6004193 HARDWARE MAINTENANCE	4,175
6004195 HARDWARE RENTAL	12,480
6004196 COPYING MACHINE RENTALS	1,100
0000040 CONTRACTUAL EXPENDITURES TOTALS	89,932
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	20,284
6008002 SOCIAL SECURITY	8,621
6008006 LIFE INSURANCE	57
6008007 HEALTH INSURANCE	28,670
6008009 RETIREE HEALTH INSURANCE	6,473
6008010 DISABILITY INSURANCE	258
0000080 EMPLOYEE BENEFITS TOTALS	64,363
EXP TOTAL FOR DIV 0403	266,981
TOTAL FOR DIV 0403	-266,881
TOTAL FOR DEPT	1,838,152

FUND : 1010 GENERAL OPERATING

DEPT : 06 DISTRICT ATTORNEY

DIV : 00 DISTRICT ATTORNEY

5000333 OTHER DEPARTMENTAL CHARGEBACK	55,000
5000428 OTHER CHARGES	82,227
0000002 DEPARTMENTAL INCOME TOTALS	137,227
0000005 FINES AND FORFEITURES	
5000501 (A2625) FORFEITURE OF CRIME PR	50,000
0000005 FINES AND FORFEITURES TOTALS	50,000
0000008 STATE AID	
5000801 DISTRICT ATTORNEY'S SALARY	49,528
5000808 OTHER STATE AID	35,796
0000008 STATE AID TOTALS	85,324
REV TOTAL FOR DIV 0600	272,551
0000010 PERSONAL SERVICE	

2011 OPERATING BUDGET

6001000 SALARIES FULL-TIME	1,674,448
0000010 PERSONAL SERVICE TOTALS	1,674,448
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	17,000
6004012 OFFICE SUPPLIES	18,000
6004041 PHOTOGRAPHIC SUPPLIES	400
6004046 GAS OIL GREASE AND DIESEL FUEL	1,000
6004100 POSTAGE AND FREIGHT	2,000
6004105 DUES AND MEMBERSHIPS	2,225
6004106 GENERAL OFFICE EXPENSES	5,500
6004111 BUILDING AND LAND RENTAL	94,490
6004131 PHOTOGRAPHIC EXPENSES	1,200
6004146 SUBCONTRACTED PROGRAM EXPENSE	8,000
6004160 MILEAGE AND PARKING-LOCAL	6,000
6004161 TRAVEL HOTEL AND MEALS	9,000
6004162 EDUCATION AND TRAINING	6000
6004164 NON-EMPLOYEE TRAVEL HOTEL & ME	15,000
6004168 OTHER PERSONAL EXPENSES	200
6004196 COPYING MACHINE RENTALS	7,300
6004402 LAB SERVICES	2,000
6004536 WITNESS EXPENSES	35,000
6004537 INVESTIGATIONS EXPENSES	6,000
6004541 STENOGRAPHIC SERVICES	75,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	311,315
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	3,240
6004615 GASOLINE CHARGEBACK	1,516
6004626 TRANSPORTATION SERVICES CHARGE	6,809
0000041 CHARGEBACK EXPENSES TOTALS	11,565
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	301,838
6008002 SOCIAL SECURITY	127,115
6008004 WORKERS COMPENSATION	17,856
6008006 LIFE INSURANCE	557
6008007 HEALTH INSURANCE	255,712
6008009 RETIREE HEALTH INSURANCE	23,952
6008010 DISABILITY INSURANCE	1,032
0000080 EMPLOYEE BENEFITS TOTALS	728,062
0000090 TRANSFERS	
6009002 TRANSFER TO GRANT FUND	175,609
0000090 TRANSFERS TOTALS	175,609
EXP TOTAL FOR DIV 0600	290,499
TOTAL FOR DIV 0600	-2,632,448
TOTAL FOR DEPT	-2,632,448
FUND: 1010 GENERAL OPERATING	
DEPT: 01 AUDIT AND CONTROL	
DIV : 01 AUDIT & CONTROL	
0000002 DEPARTMENTAL INCOME	
5000330 SINGLE AUDIT CHARGEBACK	50,000

2011 OPERATING BUDGET

0000002 DEPARTMENTAL INCOME TOTALS	50,000
0000008 STATE AID	
5000810 COURT ASSIGNED ATTORNEYS	900,000
0000008 STATE AID TOTALS	900,000
REV TOTAL FOR DIV 0101	950,000
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	363,960
6001001 SALARIES PART-TIME	33,168
0000010 PERSONAL SERVICE TOTALS	397,128
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	400
6004012 OFFICE SUPPLIES	1,200
6004055 COMPUTER SOFTWARE AND SUPPLIES	500
6004100 POSTAGE AND FREIGHT	60
6004105 DUES AND MEMBERSHIPS	790
6004160 MILEAGE AND PARKING-LOCAL	500
6004501 AUDIT FEES	191,280
6004539 COURT ASSIGNED ATTORNEY-PUBLIC	1,300,000
6004540 COURT ASSIGNED ATTORNEY-FAMILY	955,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	2,449,730
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	223
0000041 CHARGEBACK EXPENSES TOTALS	223
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	72,474
6008002 SOCIAL SECURITY	30,801
6008004 WORKERS COMPENSATION	4,079
6008006 LIFE INSURANCE	154
6008007 HEALTH INSURANCE	55,594
6008009 RETIREE HEALTH INSURANCE	70,478
6008010 DISABILITY INSURANCE	645
0000080 EMPLOYEE BENEFITS TOTALS	234,225
EXP TOTAL FOR DIV 0101	3,081,306
TOTAL FOR DIV 0101	-2,131,306

FUND: 1010 GENERAL OPERATING

DEPT: 01 AUDIT AND CONTROL

DIV : 02 WEIGHTS & MEASURES

0000002 DEPARTMENTAL INCOME	
5000118 FEES FOR SERVICES	55,000
0000002 DEPARTMENTAL INCOME TOTALS	55,000
REV TOTAL FOR DIV 0102	55,000
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	104,832
0000010 PERSONAL SERVICE TOTALS	104,832
0000040 CONTRACTUAL EXPENDITURES	
6004048 MISC OPERATIONAL SUPPLIES	900
6004052 UNIFORMS	500
6004105 DUES AND MEMBERSHIPS	265
0000040 CONTRACTUAL EXPENDITURES TOTALS	1,665

2011 OPERATING BUDGET

0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	897
6004615 GASOLINE CHARGEBACK	1,772
6004626 TRANSPORTATION SERVICES CHARGE	6,809
0000041 CHARGEBACK EXPENSES TOTALS	9,478
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	18,870
6008002 SOCIAL SECURITY	8,020
6008006 LIFE INSURANCE	38
6008007 HEALTH INSURANCE	22,622
6008009 RETIREE HEALTH INSURANCE	38,259
6008010 DISABILITY INSURANCE	129
0000080 EMPLOYEE BENEFITS TOTALS	87,938
EXP TOTAL FOR DIV 0102	203,913
TOTAL FOR DIV 0102	-148,913
TOTAL FOR DEPT	-2,280,219

FUND : 2060 CENTRAL KITCHEN OPERATING

DEPT : 02 CENTRAL FOODS

DIV : 01 CENTRAL FOODS- ADMIN

0000002 DEPARTMENTAL INCOME	
5000328 CHARGES FOR FOOD SERVICE	4,640,699
0000002 DEPARTMENTAL INCOME TOTALS	4,640,699
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	500
0000003 USE OF MONEY TOTALS	500
0000009 FEDERAL AID	
5000952 ARRA DEBT REIMBURSEMENT	4,210
0000009 FEDERAL AID TOTAL	4,210
REV TOTAL FOR DIV 0201	4,645,409
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	858,189
6001001 SALARIES PART-TIME	362,403
6001002 SALARIES TEMPORARY	41,824
6001003 SALARIES OVERTIME	15,916
6001009 OTHER PERSONNEL SERVICES	5,200
0000010 PERSONAL SERVICE TOTALS	1,283,532
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	300
6004012 OFFICE SUPPLIES	2,800
6004021 BLDG MAINTENANCE SUPPLIES	2,000
6004022 FUEL AND HEATING SUPPLIES	50,004
6004023 BLDG AND GROUNDS SUPPLIES	800
6004030 FOOD AND BEVERAGES	1,823,674
6004031 KITCHEN AND DINING ROOM SUPPLI	278,386
6004048 MISC OPERATIONAL SUPPLIES	48,400
6004054 SAFETY SUPPLIES	5,160
6004105 DUES AND MEMBERSHIPS	300
6004113 WATER AND SEWAGE CHARGES	3,732
6004114 HEATING AND AIR COND PLANT EXP	1,000

2011 OPERATING BUDGET

6004115 ELECTRIC CURRENT	80,000
6004117 BUILDING AND GROUNDS EXPENSES	51,251
6004120 KITCHEN & DINING ROOM EXPENSES	43,517
6004121 LAUNDRY AND DRY CLEANING EXPEN	3,024
6004130 MOTOR EQUIP REPAIRS AND MAINT	2,810
6004137 ADVERTISING AND PROMOTION EXPE	150
6004138 OTHER OPERATIONAL EXPENSES	1,000
6004192 SOFTWARE MAINTENANCE	11,130
6004196 COPYING MACHINE RENTALS	3,360
6004567 DIETARY SERVICES	8,351
0000040 CONTRACTUAL EXPENDITURES TOTALS	2,421,669
0000041 CHARGEBACK EXPENSES	
6004601 INDIRECT COSTS	82,000
6004602 INSURANCE PREMIUM CHARGEBACK	1,001
6004614 OTHER CHARGEBACK EXPENSES	200
6004615 GASOLINE CHARGEBACK	25,551
6004619 BUILDING SERVICE CHARGEBACK	10,000
0000041 CHARGEBACK EXPENSES TOTALS	118,752
0000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	38,270
0000060 PRINCIPAL ON INDEBTEDNESS TOTALS	38,270
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	27,729
6007005 INTEREST ON CAPITAL LEASE	250
0000070 INTEREST ON INDEBTEDNESS TOTALS	27,979
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	189,146
6008002 SOCIAL SECURITY	98,183
6008004 WORKERS COMPENSATION	27,625
6008006 LIFE INSURANCE	703
6008007 HEALTH INSURANCE	258,563
6008009 RETIREE HEALTH INSURANCE	59,814
6008010 DISABILITY INSURANCE	3,999
6008011 UNEMPLOYMENT INSURANCE	500
0000080 EMPLOYEE BENEFITS TOTALS	638,533
EXP TOTAL FOR DIV 0201	4,528,735
TOTAL FOR DIV 0201	116,674

FUND : 1010 GENERAL OPERATING

DEPT : 03 CORONERS

DIV : 00 CORONERS

0000010 PERSONAL SERVICE	
6001001 SALARIES PART-TIME	112,000
0000010 PERSONAL SERVICE TOTALS	112,000
0000040 CONTRACTUAL EXPENDITURES	
6004105 DUES AND MEMBERSHIPS	200
6004143 TRANSPORTATION SERVICES	31,000
6004406 MEDICAL AND HOSPITAL SERVICES	177,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	208,200
0000080 EMPLOYEE BENEFITS	

2011 OPERATING BUDGET

6008001 STATE RETIREMENT	15,120
6008002 SOCIAL SECURITY	8,568
6008004 WORKERS COMPENSATION	811
0000080 EMPLOYEE BENEFITS TOTALS	24,499
EXP TOTAL FOR DIV 0300	344,699
TOTAL FOR DIV 0300	-344,699
TOTAL FOR DEPT	-344,699

FUND : 1010 GENERAL OPERATING

DEPT : 07 ELECTIONS

DIV : 00 ELECTIONS

0000002 DEPARTMENTAL INCOME	
5000179 CHARGES FOR SERVICES	300,000
0000002 DEPARTMENTAL INCOME TOTALS	300,000
0000006 SALE OF PROP AND COMP FOR LOSS	
5000515 MINOR SALES - ELECTIONS	500
0000006 SALE OF PROP AND COMP FOR LOSS TOTALS	500
REV TOTAL FOR DIV 0700	300,500
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	270,391
6001001 SALARIES PART-TIME	15,000
6001002 SALARIES TEMPORARY	130,000
6001003 SALARIES OVERTIME	15,000
0000010 PERSONAL SERVICE TOTALS	430,391
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	500
6004011 DUPLICATING AND PRINTING RM SU	170,000
6004012 OFFICE SUPPLIES	10,000
6004055 COMPUTER SOFTWARE AND SUPPLIES	9,500
6004056 COMPUTER EQUIPMENT(NON CAPITAL	1,000
6004100 POSTAGE AND FREIGHT	26,000
6004105 DUES AND MEMBERSHIPS	210
6004106 GENERAL OFFICE EXPENSES	4,500
6004111 BUILDING AND LAND RENTAL	43,610
6004137 ADVERTISING AND PROMOTION EXPE	10,000
6004138 OTHER OPERATIONAL EXPENSES	280,000
6004160 MILEAGE AND PARKING-LOCAL	6,500
6004169 DAY TRIP MEAL REIMBURSEMENT	100
6004192 SOFTWARE MAINTENANCE	55,427
6004196 COPYING MACHINE RENTALS	3,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	620,347
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	5,125
6004615 GASOLINE CHARGEBACK	421
0000041 CHARGEBACK EXPENSES TOTALS	5,546
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	50,021
6008002 SOCIAL SECURITY	21,833
6008004 WORKERS COMPENSATION	9,958
6008006 LIFE INSURANCE	153

2011 OPERATING BUDGET

6008007 HEALTH INSURANCE	67,865
6008009 RETIREE HEALTH INSURANCE	53,357
6008010 DISABILITY INSURANCE	645
0000080 EMPLOYEE BENEFITS TOTALS	203,832
EXP TOTAL FOR DIV 0700	1,260,116
TOTAL FOR DIV 0700	-959,616
TOTAL FOR DEPT	-959,616

**FUND : 1010 GENERAL OPERATING
DEPT : 45 OFFICE OF MANAGEMENT AND BUDGET**

0000001 TAX ITEMS	
5000001 REAL PROPERTY TAXES	67,918,995
5000003 PAYMENT IN LIEU OF TAXES	850,000
5000004 INTEREST AND PENALTIES-REAL PROP TAX	3,000,000
5000010 SALES AND USE TAX	75,002,911
0000001 TAX ITEMS TOTAL	146,771,906
0000002 DEPARTMENTAL INCOME	
5000101 PUBLIC ADMINISTRATOR FEES	2,500
5000102 COMMISSIONER OF FINANCE	70,000
5000188 COMMUNITY COLLEGE CAPITAL COST	400,000
0000002 DEPARTMENTAL INCOME TOTALS	472,500
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	100,000
0000003 USE OF MONEY TOTALS	100,000
0000007 MISC INTERFUND REVENUES	
5000550 OTB-DISTRIBUTED EARNINGS	450,000
0000007 MISC INTERFUND REVENUES TOTAL	450,000
0000006 SALE OF PROP AND COMP FOR LOSS TOTALS	
REV TOTAL FOR DEPT 45000000	147,794,406
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	794,889
0000010 PERSONAL SERVICE TOTALS	794,889
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	1,170
6004012 OFFICE SUPPLIES	3,500
6004100 POSTAGE AND FREIGHT	105
6004105 DUES AND MEMBERSHIPS	1,000
6004106 GENERAL OFFICE EXPENSES	1,200
6004192 SOFTWARE MAINTENANCE	3,500
6004196 COPYING MACHINE RENTALS	2,600
6004538 LEGAL CHARGES AND FEES	300
6004169 DAY TRIP MEAL REIMBURSEMENT	13,375
0000040 CONTRACTUAL EXPENDITURES TOTALS	
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	207
0000041 CHARGEBACK EXPENSES TOTALS	207
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	143,080
6008002 SOCIAL SECURITY	60,808
6008004 WORKERS COMPENSATION	4,381

2011 OPERATING BUDGET

6008006 LIFE INSURANCE	266
6008007 HEALTH INSURANCE	152,726
6008009 RETIREE HEALTH INSURANCE	59,329
6008010 DISABILITY INSURANCE	903
0000080 EMPLOYEE BENEFITS TOTALS	421,493
EXP TOTAL FOR DEPT 45	1,229,964
TOTAL FOR DEPT	146,465,442

FUND : 1010 GENERAL OPERATING
DEPT : 10 INFORMATION TECHNOLOGY
DIV : 01 IT-COMMUNICATION SERVICES

0000002 DEPARTMENTAL INCOME	
5000189 OTHER LOCAL GOVERNMENTS	103,400
5000307 CENTRAL SERVICES CHARGES	260,780
5000317 PRINTING CHARGEBACKS	131,000
5000333 OTHER DEPARTMENTAL CHARGEBACK	6,275
5000426 MISCELLANEOUS	23,135
0000002 DEPARTMENTAL INCOME TOTALS	524,590
REV TOTAL FOR DIV 1001	524,590
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	248,056
6001001 SALARIES PART-TIME	13,404
0000010 PERSONAL SERVICE TOTALS	261,460
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	500
6004011 DUPLICATING AND PRINTING RM SU	11,000
6004012 OFFICE SUPPLIES	48,000
6004100 POSTAGE AND FREIGHT	575,569
6004106 GENERAL OFFICE EXPENSES	1,500
6004195 HARDWARE RENTAL	11,028
6004196 COPYING MACHINE RENTALS	62,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	709,597
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	1,662
6004615 GASOLINE CHARGEBACK	1,885
0000041 CHARGEBACK EXPENSES TOTALS	3,547
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	44,651
6008002 SOCIAL SECURITY	20,001
6008004 WORKERS COMPENSATION	3,662
6008006 LIFE INSURANCE	135
6008007 HEALTH INSURANCE	56,078
6008009 RETIREE HEALTH INSURANCE	78,916
6008010 DISABILITY INSURANCE	903
0000080 EMPLOYEE BENEFITS TOTALS	204,346
EXP TOTAL FOR DIV 1001	1,178,950
TOTAL FOR DIV 1001	-654,360

2011 OPERATING BUDGET

FUND : 1010 GENERAL OPERATING	
DEPT : 10 INFORMATION TECHNOLOGY	
DIV : 02 IT-INFORMATION SERVICES	
5000305 DATA PROCESSING SERVICES	1,570,696
5000426 MISCELLANEOUS	7,680
0000002 DEPARTMENTAL INCOME TOTALS	1,578,376
REV TOTAL FOR DIV 1002	1,578,376
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	1,450,960
6001002 SALARIES TEMPORARY	12,942
6001003 SALARIES OVERTIME	8,000
6001004 SALARIES SHIFT DIFFERENTIAL	150
6001008 STAND-BY PAY	7,000
0000010 PERSONAL SERVICE TOTALS	1,479,052
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	1,000
6004012 OFFICE SUPPLIES	1,000
6004048 MISC OPERATIONAL SUPPLIES	8,240
6004055 COMPUTER SOFTWARE AND SUPPLIES	92,331
6004082 COMPUTER CENTER SUPPLIES	19,560
6004100 POSTAGE AND FREIGHT	760
6004105 DUES AND MEMBERSHIPS	50
6004160 MILEAGE AND PARKING-LOCAL	800
6004169 DAY TRIP MEAL REIMBURSEMENT	96
6004192 SOFTWARE MAINTENANCE	414,800
6004193 HARDWARE MAINTENANCE	101,014
6004195 HARDWARE RENTAL	291,491
6004196 COPYING MACHINE RENTALS	1,800
6004505 CONTRACTED DATA PROCESSING SER	22,711
0000040 CONTRACTUAL EXPENDITURES TOTALS	955,653
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	4,432
6004615 GASOLINE CHARGEBACK	808
0000041 CHARGEBACK EXPENSES TOTALS	5,240
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	264,663
6008002 SOCIAL SECURITY	113,148
6008004 WORKERS COMPENSATION	10,172
6008006 LIFE INSURANCE	442
6008007 HEALTH INSURANCE	210,687
6008009 RETIREE HEALTH INSURANCE	150,361
6008010 DISABILITY INSURANCE	1,290
0000080 EMPLOYEE BENEFITS TOTALS	750,763
EXP TOTAL FOR DIV 1002	3,190,708
TOTAL FOR DIV 1002	-1,612,332
FUND : 1010 GENERAL OPERATING	
DEPT : 10 INFORMATION TECHNOLOGY	
DIV : 03 IT-TELECOMMUNICATIONS	
5000111 TELEPHONE CHGS - OUTSIDE USERS	73,480

2011 OPERATING BUDGET

5000315 TELEPHONE CHGS - COUNTY OWNED	391,285
0000002 DEPARTMENTAL INCOME TOTALS	464,765
REV TOTAL FOR DIV 1003	464,765
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	133,417
6001003 SALARIES OVERTIME	640
0000010 PERSONAL SERVICE TOTALS	134,057
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	198
6004012 OFFICE SUPPLIES	565
6004055 COMPUTER SOFTWARE AND SUPPLIES	2,550
6004100 POSTAGE AND FREIGHT	400
6004101 TELEPHONE	37,416
6004102 TELEPHONE EQUIPMENT	487,242
6004103 TELEPHONE LOCAL CALLS	38,152
6004104 TELEPHONE LONG DISTANCE	23,881
6004105 DUES AND MEMBERSHIPS	150
6004138 OTHER OPERATIONAL EXPENSES	19,837
6004160 MILEAGE AND PARKING-LOCAL	50
6004195 HARDWARE RENTAL	130,731
0000040 CONTRACTUAL EXPENDITURES TOTALS	741,172
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	369
6004615 GASOLINE CHARGEBACK	3,407
6004616 FLEET SERVICE CHARGEBACK	3,693
0000041 CHARGEBACK EXPENSES TOTALS	7,469
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	24,245
6008002 SOCIAL SECURITY	10,304
6008004 WORKERS COMPENSATION	814
6008006 LIFE INSURANCE	38
6008007 HEALTH INSURANCE	22,622
6008009 RETIREE HEALTH INSURANCE	17,479
6008010 DISABILITY INSURANCE	129
0000080 EMPLOYEE BENEFITS TOTALS	75,631
EXP TOTAL FOR DIV 1003	958,329
TOTAL FOR DIV 1003	-493,564
TOTAL FOR DEPT	-2,749,228

FUND : 1010 GENERAL OPERATING

DEPT : 11 LAW

DIV : 01 LAW

5000310 COUNTY ATTORNEY FEES & CHARGES	336,885
5000428 OTHER CHARGES	12,000
0000002 DEPARTMENTAL INCOME TOTALS	348,885
REV TOTAL FOR DIV 1101	348,885
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	649,484
0000010 PERSONAL SERVICE TOTALS	649,484
0000040 CONTRACTUAL EXPENDITURES	

2011 OPERATING BUDGET

6004010 BOOKS AND SUBSCRIPTIONS	20,000
6004012 OFFICE SUPPLIES	6,850
6004055 COMPUTER SOFTWARE AND SUPPLIES	3,000
6004056 COMPUTER EQUIPMENT(NON CAPITAL	1,000
6004100 POSTAGE AND FREIGHT	750
6004105 DUES AND MEMBERSHIPS	3,000
6004106 GENERAL OFFICE EXPENSES	485
6004160 MILEAGE AND PARKING-LOCAL	100
6004161 TRAVEL HOTEL AND MEALS	3,250
6004162 EDUCATION AND TRAINING	3,500
6004168 OTHER PERSONAL EXPENSES	150
6004196 COPYING MACHINE RENTALS	2,700
6004505 CONTRACTED DATA PROCESSING SER	13,500
6004534 JUROR FEES AND COURT EXPENSES	2,500
6004537 INVESTIGATIONS EXPENSES	2,000
6004538 LEGAL CHARGES AND FEES	70,000
6004541 STENOGRAPHIC SERVICES	12,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	144,785
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	230
0000041 CHARGEBACK EXPENSES TOTALS	230
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	116,907
6008002 SOCIAL SECURITY	49,686
6008004 WORKERS COMPENSATION	4,867
6008006 LIFE INSURANCE	190
6008007 HEALTH INSURANCE	151,050
6008009 RETIREE HEALTH INSURANCE	59,939
0000080 EMPLOYEE BENEFITS TOTALS	382,639
EXP TOTAL FOR DIV 1101	1177,138
TOTAL FOR DIV 1101	-828,253

FUND : 1010 GENERAL OPERATING

DEPT : 11 LAW

DIV : 02 LAW-DSS LEGAL UNIT

5000313 CHARGEBACKS - D S S	1097,115
0000002 DEPARTMENTAL INCOME TOTALS	1097,115
REV TOTAL FOR DIV 1102	1097,115
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	700,232
6001010 SALARY ADJUSTMENTS	4,963
0000010 PERSONAL SERVICE TOTALS	705,195
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	10,800
6004012 OFFICE SUPPLIES	6,870
6004100 POSTAGE AND FREIGHT	500
6004105 DUES AND MEMBERSHIPS	1,600
6004106 GENERAL OFFICE EXPENSES	500
6004137 ADVERTISING AND PROMOTION EXPE	500
6004160 MILEAGE AND PARKING-LOCAL	100

2011 OPERATING BUDGET

6004161 TRAVEL HOTEL AND MEALS	1,700
6004162 EDUCATION AND TRAINING	1,000
6004168 OTHER PERSONAL EXPENSES	120
6004192 SOFTWARE MAINTENANCE	1,872
6004193 HARDWARE MAINTENANCE	475
6004536 WITNESS EXPENSES	1,500
6004538 LEGAL CHARGES AND FEES	12,000
6004541 STENOGRAPHIC SERVICES	500
0000040 CONTRACTUAL EXPENDITURES TOTALS	40,037
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	231
6004618 OFFICE SUPPLIES CHARGEBACK	4,200
0000041 CHARGEBACK EXPENSES TOTALS	4,431
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	126,042
6008002 SOCIAL SECURITY	53,568
6008004 WORKERS COMPENSATION	4,867
6008006 LIFE INSURANCE	230
6008007 HEALTH INSURANCE	132,118
6008009 RETIREE HEALTH INSURANCE	23,527
0000080 EMPLOYEE BENEFITS TOTALS	340,352
EXP TOTAL FOR DIV 1102	1,090,015
TOTAL FOR DIV 1102	7,100
TOTAL FOR DEPT	-821,153

FUND : 1010 GENERAL OPERATING

DEPT : 13 PERSONNEL

DIV : 00 PERSONNEL

0000002 DEPARTMENTAL INCOME	
5000204 CIVIL SERVICE APPLICATION FEE	7,000
5000301 HEALTH CARE ADMINISTRATION	38,135
0000002 DEPARTMENTAL INCOME TOTALS	45,135
REV TOTAL FOR DIV 1300	45,135
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	476,063
6001001 SALARIES PART-TIME	10,979
6001002 SALARIES TEMPORARY	15,880
6001003 SALARIES OVERTIME	1,200
0000010 PERSONAL SERVICE TOTALS	504,122
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	100
6004012 OFFICE SUPPLIES	1,500
6004055 COMPUTER SOFTWARE AND SUPPLIES	200
6004105 DUES AND MEMBERSHIPS	300
6004106 GENERAL OFFICE EXPENSES	300
6004137 ADVERTISING AND PROMOTION EXPE	300
6004160 MILEAGE AND PARKING-LOCAL	100
6004163 MANAGEMENT TRAINING PROGRAM	500
6004168 OTHER PERSONAL EXPENSES	100
6004169 DAY TRIP MEAL REIMBURSEMENT	100

2011 OPERATING BUDGET

6004196 COPYING MACHINE RENTALS	1,300
6004573 OTHER FEES FOR SERVICES	2,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	6,800
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	320
6004614 OTHER CHARGEBACK EXPENSES	745
0000041 CHARGEBACK EXPENSES TOTALS	1,065
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	87,882
6008002 SOCIAL SECURITY	37,350
6008004 WORKERS COMPENSATION	4,242
6008006 LIFE INSURANCE	209
6008007 HEALTH INSURANCE	118,034
6008009 RETIREE HEALTH INSURANCE	60,852
6008012 EMPLOYEE TUITION REIMBURSEMENT	12,000
0000080 EMPLOYEE BENEFITS TOTALS	320,569
EXP TOTAL FOR DIV 1300	832,556
TOTAL FOR DIV 1300	-787,421
TOTAL FOR DEPT	-787,421

FUND : 1010 GENERAL OPERATING

DEPT : 14 PUBLIC DEFENDER

DIV : 00 PUBLIC DEFENDER

5000110 PUBLIC DEFENDER SERVICES	800
0000002 DEPARTMENTAL INCOME TOTALS	800
0000008 STATE AID	
5000818 MAJOR OFFENCE PUBLIC DEFENDER	22,100
0000008 STATE AID TOTALS	22,100
REV TOTAL FOR DIV 1400	22,900
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	1,216,112
0000010 PERSONAL SERVICE TOTALS	1,216,112
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	19,000
6004012 OFFICE SUPPLIES	12,000
6004041 PHOTOGRAPHIC SUPPLIES	100
6004046 GAS OIL GREASE AND DIESEL FUEL	50
6004100 POSTAGE AND FREIGHT	150
6004106 GENERAL OFFICE EXPENSES	5,500
6004131 PHOTOGRAPHIC EXPENSES	100
6004160 MILEAGE AND PARKING-LOCAL	3,000
6004161 TRAVEL HOTEL AND MEALS	500
6004162 EDUCATION AND TRAINING	2,000
6004168 OTHER PERSONAL EXPENSES	100
6004169 DAY TRIP MEAL REIMBURSEMENT	50
6004196 COPYING MACHINE RENTALS	5,500
6004536 WITNESS EXPENSES	12,000
6004538 LEGAL CHARGES AND FEES	2,250
6004541 STENOGRAPHIC SERVICES	1,750
0000040 CONTRACTUAL EXPENDITURES TOTALS	64,050

2011 OPERATING BUDGET

0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	2,406
6004604 DPW SECURITY CHARGEBACKS	83,631
6004605 COUNTY ATTORNEY CHARGEBACKS	1,750
6004606 TELEPHONE BILLING ACCOUNT	11,933
6004609 DATA PROCESSING CHARGEBACKS	46,133
6004614 OTHER CHARGEBACK EXPENSES	400
6004615 GASOLINE CHARGEBACK	1,977
6004617 DUPLICATING/PRINTING CHARGEBAC	3,000
6004618 OFFICE SUPPLIES CHARGEBACK	6,200
6004619 BUILDING SERVICE CHARGEBACK	82,000
0000041 CHARGEBACK EXPENSES TOTALS	239,430
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	218,899
6008002 SOCIAL SECURITY	93,033
6008004 WORKERS COMPENSATION	8,737
6008006 LIFE INSURANCE	399
6008007 HEALTH INSURANCE	249,394
6008009 RETIREE HEALTH INSURANCE	7,193
6008010 DISABILITY INSURANCE	1,032
0000080 EMPLOYEE BENEFITS TOTALS	578,687
EXP TOTAL FOR DIV 1400	2,098,279
TOTAL FOR DIV 1400	-2,075,379
TOTAL FOR DEPT	-2,075,379

FUND : 1010 GENERAL OPERATING

DEPT : 15 PUBLIC WORKS

DIV : 01 DPW-ADMIN

0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	31,923
0000010 PERSONAL SERVICE TOTALS	31,923
0000040 CONTRACTUAL EXPENDITURES	
6004012 OFFICE SUPPLIES	500
6004196 COPYING MACHINE RENTALS	1,962
0000040 CONTRACTUAL EXPENDITURES TOTALS	2,462
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	1,484
0000041 CHARGEBACK EXPENSES TOTALS	1,484
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	5,746
6008002 SOCIAL SECURITY	2,442
6008004 WORKERS COMPENSATION	225
6008006 LIFE INSURANCE	19
6008007 HEALTH INSURANCE	16,508
6008009 RETIREE HEALTH INSURANCE	67,972
6008010 DISABILITY INSURANCE	129
0000080 EMPLOYEE BENEFITS TOTALS	93,041
EXP TOTAL FOR DIV 1501	128,910
TOTAL FOR DIV 1501	-128,910

2011 OPERATING BUDGET

FUND : 1010 GENERAL OPERATING

DEPT : 15 PUBLIC WORKS

DIV : 02 DPW-BLDGS/GROUNDS

0000002 DEPARTMENTAL INCOME	
5000186 REIMBURSEMENT - GOVERNMENT PLA	150,000
5000302 BUILDING SERVICE CHARGEBACKS	350,531
5000312 RENTAL CHARGEBACKS	60,430
0000002 DEPARTMENTAL INCOME TOTALS	560,961
0000006 SALE OF PROP AND COMP FOR LOSS	
5000516 MINOR SALES - PUBLIC WORKS	1,000
0000006 SALE OF PROP AND COMP FOR LOSS TOTALS	1,000
0000008 STATE AID	
5000809 STATE AID - COURT FACILITIES	400,000
0000008 STATE AID TOTALS	400,000
REV TOTAL FOR DIV 1502	961,961
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	1,579,553
6001001 SALARIES PART-TIME	108,944
6001002 SALARIES TEMPORARY	22,000
6001003 SALARIES OVERTIME	50,000
6001004 SALARIES SHIFT DIFFERENTIAL	5,000
6001006 OUT OF TITLE PAY	4,000
6001009 OTHER PERSONNEL SERVICES	8,000
0000010 PERSONAL SERVICE TOTALS	1,777,497
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	500
6004012 OFFICE SUPPLIES	2,500
6004021 BLDG MAINTENANCE SUPPLIES	146,000
6004022 FUEL AND HEATING SUPPLIES	606,000
6004023 BLDG AND GROUNDS SUPPLIES	93,000
6004040 MOTOR EQUIPMENT SUPPLIES	2,200
6004046 GAS OIL GREASE AND DIESEL FUEL	4,500
6004047 TIRES AND TUBES	200
6004048 MISC OPERATIONAL SUPPLIES	15,000
6004052 UNIFORMS	11,000
6004054 SAFETY SUPPLIES	10,000
6004055 COMPUTER SOFTWARE AND SUPPLIES	12,000
6004100 POSTAGE AND FREIGHT	400
6004105 DUES AND MEMBERSHIPS	100
6004110 DPW BUILDING SERVICE EXPENSES	200
6004112 BLDG GROUNDS AND EQUIP REPAIR	65,000
6004113 WATER AND SEWAGE CHARGES	170,000
6004115 ELECTRIC CURRENT	1,115,000
6004117 BUILDING AND GROUNDS EXPENSES	193,000
6004130 MOTOR EQUIP REPAIRS AND MAINT	108
6004137 ADVERTISING AND PROMOTION EXPE	100
6004138 OTHER OPERATIONAL EXPENSES	88,000
6004191 OUTSIDE RENTALS-MACHINERY	200
6004196 COPYING MACHINE RENTALS	100
6004572 ENGINEERING AND ARCHITECTURAL	4,000

2011 OPERATING BUDGET

6004583 TAXES ON COUNTY PROPERTY	500
0000040 CONTRACTUAL EXPENDITURES TOTALS	2,539,608
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	44,622
6004604 DPW SECURITY CHARGEBACKS	93,754
6004605 COUNTY ATTORNEY CHARGEBACKS	131,250
6004614 OTHER CHARGEBACK EXPENSES	1,500
6004615 GASOLINE CHARGEBACK	32,129
6004619 BUILDING SERVICE CHARGEBACK	40,000
6004626 TRANSPORTATION SERVICES CHARGE	20,427
0000041 CHARGEBACK EXPENSES TOTALS	363,682
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	308,820
6008002 SOCIAL SECURITY	136,096
6008004 WORKERS COMPENSATION	31,968
6008006 LIFE INSURANCE	730
6008007 HEALTH INSURANCE	431,293
6008009 RETIREE HEALTH INSURANCE	224,558
0000080 EMPLOYEE BENEFITS TOTALS	1,133,465
EXP TOTAL FOR DIV 1502	5,814,252
TOTAL FOR DIV 1502	-4,852,291

FUND : 1010 GENERAL OPERATING

DEPT : 15 PUBLIC WORKS

DIV : 03 DPW-ENGINEERING

0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	612,142
6001003 SALARIES OVERTIME	7,150
0000010 PERSONAL SERVICE TOTALS	619,292
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	1,000
6004011 DUPLICATING AND PRINTING RM SU	1,000
6004012 OFFICE SUPPLIES	2,500
6004042 ENGINEERING SUPPLIES	2,700
6004048 MISC OPERATIONAL SUPPLIES	950
6004054 SAFETY SUPPLIES	1,240
6004055 COMPUTER SOFTWARE AND SUPPLIES	13,000
6004100 POSTAGE AND FREIGHT	400
6004105 DUES AND MEMBERSHIPS	100
6004132 ENGINEERING EXPENSES	600
6004137 ADVERTISING AND PROMOTION EXPE	1,000
6004138 OTHER OPERATIONAL EXPENSES	1,450
6004160 MILEAGE AND PARKING-LOCAL	200
6004161 TRAVEL HOTEL AND MEALS	750
6004162 EDUCATION AND TRAINING	2,500
0000040 CONTRACTUAL EXPENDITURES TOTALS	29,390
0000041 CHARGEBACK EXPENSES	
6004615 GASOLINE CHARGEBACK	4,120
0000041 CHARGEBACK EXPENSES TOTALS	4,120
0000080 EMPLOYEE BENEFITS	

2011 OPERATING BUDGET

6008001 STATE RETIREMENT	110,185
6008002 SOCIAL SECURITY	46,829
6008004 WORKERS COMPENSATION	5,885
6008006 LIFE INSURANCE	192
6008007 HEALTH INSURANCE	128,953
6008009 RETIREE HEALTH INSURANCE	172,661
6008010 DISABILITY INSURANCE	903
0000080 EMPLOYEE BENEFITS TOTALS	465,608
EXP TOTAL FOR DIV 1503	1,118,410
TOTAL FOR DIV 1503	-1,118,410
TOTAL FOR DEPT	-6,099,611

FUND : 2070 FLEET OPERATING

DEPT : 09 FLEET MANAGEMENT

DIV : 00 FLEET MANAGEMENT

0000002 DEPARTMENTAL INCOME	
5000229 BCC CHARGES	40,000
5000304 CHARGES FOR GAS	231,664
5000333 OTHER DEPARTMENTAL CHARGEBACK	122,560
0000002 DEPARTMENTAL INCOME TOTALS	394,224
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	7,500
0000003 USE OF MONEY TOTALS	7,500
0000009 FERERAL AID	
5000952 ARRA DEBT REIMBURSEMENT	2,226
0000009 FEDERAL AID TOTAL	2,226
REV TOTAL FOR DIV 0900	403,950
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	114,854
6001003 SALARIES OVERTIME	1,000
6001006 OUT OF TITLE PAY	350
6001008 STAND-BY PAY	800
6001009 OTHER PERSONNEL SERVICES	200
0000010 PERSONAL SERVICE TOTALS	117,204
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	200
6004012 OFFICE SUPPLIES	1,000
6004021 BLDG MAINTENANCE SUPPLIES	200
6004023 BLDG AND GROUNDS SUPPLIES	400
6004040 MOTOR EQUIPMENT SUPPLIES	80,000
6004046 GAS OIL GREASE AND DIESEL FUEL	400,000
6004047 TIRES AND TUBES	32,000
6004048 MISC OPERATIONAL SUPPLIES	1,000
6004052 UNIFORMS	1,200
6004054 SAFETY SUPPLIES	750
6004055 COMPUTER SOFTWARE AND SUPPLIES	2,000
6004117 BUILDING AND GROUNDS EXPENSES	5,000
6004130 MOTOR EQUIP REPAIRS AND MAINT	15,000
6004138 OTHER OPERATIONAL EXPENSES	5,000
6004504 OTHER FINANCIAL SERVICES	275

2011 OPERATING BUDGET

0000040 CONTRACTUAL EXPENDITURES TOTALS	544,025
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	867
6004615 GASOLINE CHARGEBACK	2,090
6004626 TRANSPORTATION SERVICES CHARGE	13,618
0000041 CHARGEBACK EXPENSES TOTALS	16,575
0000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	85,776
0000060 PRINCIPAL ON INDEBTEDNESS TOTALS	85,776
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	33,626
0000070 INTEREST ON SERIAL BONDS TOTALS	33,626
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	20,674
6008002 SOCIAL SECURITY	8,787
6008004 WORKERS COMPENSATION	1,063
6008006 LIFE INSURANCE	58
6008007 HEALTH INSURANCE	34,849
6008009 RETIREE HEALTH INSURANCE	33,016
6008010 DISABILITY INSURANCE	387
0000080 EMPLOYEE BENEFITS TOTALS	98,834
EXP TOTAL FOR DIV 0900	896,040
TOTAL FOR DIV 0900	-492,090

FUND : 1010 GENERAL OPERATING

DEPT : 16 PURCHASING

DIV : 00 PURCHASING

0000005 FINES AND FORFEITURES	
5000500 FORFEITURE OF DEPOSITS	1,500
0000005 FINES AND FORFEITURES TOTALS	1,500
REV TOTAL FOR DIV 1600	1,500
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	182,491
0000010 PERSONAL SERVICE TOTALS	182,491
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	35
6004012 OFFICE SUPPLIES	1,400
6004105 DUES AND MEMBERSHIPS	150
6004106 GENERAL OFFICE EXPENSES	100
6004137 ADVERTISING AND PROMOTION EXPE	2,365
6004138 OTHER OPERATIONAL EXPENSES	450
6004196 COPYING MACHINE RENTALS	1668
0000040 CONTRACTUAL EXPENDITURES TOTALS	6,168
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	150
0000041 CHARGEBACK EXPENSES TOTALS	150
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	32,848
6008002 SOCIAL SECURITY	13,961
6008004 WORKERS COMPENSATION	1,374

2011 OPERATING BUDGET

6008006 LIFE INSURANCE	77
6008007 HEALTH INSURANCE	24,455
6008009 RETIREE HEALTH INSURANCE	30,768
6008010 DISABILITY INSURANCE	258
0000080 EMPLOYEE BENEFITS TOTALS	103,741
EXP TOTAL FOR DIV 1600	292,550
TOTAL FOR DIV 1600	-291,050
TOTAL FOR DEPT	-291,050

FUND : 1010 GENERAL OPERATING
DEPT : 17 REAL PROPERTY TAX SERVICES
DIV : 00 REAL PROPERTY TAX SERVICES

0000001 TAX ITEMS	
5000002 GAIN FROM SALE-TAX ACQ PROPERT	1,000,000
0000001 TAX ITEMS TOTALS	1,000,000
0000002 DEPARTMENTAL INCOME	
5000185 DATA PROCESSING TAX SERVICES	122,960
5000227 TITLE SEARCH FEES	225,000
5000426 MISCELLANEOUS	9,000
5000441 TAX COLLECTION FEES	200,000
0000002 DEPARTMENTAL INCOME TOTALS	556,960
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	65,000
5000460 RENTAL OF REAL PROPERTY INDIVI	10,000
0000003 USE OF MONEY TOTALS	75,000
0000005 FINES AND FORFEITURES	
5000500 FORFEITURE OF DEPOSITS	2,000
0000005 FINES AND FORFEITURES TOTALS	2,000
0000008 STATE AID	
5000803 PROPERTY TAX ADMINISTRATION	9,000
0000008 STATE AID TOTALS	9,000
REV TOTAL FOR DIV 1700	1,642,960
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	492,386
6001002 SALARIES TEMPORARY	29,337
0000010 PERSONAL SERVICE TOTALS	521,723
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	400
6004012 OFFICE SUPPLIES	8,000
6004100 POSTAGE AND FREIGHT	300
6004105 DUES AND MEMBERSHIPS	300
6004106 GENERAL OFFICE EXPENSES	6,000
6004137 ADVERTISING AND PROMOTION EXPE	11,000
6004160 MILEAGE AND PARKING-LOCAL	50
6004161 TRAVEL HOTEL AND MEALS	400
6004162 EDUCATION AND TRAINING	400
6004192 SOFTWARE MAINTENANCE	31,625
6004194 SOFTWARE RENTAL	22,000
6004196 COPYING MACHINE RENTALS	2,500
6004538 LEGAL CHARGES AND FEES	1,800

2011 OPERATING BUDGET

6004584 TAX ACQUIRED PROPERTY EXPENSES	26,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	110,775
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	204
6004615 GASOLINE CHARGEBACK	847
0000041 CHARGEBACK EXPENSES TOTALS	1,051
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	88,629
6008002 SOCIAL SECURITY	41,314
6008004 WORKERS COMPENSATION	5,918
6008006 LIFE INSURANCE	192
6008007 HEALTH INSURANCE	99,554
6008009 RETIREE HEALTH INSURANCE	92,304
6008010 DISABILITY INSURANCE	903
0000080 EMPLOYEE BENEFITS TOTALS	328,814
EXP TOTAL FOR DIV 1700	962,363
TOTAL FOR DIV 1700	680,597
TOTAL FOR DEPT	680,597

FUND : 2090 SELF INSURANCE OPERATING

DEPT : 18 RISK AND INSURANCE

DIV : 02 RISK & INSURANCE-RISK MGMNT

0000002 DEPARTMENTAL INCOME	
5000229 BCC CHARGES	84,170
5000300 WORKERS COMP ADMINISTRATION	198,444
5000301 HEALTH CARE ADMINISTRATION	126,088
5000306 INSURANCE CHARGEBACK	873,814
5000320 COUNTY CONTRIBUTION	200,720
5000406 ACTIVE EMPLOYEE CONTRIBUTION	275,665
0000002 DEPARTMENTAL INCOME TOTALS	1,758,901
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	45,000
0000003 USE OF MONEY TOTALS	45,000
0000006 SALE OF PROP AND COMP FOR LOSS	
5000520 INSURANCE RECOVERIES	71,448
0000006 SALE OF PROP AND COMP FOR LOSS TOTALS	71,448
0000007 MISC INTERFUND REVENUES	
5000530 REFUNDS OF PRIOR YEARS EXPENDI	17,961
5000534 TRANSFER FROM INSURANCE RESERV	500,000
0000007 MISC INTERFUND REVENUES TOTALS	517,961
REV TOTAL FOR DIV 1802	2,393,310
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	339,096
6001002 SALARIES TEMPORARY	4,588
6001003 SALARIES OVERTIME	5,947
0000010 PERSONAL SERVICE TOTALS	349,631
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	400
6004012 OFFICE SUPPLIES	1,000
6004045 TRAINING AND EDUCATIONAL SUPPL	500

2011 OPERATING BUDGET

6004054 SAFETY SUPPLIES	2,000
6004105 DUES AND MEMBERSHIPS	350
6004106 GENERAL OFFICE EXPENSES	250
6004160 MILEAGE AND PARKING-LOCAL	50
6004169 DAY TRIP MEAL REIMBURSEMENT	100
6004196 COPYING MACHINE RENTALS	1,250
6004200 PROPERTY LOSS	210,000
6004201 INSURANCE PREMIUMS	475,000
6004203 INSURANCE CLAIMS	400,000
6004204 COMPENSATION CLAIMS	476,385
6004402 LAB SERVICES	12,000
6004569 CLAIMS ADMINISTRATION	36,250
6004573 OTHER FEES FOR SERVICES	50,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	1,665,535
0000041 CHARGEBACK EXPENSES	
6004601 INDIRECT COSTS	157,300
6004602 INSURANCE PREMIUM CHARGEBACK	469
6004615 GASOLINE CHARGEBACK	201
0000041 CHARGEBACK EXPENSES TOTALS	157,970
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	62,780
6008002 SOCIAL SECURITY	27,007
6008004 WORKERS COMPENSATION	2,410
6008006 LIFE INSURANCE	114
6008007 HEALTH INSURANCE	77,530
6008009 RETIREE HEALTH INSURANCE	17,479
0000080 EMPLOYEE BENEFITS TOTALS	187,320
EXP TOTAL FOR DIV 1802	2,360,456
TOTAL FOR DIV 1802	32,854

FUND : 2080 HEALTH INSURANCE OPERATING
DEPT : 18 RISK AND INSURANCE
DIV : 01 RISK & INSURANCE-HEALTH INS

0000002 DEPARTMENTAL INCOME	
5000229 BCC CHARGES	7,306,221
5000233 PART D MEDICARE CREDITS	744,000
5000320 COUNTY CONTRIBUTION	27,988,289
5000406 ACTIVE EMPLOYEE CONTRIBUTION	3,409,585
5000407 RETIREE CONTRIBUTION	1,480,693
5000408 SURVIVOR & VESTED CONTRIBUTION	335,612
5000409 COBRA CONTRIBUTION	25,000
0000002 DEPARTMENTAL INCOME TOTALS	41,289,400
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	35,000
0000003 USE OF MONEY TOTALS	35,000
0000007 MISC INTERFUND REVENUES	
5000542 PRESCRIPTION REBATES	1,000,000
0000007 MISC INTERFUND REVENUES TOTALS	1,000,000
REV TOTAL FOR DIV 1801	42,324,400
0000040 CONTRACTUAL EXPENDITURES	

2011 OPERATING BUDGET

6004010 BOOKS AND SUBSCRIPTIONS	199
6004012 OFFICE SUPPLIES	950
6004105 DUES AND MEMBERSHIPS	100
6004150 CASE ASSESSMENT	225,272
6004168 OTHER PERSONAL EXPENSES	1,320
6004207 PRESCRIPTION DRUGS	12,835,969
6004208 MEDICAL CARE	8,595,561
6004209 HOSPITAL CARE	11,227,601
6004211 PART C PREMIUMS	726,138
6004257 SERVICES TO PARTICIPANTS	8,288,435
6004403 MEDICARE CREDITS	162,334
6004503 ACTUARY CONSULTANT	70,000
6004569 CLAIMS ADMINISTRATION	816,770
6004573 OTHER FEES FOR SERVICES	80,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	43,030,649
0000041 CHARGEBACK EXPENSES	
6004610 PERSONAL SERVICES CHARGEBACKS	164,223
6004614 OTHER CHARGEBACK EXPENSES	4,000
0000041 CHARGEBACK EXPENSES TOTALS	168,223
EXP TOTAL FOR DIV 1801	43,198,872
TOTAL FOR DEPT	-874,472

FUND : 2100 WORKERS COMP OPERATING

DEPT : 18 RISK AND INSURANCE

DIV : 03 RISK & INSURANCE-WORKERS COMP

0000002 DEPARTMENTAL INCOME	
5000229 BCC CHARGES	214,359
5000300 WORKERS COMP ADMINISTRATION	27,000
5000320 COUNTY CONTRIBUTION	1,994,307
5000334 WORKERS COMPENSATION - OTHER G	135,000
5000405 PARTICIPANTS ASSESSMENTS	666,644
0000002 DEPARTMENTAL INCOME TOTALS	3,037,310
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	30,000
0000003 USE OF MONEY TOTALS	30,000
0000007 MISC INTERFUND REVENUES	
5000530 REFUNDS OF PRIOR YEARS EXPENDI	190,000
5000534 TRANSFER FROM INSURANCE RESERV	200,000
0000007 MISC INTERFUND REVENUES TOTALS	390,000
REV TOTAL FOR DIV 1803	3,457,310
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	85
6004012 OFFICE SUPPLIES	200
6004041 PHOTOGRAPHIC SUPPLIES	100
6004048 MISC OPERATIONAL SUPPLIES	250
6004054 SAFETY SUPPLIES	335
6004100 POSTAGE AND FREIGHT	75
6004105 DUES AND MEMBERSHIPS	55
6004106 GENERAL OFFICE EXPENSES	250
6004150 CASE ASSESSMENT	33,000

2011 OPERATING BUDGET

6004204 COMPENSATION CLAIMS	1,210,000
6004205 MEDICAL CARE AND TREATMENT-COM	825,000
6004206 STATE WORKERS COMP ASSESSMENT	550,000
6004210 SETTLEMENT PAYMENTS	125,000
6004538 LEGAL CHARGES AND FEES	33,000
6004569 CLAIMS ADMINISTRATION	105,000
6004573 OTHER FEES FOR SERVICES	2,500
6004582 JUDGEMENTS AND CLAIMS	310,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	3,194,850
0000041 CHARGEBACK EXPENSES	
6004601 INDIRECT COSTS	5,000
6004604 DPW SECURITY CHARGEBACKS	45,000
6004610 PERSONAL SERVICES CHARGEBACKS	198,444
6004614 OTHER CHARGEBACK EXPENSES	13,016
0000041 CHARGEBACK EXPENSES TOTALS	261,460
EXP TOTAL FOR DIV 1803	3,456,310
TOTAL FOR DEPT	1,000

FUND : 1010 GENERAL OPERATING

DEPT : 23 SHERIFF

DIV : 01 SHERIFF-CORRECTIONS

0000002 DEPARTMENTAL INCOME	
5000114 SHERIFF ID FEES	12,000
5000208 RESTITUTION/REPARATION SURCHAR	5,000
0000002 DEPARTMENTAL INCOME TOTALS	17,000
0000004 LICENSES AND PERMITS	
5000480 PISTOL PERMITS	12,000
0000004 LICENSES AND PERMITS TOTALS	12,000
0000008 STATE AID	
5000816 FELONY PRISONERS	18,000
0000008 STATE AID TOTALS	18,000
0000009 FEDERAL AID	
5000922 OTHER FEDERAL AID	30,000
5000948 U. S. MARSHALL JAIL FACILITY	800,000
0000009 FEDERAL AID TOTALS	830,000
REV TOTAL FOR DIV 2301	877,000
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	9,362,831
6001001 SALARIES PART-TIME	27,991
6001002 SALARIES TEMPORARY	28,104
6001003 SALARIES OVERTIME	1,378,050
6001004 SALARIES SHIFT DIFFERENTIAL	156,600
6001009 OTHER PERSONNEL SERVICES	31,000
6001012 HOLIDAY OVERTIME PAY	530,209
0000010 PERSONAL SERVICE TOTALS	11,514,785
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	8,000
6004012 OFFICE SUPPLIES	18,000
6004021 BLDG MAINTENANCE SUPPLIES	10,000
6004023 BLDG AND GROUNDS SUPPLIES	17,365

2011 OPERATING BUDGET

6004032 HSLD LAUNDRY & CLEANING SUPPLI	40,000
6004033 CLOTHING AND INMATE SUPPLIES	56,278
6004041 PHOTOGRAPHIC SUPPLIES	4,000
6004044 QUARTERMASTER SUPPLIES	15,762
6004045 TRAINING AND EDUCATIONAL SUPPL	25,000
6004046 GAS OIL GREASE AND DIESEL FUEL	3,500
6004048 MISC OPERATIONAL SUPPLIES	15,000
6004053 RECREATIONAL AND ACTIVITY SUPP	1,200
6004055 COMPUTER SOFTWARE AND SUPPLIES	4,500
6004056 COMPUTER EQUIPMENT(NON CAPITAL	4,500
6004061 ENVIRONMENTAL HEALTH SUPPLIES	12,000
6004062 MEDICAL LAB & CLINIC SUPPLIES	3,000
6004063 PRESCRIPTION DRUGS	1,000
6004100 POSTAGE AND FREIGHT	1,000
6004105 DUES AND MEMBERSHIPS	3,305
6004106 GENERAL OFFICE EXPENSES	735
6004117 BUILDING AND GROUNDS EXPENSES	31,538
6004121 LAUNDRY AND DRY CLEANING EXPEN	15,000
6004123 MEDICAL HOSPITAL AND LAB EXPEN	2,000
6004124 INMATE EXPENSE-OTHER FACILITIE	120,000
6004125 RELIGIOUS EXPENSES	72,099
6004131 PHOTOGRAPHIC EXPENSES	1,000
6004136 OPERATIONAL EQUIPMENT REPAIRS	5,000
6004138 OTHER OPERATIONAL EXPENSES	13,000
6004161 TRAVEL HOTEL AND MEALS	2,000
6004165 ADVISORY BD/TRUSTEES EXPENSES	500
6004168 OTHER PERSONAL EXPENSES	500
6004169 DAY TRIP MEAL REIMBURSEMENT	4,000
6004192 SOFTWARE MAINTENANCE	9,223
6004196 COPYING MACHINE RENTALS	4,734
6004402 LAB SERVICES	1,000
6004406 MEDICAL AND HOSPITAL SERVICES	230,000
6004411 PHYSICIAN SERVICES	17,400
6004413 OTHER HEALTH AND MEDICAL SERVI	2,659,790
6004573 OTHER FEES FOR SERVICES	5,000
6004593 OTHER GOVERNMENTS PAYMENTS	133,158
0000040 CONTRACTUAL EXPENDITURES TOTALS	3,571,087
0000041 CHARGEBACK EXPENSES	
6004603 FOOD SERVICE CHARGEBACK SPECIA	900
6004609 DATA PROCESSING CHARGEBACKS	25,000
6004614 OTHER CHARGEBACK EXPENSES	63,415
6004625 FOOD SERVICE CHARGEBACKS	1,692,202
0000041 CHARGEBACK EXPENSES TOTALS	1,781,517
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	2,067,577
6008002 SOCIAL SECURITY	880,862
6008004 WORKERS COMPENSATION	202,568
6008006 LIFE INSURANCE	3,154
6008007 HEALTH INSURANCE	1,959,635
6008009 RETIREE HEALTH INSURANCE	364,382

2011 OPERATING BUDGET

6008010 DISABILITY INSURANCE	21,165
0000080 EMPLOYEE BENEFITS TOTALS	5,499,343
EXP TOTAL FOR DIV 2301	22,366,732
TOTAL FOR DIV 2301	-21,489,732

FUND : 1010 GENERAL OPERATING
DEPT : 23 SHERIFF
DIV : 02 SHERIFF-LAW ENFORCEMENT

0000002 DEPARTMENTAL INCOME	
5000113 SHERIFF FEES	401,871
5000115 RECORD MONEY	560
5000117 OTHER PUB SAFETY DEPT INCOME	34,370
5000333 OTHER DEPARTMENTAL CHARGEBACK	16,000
0000002 DEPARTMENTAL INCOME TOTALS	452,801
REV TOTAL FOR DIV 2302	452,801
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	3,827,217
6001001 SALARIES PART-TIME	17,184
6001003 SALARIES OVERTIME	325,818
6001004 SALARIES SHIFT DIFFERENTIAL	45,696
6001005 DISABILITY 207C	118,916
6001006 OUT OF TITLE PAY	550
6001009 OTHER PERSONNEL SERVICES	38,000
6001012 HOLIDAY OVERTIME PAY	50,515
0000010 PERSONAL SERVICE TOTALS	4,423,896
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	4,058
6004012 OFFICE SUPPLIES	26,202
6004044 QUARTERMASTER SUPPLIES	83,085
6004045 TRAINING AND EDUCATIONAL SUPPL	37,937
6004046 GAS OIL GREASE AND DIESEL FUEL	2,000
6004048 MISC OPERATIONAL SUPPLIES	39,470
6004050 ANIMAL FOOD	2,300
6004053 RECREATIONAL AND ACTIVITY SUPP	6,000
6004055 COMPUTER SOFTWARE AND SUPPLIES	2,500
6004056 COMPUTER EQUIPMENT(NON CAPITAL	500
6004100 POSTAGE AND FREIGHT	9,600
6004105 DUES AND MEMBERSHIPS	3,215
6004106 GENERAL OFFICE EXPENSES	996
6004115 ELECTRIC CURRENT	6,000
6004117 BUILDING AND GROUNDS EXPENSES	1,145
6004121 LAUNDRY AND DRY CLEANING EXPEN	11,268
6004136 OPERATIONAL EQUIPMENT REPAIRS	1,500
6004137 ADVERTISING AND PROMOTION EXPE	1,800
6004138 OTHER OPERATIONAL EXPENSES	15,233
6004160 MILEAGE AND PARKING-LOCAL	158
6004161 TRAVEL HOTEL AND MEALS	2,000
6004164 NON-EMPLOYEE TRAVEL HOTEL & ME	5,000
6004165 ADVISORY BD/TRUSTEES EXPENSES	600
6004168 OTHER PERSONAL EXPENSES	300

2011 OPERATING BUDGET

6004169 DAY TRIP MEAL REIMBURSEMENT	1,350
6004192 SOFTWARE MAINTENANCE	825
6004194 SOFTWARE RENTAL	9,000
6004196 COPYING MACHINE RENTALS	15,206
6004402 LAB SERVICES	1,000
6004406 MEDICAL AND HOSPITAL SERVICES	450
6004411 PHYSICIAN SERVICES	450
6004537 INVESTIGATIONS EXPENSES	3,000
6004568 VETERINARIAN SERVICES	1,000
6004573 OTHER FEES FOR SERVICES	2,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	297,148
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	152,508
6004603 FOOD SERVICE CHARGEBACK SPECIA	300
6004609 DATA PROCESSING CHARGEBACKS	25,000
6004615 GASOLINE CHARGEBACK	160,444
6004626 TRANSPORTATION SERVICES CHARGE	59,921
0000041 CHARGEBACK EXPENSES TOTALS	398,173
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	784,612
6008002 SOCIAL SECURITY	346,851
6008004 WORKERS COMPENSATION	82,739
6008006 LIFE INSURANCE	1,197
6008007 HEALTH INSURANCE	810,034
6008009 RETIREE HEALTH INSURANCE	554,679
6008010 DISABILITY INSURANCE	1,032
0000080 EMPLOYEE BENEFITS TOTALS	2,581,144
EXP TOTAL FOR DIV 2302	7,700,361
TOTAL FOR DIV 2302	-7,247,560
TOTAL FOR DEPT	-28,737,292

FUND : 1010 GENERAL OPERATING
DEPT : 20 EMERGENCY SERVICES
DIV : 01 EMERGENCY SERVICES- EMERGENCY MGMT

0000002 DEPARTMENTAL INCOME	
5000189 OTHER LOCAL GOVERNMENTS	13,500
0000002 DEPARTMENTAL INCOME TOTALS	13,500
0000009 FEDERAL AID	
5000906 CIVIL DEFENSE	109,693
0000009 FEDERAL AID TOTALS	109,693
REV TOTAL FOR DIV 2001	123,193
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	1,842,400
6001002 SALARIES TEMPORARY	199,375
6001003 SALARIES OVERTIME	118,465
6001004 SALARIES SHIFT DIFFERENTIAL	22,867
6001006 OUT OF TITLE PAY	1,350
6001008 STAND-BY PAY	14,600
6001009 OTHER PERSONNEL SERVICES	300
0000010 PERSONAL SERVICE TOTALS	2,199,357

2011 OPERATING BUDGET

0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	1,550
6004012 OFFICE SUPPLIES	3,842
6004041 PHOTOGRAPHIC SUPPLIES	446
6004043 ARSON INVESTIGATION SUPPLIES	1,035
6004045 TRAINING AND EDUCATIONAL SUPPL	600
6004046 GAS OIL GREASE AND DIESEL FUEL	1,100
6004048 MISC OPERATIONAL SUPPLIES	7,432
6004105 DUES AND MEMBERSHIPS	655
6004106 GENERAL OFFICE EXPENSES	4,231
6004138 OTHER OPERATIONAL EXPENSES	4,500
6004160 MILEAGE AND PARKING-LOCAL	3,400
6004161 TRAVEL HOTEL AND MEALS	800
6004162 EDUCATION AND TRAINING	3,100
0000040 CONTRACTUAL EXPENDITURES TOTALS	32,691
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	3,176
6004615 GASOLINE CHARGEBACK	5,824
0000041 CHARGEBACK EXPENSES TOTALS	9,000
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	369,135
6008002 SOCIAL SECURITY	157,152
6008004 WORKERS COMPENSATION	26,156
6008006 LIFE INSURANCE	731
6008007 HEALTH INSURANCE	379,186
6008009 RETIREE HEALTH INSURANCE	50,029
6008010 DISABILITY INSURANCE	4,255
0000080 EMPLOYEE BENEFITS TOTALS	986,644
EXP TOTAL FOR DIV 2001	3,227,692
TOTAL FOR DIV 2001	-3,104,499

FUND : 1010 GENERAL OPERATING
DEPT : 20 EMERGENCY SERVICES
DIV : 02 EMERGENCY SVCS-911 COMM

0000007 MISC INTERFUND REVENUES	
5000535 911 SURCHARGE - LANDLINE	380,000
0000007 MISC INTERFUND REVENUES TOTALS	380,000
REV TOTAL FOR DIV 2002	380,000
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	176,793
0000010 PERSONAL SERVICE TOTALS	176,793
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	305
6004162 EDUCATION AND TRAINING	2,736
0000040 CONTRACTUAL EXPENDITURES TOTALS	3,041
0000041 CHARGEBACK EXPENSES	
6004609 DATA PROCESSING CHARGEBACKS	71,563
0000041 CHARGEBACK EXPENSES TOTALS	71,563
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	31,823

2011 OPERATING BUDGET

6008002 SOCIAL SECURITY	13,525
6008006 LIFE INSURANCE	58
6008007 HEALTH INSURANCE	48,197
0000080 EMPLOYEE BENEFITS TOTALS	93,603
0000090 TRANSFERS	
6009002 TRANSFER TO GRANT FUND	35,000
0000090 TRANSFERS TOTALS	35,000
EXP TOTAL FOR DIV 2002	380,000

**FUND : 1010 GENERAL OPERATING
DEPT : 20 EMERGENCY SERVICES
DIV : 03 EMERGENCY SERVICES-911 WIRELESS**

5000541 911 SURCHARGE - WIRELESS	380,000
0000007 MISC INTERFUND REVENUES TOTALS	380,000
REV TOTAL FOR DIV 2003	380,000
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	100
6004048 MISC OPERATIONAL SUPPLIES	10,855
6004055 COMPUTER SOFTWARE AND SUPPLIES	4,436
6004101 TELEPHONE	200,244
6004105 DUES AND MEMBERSHIPS	300
6004106 GENERAL OFFICE EXPENSES	4,415
6004111 BUILDING AND LAND RENTAL	15,000
6004138 OTHER OPERATIONAL EXPENSES	122,221
6004161 TRAVEL HOTEL AND MEALS	6,381
6004162 EDUCATION AND TRAINING	3,000
6004192 SOFTWARE MAINTENANCE	6,706
6004196 COPYING MACHINE RENTALS	4,506
0000040 CONTRACTUAL EXPENDITURES TOTALS	380,000
EXP TOTAL FOR DIV 2003	380,000
TOTAL FOR DEPT	-3,104,499

**FUND : 1010 GENERAL OPERATING
DEPT : 21 PROBATION
DIV : 01 PROBATION-ADMIN**

0000002 DEPARTMENTAL INCOME	
5000208 RESTITUTION/REPARATION SURCHAR	16,500
5000333 OTHER DEPARTMENTAL CHARGEBACK	54,724
0000002 DEPARTMENTAL INCOME TOTALS	71,224
0000008 STATE AID	
5000814 PROBATION SERVICES	373048
0000008 STATE AID TOTALS	373048
REV TOTAL FOR DIV 2101	444,272
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	1,553,110
6001002 SALARIES TEMPORARY	16,502
0000010 PERSONAL SERVICE TOTALS	1,569,612
0000040 CONTRACTUAL EXPENDITURES	
6004012 OFFICE SUPPLIES	10,000
6004022 FUEL AND HEATING SUPPLIES	13,000

2011 OPERATING BUDGET

6004030 FOOD AND BEVERAGES	300
6004046 GAS OIL GREASE AND DIESEL FUEL	200
6004048 MISC OPERATIONAL SUPPLIES	10,381
6004100 POSTAGE AND FREIGHT	138
6004105 DUES AND MEMBERSHIPS	775
6004106 GENERAL OFFICE EXPENSES	800
6004111 BUILDING AND LAND RENTAL	150,830
6004113 WATER AND SEWAGE CHARGES	1,950
6004115 ELECTRIC CURRENT	13,532
6004136 OPERATIONAL EQUIPMENT REPAIRS	378
6004138 OTHER OPERATIONAL EXPENSES	260
6004160 MILEAGE AND PARKING-LOCAL	11,532
6004161 TRAVEL HOTEL AND MEALS	5,136
6004162 EDUCATION AND TRAINING	1,200
6004169 DAY TRIP MEAL REIMBURSEMENT	992
6004196 COPYING MACHINE RENTALS	3,156
6004573 OTHER FEES FOR SERVICES	1,400
0000040 CONTRACTUAL EXPENDITURES TOTALS	225,960
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	2,597
6004609 DATA PROCESSING CHARGEBACKS	111,836
6004614 OTHER CHARGEBACK EXPENSES	500
6004615 GASOLINE CHARGEBACK	2,032
6004617 DUPLICATING/PRINTING CHARGEBAC	2,900
6004618 OFFICE SUPPLIES CHARGEBACK	6,100
0000041 CHARGEBACK EXPENSES TOTALS	125,965
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	279,560
6008002 SOCIAL SECURITY	118,813
6008004 WORKERS COMPENSATION	13,052
6008006 LIFE INSURANCE	652
6008007 HEALTH INSURANCE	428,250
6008009 RETIREE HEALTH INSURANCE	244,497
6008010 DISABILITY INSURANCE	3,998
0000080 EMPLOYEE BENEFITS TOTALS	1,088,822
0000090 TRANSFERS	
6009002 TRANSFER TO GRANT FUND	109,636
0000090 TRANSFERS TOTALS	109,636
EXP TOTAL FOR DIV 2101	3,119,995
TOTAL FOR DIV 2101	-2,675,723

FUND : 1010 GENERAL OPERATING

DEPT : 21 PROBATION

DIV : 02 PROBATION-JD/PINS

0000002 DEPARTMENTAL INCOME	
5000313 CHARGEBACKS - D S S	1,210,766
0000002 DEPARTMENTAL INCOME TOTALS	1,210,766
REV TOTAL FOR DIV 2102	1,210,766
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	774,970

2011 OPERATING BUDGET

0000010 PERSONAL SERVICE TOTALS	774,970
0000040 CONTRACTUAL EXPENDITURES	
6004022 FUEL AND HEATING SUPPLIES	2,682
6004048 MISC OPERATIONAL SUPPLIES	1,350
6004111 BUILDING AND LAND RENTAL	22,566
6004115 ELECTRIC CURRENT	5,550
6004160 MILEAGE AND PARKING-LOCAL	20,976
6004161 TRAVEL HOTEL AND MEALS	1,152
6004162 EDUCATION AND TRAINING	1,200
6004169 DAY TRIP MEAL REIMBURSEMENT	1,280
6004573 OTHER FEES FOR SERVICES	2,340
0000040 CONTRACTUAL EXPENDITURES TOTALS	59,096
0000041 CHARGEBACK EXPENSES	
6004614 OTHER CHARGEBACK EXPENSES	500
0000041 CHARGEBACK EXPENSES TOTALS	500
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	139,495
6008002 SOCIAL SECURITY	59,285
6008004 WORKERS COMPENSATION	3,263
6008006 LIFE INSURANCE	304
6008007 HEALTH INSURANCE	159,458
6008009 RETIREE HEALTH INSURANCE	12,587
6008010 DISABILITY INSURANCE	1,808
0000080 EMPLOYEE BENEFITS TOTALS	376,200
EXP TOTAL FOR DIV 2102	1,210,766
TOTAL FOR DIV 2102	0
TOTAL FOR DEPT	-2,675,723

FUND : 1010 GENERAL OPERATING

DEPT : 22 SECURITY

DIV : 00 SECURITY

5000187 REIMBURSEMENT - ANIMAL SHELTER	243,884
5000219 DOG LICENSE REVENUE	14,200
5000226 SHELTER REVENUE	70,000
5000230 SECURITY SERVICES - OUTSIDE US	14,882
5000242 TAXI CAB INSPECTIONS	3,500
5000308 SECURITY SERVICES	2,206,050
5000431 MISCELLANEOUS	6,500
0000002 DEPARTMENTAL INCOME TOTALS	2,559,016
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	100
5000463 PARKING LOT	900
5000464 PARKING PLAZA	29,845
0000003 USE OF MONEY TOTALS	30,845
0000004 LICENSES AND PERMITS	
5000482 TAXI CAB LICENSES	38,500
0000004 LICENSES AND PERMITS TOTALS	38,500
0000007 MISC INTERFUND REVENUES	
5000533 UNCLASSIFIED REVENUES	30,000
5000561 TRANSFER FROM RESERVE FUND	6,222

2011 OPERATING BUDGET

0000007 MISC INTERFUND REVENUES TOTALS	36,222
0000008 STATE AID	
5000800 TEMPORARY COURT OFFICERS	164,400
0000008 STATE AID TOTALS	164,400
0000009 FEDERAL AID	
5000907 PUBLIC SAFETY GRANTS - FEDERAL	155,928
0000009 FEDERAL AID TOTALS	155,928
REV TOTAL FOR DIV 2200	2,984,911
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	1,964,540
6001001 SALARIES PART-TIME	30,882
6001002 SALARIES TEMPORARY	639,563
6001003 SALARIES OVERTIME	48,517
6001004 SALARIES SHIFT DIFFERENTIAL	15,000
6001008 STAND-BY PAY	5,773
6001009 OTHER PERSONNEL SERVICES	8,500
0000010 PERSONAL SERVICE TOTALS	2,712,775
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	1,050
6004012 OFFICE SUPPLIES	8,500
6004021 BLDG MAINTENANCE SUPPLIES	500
6004022 FUEL AND HEATING SUPPLIES	15,000
6004023 BLDG AND GROUNDS SUPPLIES	5,500
6004030 FOOD AND BEVERAGES	814
6004032 HSLD LAUNDRY & CLEANING SUPPLI	350
6004041 PHOTOGRAPHIC SUPPLIES	1,000
6004048 MISC OPERATIONAL SUPPLIES	38,975
6004050 ANIMAL FOOD	2,000
6004052 UNIFORMS	22,500
6004054 SAFETY SUPPLIES	2,400
6004055 COMPUTER SOFTWARE AND SUPPLIES	14,021
6004100 POSTAGE AND FREIGHT	50
6004105 DUES AND MEMBERSHIPS	1,000
6004106 GENERAL OFFICE EXPENSES	250
6004113 WATER AND SEWAGE CHARGES	5,500
6004115 ELECTRIC CURRENT	7,000
6004117 BUILDING AND GROUNDS EXPENSES	4,400
6004137 ADVERTISING AND PROMOTION EXPE	100
6004138 OTHER OPERATIONAL EXPENSES	12,768
6004161 TRAVEL HOTEL AND MEALS	2,900
6004162 EDUCATION AND TRAINING	1,600
6004164 NON-EMPLOYEE TRAVEL HOTEL & ME	500
6004192 SOFTWARE MAINTENANCE	695
6004196 COPYING MACHINE RENTALS	2,326
6004568 VETERINARIAN SERVICES	16,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	167,699
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	17,036
6004606 TELEPHONE BILLING ACCOUNT	1,590
6004609 DATA PROCESSING CHARGEBACKS	3,754

2011 OPERATING BUDGET

6004614 OTHER CHARGEBACK EXPENSES	100
6004615 GASOLINE CHARGEBACK	21,740
6004617 DUPLICATING/PRINTING CHARGEBAC	300
6004618 OFFICE SUPPLIES CHARGEBACK	1,550
6004619 BUILDING SERVICE CHARGEBACK	7,000
6004626 TRANSPORTATION SERVICES CHARGE	13,618
0000041 CHARGEBACK EXPENSES TOTALS	66,688
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	358,135
6008002 SOCIAL SECURITY	207,748
6008004 WORKERS COMPENSATION	15,605
6008006 LIFE INSURANCE	913
6008007 HEALTH INSURANCE	508,879
6008009 RETIREE HEALTH INSURANCE	56,468
6008010 DISABILITY INSURANCE	5,160
0000080 EMPLOYEE BENEFITS TOTALS	1,152,908
EXP TOTAL FOR DIV 2200	4,100,070
TOTAL FOR DEPT	-1,115,159

FUND : 1010 GENERAL OPERATING

DEPT : 24 STOP DWI

DIV : 00 STOP-DWI

0000005 FINES AND FORFEITURES	
5000491 STOP DWI FINES	360,000
5000492 DWI SUPERVISION FEES	35,000
0000005 FINES AND FORFEITURES TOTALS	395,000
0000007 MISC INTERFUND REVENUES	
5000561 TRANSFER FROM RESERVE FUND	11,000
0000007 MISC INTERFUND REVENUES TOTALS	11,000
REV TOTAL FOR DIV 2400	406,000
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	88,396
0000010 PERSONAL SERVICE TOTALS	88,396
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	750
6004012 OFFICE SUPPLIES	4,500
6004041 PHOTOGRAPHIC SUPPLIES	500
6004048 MISC OPERATIONAL SUPPLIES	4,000
6004056 COMPUTER EQUIPMENT (NON CAPITAL)	2,000
6004100 POSTAGE AND FREIGHT	250
6004105 DUES AND MEMBERSHIPS	1,172
6004131 PHOTOGRAPHIC EXPENSES	500
6004136 OPERATIONAL EQUIPMENT REPAIRS	500
6004137 ADVERTISING AND PROMOTION EXPE	50,000
6004146 SUBCONTRACTED PROGRAM EXPENSE	89,000
6004160 MILEAGE AND PARKING-LOCAL	500
6004161 TRAVEL HOTEL AND MEALS	750
6004162 EDUCATION AND TRAINING	1,000
6004164 NON-EMPLOYEE TRAVEL HOTEL & ME	1,000
6004165 ADVISORY BD/TRUSTEES EXPENSES	500

2011 OPERATING BUDGET

6004166 NON-EMPLOYEE EDUCATION AND TRN	1,000
6004196 COPYING MACHINE RENTALS	1,500
0000040 CONTRACTUAL EXPENDITURES TOTALS	159,422
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	94
6004610 PERSONAL SERVICES CHARGEBACKS	101,000
0000041 CHARGEBACK EXPENSES TOTALS	101,094
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	15,911
6008002 SOCIAL SECURITY	6,762
6008004 WORKERS COMPENSATION	1,018
6008006 LIFE INSURANCE	38
6008007 HEALTH INSURANCE	27,116
6008009 RETIREE HEALTH INSURANCE	6,114
6008010 DISABILITY INSURANCE	129
0000080 EMPLOYEE BENEFITS TOTALS	57,088
EXP TOTAL FOR DIV 2400	406,000
TOTAL FOR DEPT	0

**FUND : 1010 GENERAL OPERATING
DEPT : 25 HEALTH
DIV : 01 HEALTH-ADMINISTRATION**

0000002 DEPARTMENTAL INCOME	
5000118 FEES FOR SERVICES	105,395
5000331 CHARGEBACK TO GRANTS	30,123
5000335 COPIER CHARGEBEACK	1,491
0000002 DEPARTMENTAL INCOME TOTALS	137,009
0000003 USE OF MONEY	
5000470 VENDING MACHINE	1,000
0000003 USE OF MONEY TOTALS	1,000
0000008 STATE AID	
5000808 OTHER STATE AID	49,618
5000821 PUBLIC HEALTH WORK	598,817
0000008 STATE AID TOTALS	648,435
REV TOTAL FOR DIV 2501	786,444
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	450,667
6001001 SALARIES PART-TIME	17,449
6001002 SALARIES TEMPORARY	26,337
6001003 SALARIES OVERTIME	1,233
0000010 PERSONAL SERVICE TOTALS	495,686
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	1,250
6004012 OFFICE SUPPLIES	8,500
6004022 FUEL AND HEATING SUPPLIES	25,934
6004023 BLDG AND GROUNDS SUPPLIES	5,000
6004046 GAS OIL GREASE AND DIESEL FUEL	500
6004055 COMPUTER SOFTWARE AND SUPPLIES	1,050
6004056 COMPUTER EQUIPMENT(NON CAPITAL	3,200
6004100 POSTAGE AND FREIGHT	1,220

2011 OPERATING BUDGET

6004105 DUES AND MEMBERSHIPS	4,577
6004106 GENERAL OFFICE EXPENSES	1,630
6004111 BUILDING AND LAND RENTAL	463,818
6004113 WATER AND SEWAGE CHARGES	2,570
6004115 ELECTRIC CURRENT	55,520
6004117 BUILDING AND GROUNDS EXPENSES	8,490
6004138 OTHER OPERATIONAL EXPENSES	75
6004160 MILEAGE AND PARKING-LOCAL	162
6004161 TRAVEL HOTEL AND MEALS	796
6004162 EDUCATION AND TRAINING	354
6004165 ADVISORY BD/TRUSTEES EXPENSES	500
6004168 OTHER PERSONAL EXPENSES	30
6004413 OTHER HEALTH AND MEDICAL SERVI	85,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	670,176
0000041 CHARGEBACK EXPENSES	
6004601 INDIRECT COSTS	494,213
6004602 INSURANCE PREMIUM CHARGEBACK	1,195
6004604 DPW SECURITY CHARGEBACKS	105,894
6004605 COUNTY ATTORNEY CHARGEBACKS	63,334
6004606 TELEPHONE BILLING ACCOUNT	10,027
6004609 DATA PROCESSING CHARGEBACKS	86,014
6004610 PERSONAL SERVICES CHARGEBACKS	57,318
6004614 OTHER CHARGEBACK EXPENSES	210,688
6004615 GASOLINE CHARGEBACK	653
6004617 DUPLICATING/PRINTING CHARGEBAC	15,593
6004618 OFFICE SUPPLIES CHARGEBACK	14,747
6004619 BUILDING SERVICE CHARGEBACK	2,500
0000041 CHARGEBACK EXPENSES TOTALS	1,062,176
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	86,148
6008002 SOCIAL SECURITY	37,919
6008004 WORKERS COMPENSATION	6,974
6008006 LIFE INSURANCE	228
6008007 HEALTH INSURANCE	121,479
6008009 RETIREE HEALTH INSURANCE	229,142
6008010 DISABILITY INSURANCE	1,148
0000080 EMPLOYEE BENEFITS TOTALS	483,038
EXP TOTAL FOR DIV 2501	2,711,076
TOTAL FOR DIV 2501	-1,924,632

FUND : 1010 GENERAL OPERATING

DEPT : 25 HEALTH

DIV : 05 HEALTH-ENVIRONMENTAL HEALTH

0000002 DEPARTMENTAL INCOME	
5000118 FEES FOR SERVICES	251,142
5000119 PUBLIC HEALTH FINES	13,000
5000333 OTHER DEPARTMENTAL CHARGEBACK	1,411
0000002 DEPARTMENTAL INCOME TOTALS	265,553
0000008 STATE AID	
5000821 PUBLIC HEALTH WORK	305,340

2011 OPERATING BUDGET

5000824 RABIES	17,190
0000008 STATE AID TOTALS	322,530
REV TOTAL FOR DIV 2505	588,083
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	621,197
6001002 SALARIES TEMPORARY	33,463
6001003 SALARIES OVERTIME	603
0000010 PERSONAL SERVICE TOTALS	655,263
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	130
6004012 OFFICE SUPPLIES	3,000
6004055 COMPUTER SOFTWARE AND SUPPLIES	480
6004056 COMPUTER EQUIPMENT(NON CAPITAL	2,400
6004061 ENVIRONMENTAL HEALTH SUPPLIES	380
6004062 MEDICAL LAB & CLINIC SUPPLIES	2,710
6004100 POSTAGE AND FREIGHT	4,800
6004105 DUES AND MEMBERSHIPS	85
6004106 GENERAL OFFICE EXPENSES	2,750
6004138 OTHER OPERATIONAL EXPENSES	75
6004160 MILEAGE AND PARKING-LOCAL	2,750
6004161 TRAVEL HOTEL AND MEALS	772
6004169 DAY TRIP MEAL REIMBURSEMENT	500
6004402 LAB SERVICES	7,030
6004413 OTHER HEALTH AND MEDICAL SERVI	21,000
6004568 VETERINARIAN SERVICES	2,205
6004573 OTHER FEES FOR SERVICES	1,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	52,067
0000041 CHARGEBACK EXPENSES	
6004605 COUNTY ATTORNEY CHARGEBACKS	10,416
6004606 TELEPHONE BILLING ACCOUNT	6,208
6004609 DATA PROCESSING CHARGEBACKS	35,739
6004614 OTHER CHARGEBACK EXPENSES	1,217
6004615 GASOLINE CHARGEBACK	4,580
6004617 DUPLICATING/PRINTING CHARGEBAC	1,026
6004618 OFFICE SUPPLIES CHARGEBACK	4,742
0000041 CHARGEBACK EXPENSES TOTALS	63,928
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	117,946
6008002 SOCIAL SECURITY	50,126
6008004 WORKERS COMPENSATION	8,717
6008006 LIFE INSURANCE	228
6008007 HEALTH INSURANCE	90,765
6008009 RETIREE HEALTH INSURANCE	120,050
6008010 DISABILITY INSURANCE	774
0000080 EMPLOYEE BENEFITS TOTALS	388,606
EXP TOTAL FOR DIV 2505	1,159,864
TOTAL FOR DIV 2505	-571,781

2011 OPERATING BUDGET

FUND : 1010 GENERAL OPERATING

DEPT : 25 HEALTH

DIV : 02 HEALTH-CLINIC & DISEASE CONTROL

0000002 DEPARTMENTAL INCOME	
5000118 FEES FOR SERVICES	128,127
5000311 WORKERS COMP PHYSICALS	13,760
5000331 CHARGEBACK TO GRANTS	72,912
5000333 OTHER DEPARTMENTAL CHARGEBACK	30,661
5000432 BAD DEBT AND CHARITY CARE	194,577
0000002 DEPARTMENTAL INCOME TOTALS	440,037
0000008 STATE AID	
5000821 PUBLIC HEALTH WORK	468,708
0000008 STATE AID TOTALS	468,708
REV TOTAL FOR DIV 2502	908,745
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	696,128
6001001 SALARIES PART-TIME	81,946
6001002 SALARIES TEMPORARY	57,087
6001004 SALARIES SHIFT DIFFERENTIAL	624
0000010 PERSONAL SERVICE TOTALS	835,785
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	639
6004012 OFFICE SUPPLIES	9,231
6004045 TRAINING AND EDUCATIONAL SUPPL	1,500
6004055 COMPUTER SOFTWARE AND SUPPLIES	976
6004056 COMPUTER EQUIPMENT(NON CAPITAL	885
6004062 MEDICAL LAB & CLINIC SUPPLIES	77,580
6004063 PRESCRIPTION DRUGS	11,977
6004100 POSTAGE AND FREIGHT	2,920
6004105 DUES AND MEMBERSHIPS	25
6004106 GENERAL OFFICE EXPENSES	265
6004123 MEDICAL HOSPITAL AND LAB EXPEN	2,325
6004136 OPERATIONAL EQUIPMENT REPAIRS	3,943
6004138 OTHER OPERATIONAL EXPENSES	300
6004146 SUBCONTRACTED PROGRAM EXPENSE	100,000
6004160 MILEAGE AND PARKING-LOCAL	3,200
6004162 EDUCATION AND TRAINING	1,000
6004165 ADVISORY BD/TRUSTEES EXPENSES	300
6004196 COPYING MACHINE RENTALS	3,603
6004402 LAB SERVICES	18,700
6004406 MEDICAL AND HOSPITAL SERVICES	680
6004413 OTHER HEALTH AND MEDICAL SERVI	450
6004593 OTHER GOVERNMENTS PAYMENTS	4,500
0000040 CONTRACTUAL EXPENDITURES TOTALS	244,999
0000041 CHARGEBACK EXPENSES	
6004606 TELEPHONE BILLING ACCOUNT	10,220
6004609 DATA PROCESSING CHARGEBACKS	74,833
6004614 OTHER CHARGEBACK EXPENSES	2113
6004615 GASOLINE CHARGEBACK	79
6004617 DUPLICATING/PRINTING CHARGEBAC	1,391

2011 OPERATING BUDGET

6004618 OFFICE SUPPLIES CHARGEBACK	1,673
6004627 SINGLE AUDIT CHARGEBACK	6,700
0000041 CHARGEBACK EXPENSES TOTALS	97,009
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	144,098
6008002 SOCIAL SECURITY	63,609
6008004 WORKERS COMPENSATION	9,879
6008006 LIFE INSURANCE	398
6008007 HEALTH INSURANCE	240,209
6008009 RETIREE HEALTH INSURANCE	132,875
6008010 DISABILITY INSURANCE	2,063
0000080 EMPLOYEE BENEFITS TOTALS	593,131
EXP TOTAL FOR DIV 2502	1,770,924
TOTAL FOR DIV 2502	-862,179

FUND : 1010 GENERAL OPERATING

DEPT : 25 HEALTH

DIV : 04 HEALTH-EMERGENCY MEDICAL TRAINING

0000002 DEPARTMENTAL INCOME	
5000112 STUDENT TUITIONPT DAY	47,055
5000193 SALE OF TRAINING BOOKS	2,250
0000002 DEPARTMENTAL INCOME TOTALS	49,305
0000008 STATE AID	
5000821 PUBLIC HEALTH WORK	22,325
5000823 VOLUNTEER TRAINING	109,450
0000008 STATE AID TOTALS	131,775
REV TOTAL FOR DIV 2504	181,080
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	88,702
6001001 SALARIES PART-TIME	16,904
0000010 PERSONAL SERVICE TOTALS	105,606
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	100
6004012 OFFICE SUPPLIES	3,000
6004045 TRAINING AND EDUCATIONAL SUPPL	16,300
6004055 COMPUTER SOFTWARE AND SUPPLIES	200
6004100 POSTAGE AND FREIGHT	180
6004105 DUES AND MEMBERSHIPS	40
6004136 OPERATIONAL EQUIPMENT REPAIRS	200
6004160 MILEAGE AND PARKING-LOCAL	250
6004161 TRAVEL HOTEL AND MEALS	300
6004162 EDUCATION AND TRAINING	200
6004570 INSTRUCTOR SERVICES	70,674
0000040 CONTRACTUAL EXPENDITURES TOTALS	91,444
0000041 CHARGEBACK EXPENSES	
6004614 OTHER CHARGEBACK EXPENSES	3,246
6004615 GASOLINE CHARGEBACK	1,253
0000041 CHARGEBACK EXPENSES TOTALS	4,499
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	19,009

2011 OPERATING BUDGET

6008002 SOCIAL SECURITY	8,079
6008004 WORKERS COMPENSATION	1,162
6008006 LIFE INSURANCE	57
6008007 HEALTH INSURANCE	39,332
6008009 RETIREE HEALTH INSURANCE	16,508
6008010 DISABILITY INSURANCE	258
0000080 EMPLOYEE BENEFITS TOTALS	84,405
EXP TOTAL FOR DIV 2504	285,954
TOTAL FOR DIV 2504	-104,874

FUND : 1010 GENERAL OPERATING

DEPT : 25 HEALTH

DIV : 06 HEALTH-MATERNAL CHILD HEALTH & DEV

0000002 DEPARTMENTAL INCOME	
5000112 STUDENT TUITION PT DAY	2,100
5000118 FEES FOR SERVICES	1,925,441
5000331 CHARGEBACK TO GRANTS	56,457
5000333 OTHER DEPARTMENTAL CHARGEBACK	298,707
5000335 COPIER CHARGEBACK	812
0000002 DEPARTMENTAL INCOME TOTALS	2,283,517
0000008 STATE AID	
5000808 OTHER STATE AID	475,967
5000811 EDUCATION-HANDICAPPED CHILDREN	3,487,844
5000821 PUBLIC HEALTH WORK	264,456
0000008 STATE AID TOTALS	4,228,267
REV TOTAL FOR DIV 2506	6,511,784
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	599,422
6001001 SALARIES PART-TIME	252,016
6001002 SALARIES TEMPORARY	14,533
0000010 PERSONAL SERVICE TOTALS	865,971
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	110
6004012 OFFICE SUPPLIES	3,000
6004045 TRAINING AND EDUCATIONAL SUPPL	1,500
6004055 COMPUTER SOFTWARE AND SUPPLIES	30,000
6004060 NURSING SUPPLIES	1,000
6004100 POSTAGE AND FREIGHT	245
6004105 DUES AND MEMBERSHIPS	150
6004106 GENERAL OFFICE EXPENSES	120
6004146 SUBCONTRACTED PROGRAM EXPENSE	894,907
6004149 CASE ADMINISTRATION	74,393
6004160 MILEAGE AND PARKING-LOCAL	19,364
6004164 NON-EMPLOYEE TRAVEL HOTEL & ME	24,507
6004196 COPYING MACHINE RENTALS	5,049
6004405 REHAB AND THERAPY SERVICES	3,350,028
6004406 MEDICAL AND HOSPITAL SERVICES	2,500
6004413 OTHER HEALTH AND MEDICAL SERVI	485,259
6004571 EDUCATION OF HANDICAPPED CHILD	3,737,072
6004573 OTHER FEES FOR SERVICES	14,171

2011 OPERATING BUDGET

6004574 CLASSROOM AIDES	313,092
0000040 CONTRACTUAL EXPENDITURES TOTALS	8,956,467
0000041 CHARGEBACK EXPENSES	
6004606 TELEPHONE BILLING ACCOUNT	11,485
6004609 DATA PROCESSING CHARGEBACKS	74,860
6004614 OTHER CHARGEBACK EXPENSES	1,012
6004615 GASOLINE CHARGEBACK	77
6004617 DUPLICATING/PRINTING CHARGEBAC	5,402
6004618 OFFICE SUPPLIES CHARGEBACK	8,938
0000041 CHARGEBACK EXPENSES TOTALS	101,774
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	155,876
6008002 SOCIAL SECURITY	66,248
6008004 WORKERS COMPENSATION	9,879
6008006 LIFE INSURANCE	446
6008007 HEALTH INSURANCE	266,889
6008009 RETIREE HEALTH INSURANCE	71,138
6008010 DISABILITY INSURANCE	2,450
0000080 EMPLOYEE BENEFITS TOTALS	572,926
EXP TOTAL FOR DIV 2506	10,497,138
TOTAL FOR DIV 2506	-3,985,354
TOTAL FOR DEPT	-7,448,820

FUND : 1010 GENERAL OPERATING

DEPT : 26 MENTAL HEALTH

DIV : 00 MENTAL HEALTH

0000002 DEPARTMENTAL INCOME	
5000120 MENTAL HEALTH FEES	3,088,228
5000333 OTHER DEPARTMENTAL CHARGEBACK	164,353
5000426 MISCELLANEOUS	5,000
0000002 DEPARTMENTAL INCOME TOTALS	3,257,581
0000008 STATE AID	
5000827 MENTAL HEALTH ADMINISTRATION	84,754
0000008 STATE AID TOTALS	84,754
0000009 FEDERAL AID	
5000916 FEDERAL AID - MENTAL HEALTH CL	159,212
0000009 FEDERAL AID TOTALS	159,212
REV TOTAL FOR DIV 2600	3,501,547
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	1,961,099
6001001 SALARIES PART-TIME	399,004
6001002 SALARIES TEMPORARY	930
6001003 SALARIES OVERTIME	1,000
6001004 SALARIES SHIFT DIFFERENTIAL	2,028
6001009 OTHER PERSONNEL SERVICES	4,000
0000010 PERSONAL SERVICE TOTALS	2,368,061
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	2,150
6004012 OFFICE SUPPLIES	17,850
6004021 BLDG MAINTENANCE SUPPLIES	1,000

2011 OPERATING BUDGET

6004022 FUEL AND HEATING SUPPLIES	26,898
6004023 BLDG AND GROUNDS SUPPLIES	4,000
6004030 FOOD AND BEVERAGES	2,000
6004046 GAS OIL GREASE AND DIESEL FUEL	150
6004048 MISC OPERATIONAL SUPPLIES	1,000
6004056 COMPUTER EQUIPMENT(NON CAPITAL	5,000
6004062 MEDICAL LAB & CLINIC SUPPLIES	250
6004100 POSTAGE AND FREIGHT	250
6004105 DUES AND MEMBERSHIPS	5,992
6004106 GENERAL OFFICE EXPENSES	4,000
6004111 BUILDING AND LAND RENTAL	236,248
6004115 ELECTRIC CURRENT	47,250
6004117 BUILDING AND GROUNDS EXPENSES	3,000
6004137 ADVERTISING AND PROMOTION EXPE	3,000
6004138 OTHER OPERATIONAL EXPENSES	832
6004160 MILEAGE AND PARKING-LOCAL	325
6004165 ADVISORY BD/TRUSTEES EXPENSES	1,080
6004196 COPYING MACHINE RENTALS	8,658
6004573 OTHER FEES FOR SERVICES	69,440
0000040 CONTRACTUAL EXPENDITURES TOTALS	440,373
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	1,113
6004604 DPW SECURITY CHARGEBACKS	89,416
6004605 COUNTY ATTORNEY CHARGEBACKS	30,625
6004606 TELEPHONE BILLING ACCOUNT	23,260
6004609 DATA PROCESSING CHARGEBACKS	123,057
6004610 PERSONAL SERVICES CHARGEBACKS	6,283
6004614 OTHER CHARGEBACK EXPENSES	216
6004615 GASOLINE CHARGEBACK	1,693
6004617 DUPLICATING/PRINTING CHARGEBAC	6,374
6004618 OFFICE SUPPLIES CHARGEBACK	7,300
6004619 BUILDING SERVICE CHARGEBACK	4,000
6004627 SINGLE AUDIT CHARGEBACK	6,300
0000041 CHARGEBACK EXPENSES TOTALS	299,637
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	385,346
6008002 SOCIAL SECURITY	176,805
6008004 WORKERS COMPENSATION	47,176
6008006 LIFE INSURANCE	779
6008007 HEALTH INSURANCE	349,785
6008009 RETIREE HEALTH INSURANCE	241,626
6008010 DISABILITY INSURANCE	3,999
0000080 EMPLOYEE BENEFITS TOTALS	1,205,516
0000090 TRANSFERS	
6009002 TRANSFER TO GRANT FUND	373,625
0000090 TRANSFERS TOTALS	373,625
EXP TOTAL FOR DIV 2600	4,687,212
TOTAL FOR DEPT	-1,185,665

2011 OPERATING BUDGET

FUND : 2050 WPNH OPERATING

DEPT : 27 WILLOW POINT

DIV : 01 WILLOW POINT-ADMIN & GENERAL

0000002 DEPARTMENTAL INCOME	
5000105 XEROX MACHINE	1,300
5000125 MEDICARE PART B	417,633
5000210 SNF MEDICARE	3,891,207
5000212 SNF PRIVATE	3,048,869
5000218 SNF NAMI-PATIENT SHARE	2,443,992
5000238 COMMERCIAL INSURANCE	472,675
5000426 MISCELLANEOUS	100,000
0000002 DEPARTMENTAL INCOME TOTALS	10,375,676
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	8,500
5000470 VENDING MACHINE	10,684
0000003 USE OF MONEY TOTALS	19,184
0000009 FEDERAL AID	
5000949 SNF MEDICAID - FEDERAL	13,590,701
0000009 FEDERAL AID TOTALS	13,590,701
REV TOTAL FOR DIV 2701	23,985,561
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	897,359
6001001 SALARIES PART-TIME	100,870
6001003 SALARIES OVERTIME	20,777
6001012 HOLIDAY OVERTIME PAY	2,237
0000010 PERSONAL SERVICE TOTALS	1,021,243
0000020 EQUIPMENT AND CAPITAL OUTLAY	
6002503 COMPUTER EQUIPMENT	13,440
0000020 EQUIPMENT AND CAPITAL OUTLAY TOTALS	13,440
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	973
6004012 OFFICE SUPPLIES	11,400
6004048 MISC OPERATIONAL SUPPLIES	2,450
6004053 RECREATIONAL AND ACTIVITY SUPP	500
6004055 COMPUTER SOFTWARE AND SUPPLIES	5,819
6004100 POSTAGE AND FREIGHT	250
6004101 TELEPHONE	900
6004105 DUES AND MEMBERSHIPS	28,255
6004106 GENERAL OFFICE EXPENSES	13,005
6004126 RECREATIONAL AND ACTIVITY EXPE	2,700
6004137 ADVERTISING AND PROMOTION EXPE	10,000
6004160 MILEAGE AND PARKING-LOCAL	50
6004161 TRAVEL HOTEL AND MEALS	3,000
6004162 EDUCATION AND TRAINING	3,600
6004168 OTHER PERSONAL EXPENSES	360
6004196 COPYING MACHINE RENTALS	8,644
6004411 PHYSICIAN SERVICES	73,431
6004504 OTHER FINANCIAL SERVICES	25,000
6004537 INVESTIGATIONS EXPENSES	9,010
6004573 OTHER FEES FOR SERVICES	31,000

2011 OPERATING BUDGET

6004592 STATE REVENUE REFUND	1,151,808
0000040 CONTRACTUAL EXPENDITURES TOTALS	1,382,155
0000041 CHARGEBACK EXPENSES	
6004601 INDIRECT COSTS	1,003,590
6004602 INSURANCE PREMIUM CHARGEBACK	39,215
6004606 TELEPHONE BILLING ACCOUNT	49,881
6004609 DATA PROCESSING CHARGEBACKS	286,276
6004610 PERSONAL SERVICES CHARGEBACKS	26,358
6004614 OTHER CHARGEBACK EXPENSES	16,505
6004617 DUPLICATING/PRINTING CHARGEBAC	15,000
6004618 OFFICE SUPPLIES CHARGEBACK	7,700
0000041 CHARGEBACK EXPENSES TOTALS	1,444,525
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	184,155
6008002 SOCIAL SECURITY	79,194
6008004 WORKERS COMPENSATION	11,495
6008006 LIFE INSURANCE	475
6008007 HEALTH INSURANCE	284,519
6008009 RETIREE HEALTH INSURANCE	98,048
6008010 DISABILITY INSURANCE	2,193
0000080 EMPLOYEE BENEFITS TOTALS	660,079
EXP TOTAL FOR DIV 2701	4,521,942
TOTAL FOR DIV 2701	19,463,619

FUND : 2050 WPNH OPERATING
DEPT : 27 WILLOW POINT
DIV : 06 WILLOW POINT-NURSING

0000008 STATE AID	
5000808 OTHER STATE AID	4,000
0000008 STATE AID TOTALS	4,000
REV TOTAL FOR DIV 2706	4,000
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	7,304,023
6001001 SALARIES PART-TIME	1,144,512
6001003 SALARIES OVERTIME	13,976
6001008 STAND-BY PAY	12,740
6001009 OTHER PERSONNEL SERVICES	52,800
6001012 HOLIDAY OVERTIME PAY	72,980
0000010 PERSONAL SERVICE TOTALS	8,601,031
0000020 EQUIPMENT AND CAPITAL OUTLAY	
6002505 HOSPITAL MEDICAL AND LAB EQUIP	14,248
6002703 OTHER INSTITUTIONAL EQUIPMENT	4,000
0000020 EQUIPMENT AND CAPITAL OUTLAY TOTALS	18,248
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	305
6004012 OFFICE SUPPLIES	3,500
6004045 TRAINING AND EDUCATIONAL SUPPL	1,337
6004048 MISC OPERATIONAL SUPPLIES	10,932
6004055 COMPUTER SOFTWARE AND SUPPLIES	3,395
6004062 MEDICAL LAB & CLINIC SUPPLIES	339,217

2011 OPERATING BUDGET

6004100 POSTAGE AND FREIGHT	665
6004106 GENERAL OFFICE EXPENSES	32,350
6004123 MEDICAL HOSPITAL AND LAB EXPEN	8,600
6004143 TRANSPORTATION SERVICES	1,500
6004161 TRAVEL HOTEL AND MEALS	1,000
6004162 EDUCATION AND TRAINING	3,000
6004168 OTHER PERSONAL EXPENSES	4,000
6004169 DAY TRIP MEAL REIMBURSEMENT	50
6004191 OUTSIDE RENTALS-MACHINERY	30,540
6004196 COPYING MACHINE RENTALS	9,684
0000040 CONTRACTUAL EXPENDITURES TOTALS	450,075
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	1,547,959
6008002 SOCIAL SECURITY	657,893
6008004 WORKERS COMPENSATION	401,958
6008006 LIFE INSURANCE	5,396
6008007 HEALTH INSURANCE	2,849,296
6008009 RETIREE HEALTH INSURANCE	1,065,403
6008010 DISABILITY INSURANCE	34,830
0000080 EMPLOYEE BENEFITS TOTALS	6,562,735
EXP TOTAL FOR DIV 2706	15,632,089
TOTAL FOR DIV 2706	-15,628,089

FUND : 2050 WPNH OPERATING

DEPT : 27 WILLOW POINT

DIV : 05 WILLOW POINT-DIETARY

0000002 DEPARTMENTAL INCOME	
5000427 CAFETERIA FEES	1,122
0000002 DEPARTMENTAL INCOME TOTALS	1,122
REV TOTAL FOR DIV 2705	1,122
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	762,610
6001001 SALARIES PART-TIME	223,197
6001003 SALARIES OVERTIME	28,939
6001004 SALARIES SHIFT DIFFERENTIAL	5,256
6001009 OTHER PERSONNEL SERVICES	5,800
6001012 HOLIDAY OVERTIME PAY	12,762
0000010 PERSONAL SERVICE TOTALS	1,038,564
0000020 EQUIPMENT AND CAPITAL OUTLAY	
6002700 KITCHEN AND DINING ROOM EQUIPM	8,200
0000020 EQUIPMENT AND CAPITAL OUTLAY TOTALS	8,200
0000040 CONTRACTUAL EXPENDITURES	
6004012 OFFICE SUPPLIES	2,520
6004030 FOOD AND BEVERAGES	200
6004031 KITCHEN AND DINING ROOM SUPPLI	9,350
6004045 TRAINING AND EDUCATIONAL SUPPL	100
6004054 SAFETY SUPPLIES	4,500
6004055 COMPUTER SOFTWARE AND SUPPLIES	1,710
6004106 GENERAL OFFICE EXPENSES	1,000
6004162 EDUCATION AND TRAINING	900

2011 OPERATING BUDGET

6004196 COPYING MACHINE RENTALS	3384
0000040 CONTRACTUAL EXPENDITURES TOTALS	23,664
0000041 CHARGEBACK EXPENSES	
6004625 FOOD SERVICE CHARGEBACKS	1,644,116
0000041 CHARGEBACK EXPENSES TOTALS	1,644,116
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	196,477
6008002 SOCIAL SECURITY	83,498
6008004 WORKERS COMPENSATION	12,668
6008006 LIFE INSURANCE	665
6008007 HEALTH INSURANCE	273,290
6008009 RETIREE HEALTH INSURANCE	82,848
6008010 DISABILITY INSURANCE	4,386
0000080 EMPLOYEE BENEFITS TOTALS	653,832
EXP TOTAL FOR DIV 2705	3,368,376
TOTAL FOR DIV 2705	-3,367,254

FUND : 2050 WPNH OPERATING

DEPT : 27 WILLOW POINT

DIV : 03 WILLOW POINT-CLEANLINESS/SAFETY

0000006 SALE OF PROP AND COMP FOR LOSS	
5000510 SALE OF SCRAP & EXCESS MATERIA	623
0000006 SALE OF PROP AND COMP FOR LOSS TOTALS	623
REV TOTAL FOR DIV 2703	623
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	1,041,992
6001001 SALARIES PART-TIME	77,582
6001003 SALARIES OVERTIME	32,426
6001008 STAND-BY PAY	7,280
6001009 OTHER PERSONNEL SERVICES	7,100
6001012 HOLIDAY OVERTIME PAY	107,70
0000010 PERSONAL SERVICE TOTALS	1,177,150
0000020 EQUIPMENT AND CAPITAL OUTLAY	
6002700 KITCHEN AND DINING ROOM EQUIPM	8,750
6002701 LAUNDRY AND CLEANING EQUIPMENT	10,500
0000020 EQUIPMENT AND CAPITAL OUTLAY TOTALS	19,250
0000040 CONTRACTUAL EXPENDITURES	
6004012 OFFICE SUPPLIES	450
6004021 BLDG MAINTENANCE SUPPLIES	48,500
6004022 FUEL AND HEATING SUPPLIES	210,000
6004023 BLDG AND GROUNDS SUPPLIES	55,750
6004032 HSLD LAUNDRY & CLEANING SUPPLI	44,500
6004041 PHOTOGRAPHIC SUPPLIES	25
6004048 MISC OPERATIONAL SUPPLIES	8,000
6004054 SAFETY SUPPLIES	2,090
6004060 NURSING SUPPLIES	50,000
6004061 ENVIRONMENTAL HEALTH SUPPLIES	185,500
6004062 MEDICAL LAB & CLINIC SUPPLIES	24,000
6004106 GENERAL OFFICE EXPENSES	150
6004112 BLDG GROUNDS AND EQUIP REPAIR	43,850

2011 OPERATING BUDGET

6004113 WATER AND SEWAGE CHARGES	62,500
6004115 ELECTRIC CURRENT	279,250
6004116 TAXES	3,150
6004117 BUILDING AND GROUNDS EXPENSES	78,210
6004121 LAUNDRY AND DRY CLEANING EXPEN	195,000
6004123 MEDICAL HOSPITAL AND LAB EXPEN	12,500
6004138 OTHER OPERATIONAL EXPENSES	500
6004191 OUTSIDE RENTALS-MACHINERY	50
6004196 COPYING MACHINE RENTALS	1,398
0000040 CONTRACTUAL EXPENDITURES TOTALS	1,305,373
0000041 CHARGEBACK EXPENSES	
6004616 FLEET SERVICE CHARGEBACK	9,234
0000041 CHARGEBACK EXPENSES TOTALS	9,234
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	211,886
6008002 SOCIAL SECURITY	90,049
6008004 WORKERS COMPENSATION	33,259
6008006 LIFE INSURANCE	722
6008007 HEALTH INSURANCE	383,624
6008009 RETIREE HEALTH INSURANCE	195,546
6008010 DISABILITY INSURANCE	4,73
0000080 EMPLOYEE BENEFITS TOTALS	919,859
EXP TOTAL FOR DIV 2703	3,431,366
TOTAL FOR DIV 2703	-3,430,743

FUND : 2050 WPNH OPERATING
DEPT : 27 WILLOW POINT
DIV : 07 WILLOW POINT-SOCIAL PROGRAMS

0000002 DEPARTMENTAL INCOME	
5000109 CABLE TV	11,510
0000002 DEPARTMENTAL INCOME TOTALS	11,510
REV TOTAL FOR DIV 2707	11,510
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	474,253
6001001 SALARIES PART-TIME	68,092
6001002 SALARIES TEMPORARY	49,243
0000010 PERSONAL SERVICE TOTALS	591,588
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	175
6004012 OFFICE SUPPLIES	950
6004030 FOOD AND BEVERAGES	1,300
6004053 RECREATIONAL AND ACTIVITY SUPP	1,900
6004055 COMPUTER SOFTWARE AND SUPPLIES	275
6004105 DUES AND MEMBERSHIPS	245
6004125 RELIGIOUS EXPENSES	3,000
6004126 RECREATIONAL AND ACTIVITY EXPE	17,042
6004131 PHOTOGRAPHIC EXPENSES	100
6004138 OTHER OPERATIONAL EXPENSES	510
6004143 TRANSPORTATION SERVICES	1,000
6004161 TRAVEL HOTEL AND MEALS	200

2011 OPERATING BUDGET

6004162 EDUCATION AND TRAINING	1,625
6004191 OUTSIDE RENTALS-MACHINERY	50
6004573 OTHER FEES FOR SERVICES	5,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	33,372
0000041 CHARGEBACK EXPENSES	
6004625 FOOD SERVICE CHARGEBACKS	50
0000041 CHARGEBACK EXPENSES TOTALS	50
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	106,486
6008002 SOCIAL SECURITY	45,253
6008004 WORKERS COMPENSATION	7,496
6008006 LIFE INSURANCE	380
6008007 HEALTH INSURANCE	146,422
6008009 RETIREE HEALTH INSURANCE	72,004
6008010 DISABILITY INSURANCE	2,322
0000080 EMPLOYEE BENEFITS TOTALS	380,363
EXP TOTAL FOR DIV 2707	1,005,373
TOTAL FOR DIV 2707	-993,863

FUND : 2050 WPNH OPERATING

DEPT : 27 WILLOW POINT

DIV : 02 WILLOW POINT-ANCILLARIES

0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	507,455
6001003 SALARIES OVERTIME	20,349
6001009 OTHER PERSONNEL SERVICES	2,000
0000010 PERSONAL SERVICE TOTALS	529,804
0000020 EQUIPMENT AND CAPITAL OUTLAY	
6002505 HOSPITAL MEDICAL AND LAB EQUIP	17,025
0000020 EQUIPMENT AND CAPITAL OUTLAY TOTALS	17,025
0000040 CONTRACTUAL EXPENDITURES	
6004012 OFFICE SUPPLIES	420
6004055 COMPUTER SOFTWARE AND SUPPLIES	80
6004062 MEDICAL LAB & CLINIC SUPPLIES	50,515
6004064 UNIT DOSAGE SNF	490,000
6004105 DUES AND MEMBERSHIPS	200
6004106 GENERAL OFFICE EXPENSES	3,133
6004123 MEDICAL HOSPITAL AND LAB EXPEN	600
6004162 EDUCATION AND TRAINING	1,400
6004191 OUTSIDE RENTALS-MACHINERY	18,000
6004402 LAB SERVICES	44,000
6004405 REHAB AND THERAPY SERVICES	73,800
6004411 PHYSICIAN SERVICES	65,200
6004413 OTHER HEALTH AND MEDICAL SERVI	4,000
6004573 OTHER FEES FOR SERVICES	59,750
0000040 CONTRACTUAL EXPENDITURES TOTALS	811,098
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	95,364
6008002 SOCIAL SECURITY	40,530
6008004 WORKERS COMPENSATION	3,770

2011 OPERATING BUDGET

6008006 LIFE INSURANCE	209
6008007 HEALTH INSURANCE	151,300
6008009 RETIREE HEALTH INSURANCE	62,691
6008010 DISABILITY INSURANCE	1,290
0000080 EMPLOYEE BENEFITS TOTALS	355,154
EXP TOTAL FOR DIV 2702	1,713,081
TOTAL FOR DIV 2702	-1,713,081

FUND : 2050 WPNH OPERATING
DEPT : 27 WILLOW POINT
DIV : 04 WILLOW POINT-DEBT SVC

0000009 FEDERAL AID	
5000952 ARRA DEBT REIMBURSEMENT	12,014
0000009 FEDERAL AID TOTALS	12,014
REV TOTAL FOR DIV 2704	12,014
0000040 CONTRACTUAL EXPENDITURES	
6004504 OTHER FINANCIAL SERVICES	1,484
0000040 CONTRACTUAL EXPENDITURES TOTALS	1,484
0000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	219,645
0000060 PRINCIPAL ON INDEBTEDNESS TOTALS	219,645
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	117,759
0000070 INTEREST ON INDEBTEDNESS TOTALS	117,759
EXP TOTAL FOR DIV 2704	338,888
TOTAL FOR DIV 2704	-326,874

FUND : 2050 WPNH OPERATING
DEPT : 27 WILLOW POINT
DIV : 09 WILLOW POINT-INTERGOVT TRANSFERS

0000007 MISC INTERFUND REVENUES	
5000567 IGT REVENUE	6,037,190
0000007 MISC INTERFUND REVENUES TOTALS	6,037,190
REV TOTAL FOR DIV 2709	6,037,190
TOTAL FOR DIV 2709	6,037,190
TOTAL FOR DEPT	40,905

FUND : 2010 AVIATION OPERATING
DEPT : 28 AVIATION

0000002 DEPARTMENTAL INCOME	
5000126 FARES AND FEES	36,902
5000129 RENTAL CAR CONCESSION FEES	405,000
5000133 ADVERTISING FEES	44,000
5000136 SPACE RENTAL-AIRLINES	956,893
5000137 SPACE RENTAL-OTHER	202,027
5000139 MISC TERMINAL AREA INCOME	4,380
5000140 LANDING FEES-SIGNATORY	276,540
5000141 LANDING FEES-NON-SIGNATORY	28,000
5000142 FUEL FLOWAGE FEE	32,000

2011 OPERATING BUDGET

5000144 HANGAR RENTAL	330,978
5000145 HANGAR TAX REIMBURSEMENT	80,000
5000146 AIRCRAFT T-HANGAR RENTAL	25,200
5000147 FREIGHT BLDG RENTAL	2,700
5000149 SERVICE CTR/STORAGE/WASH RACK	25,180
5000196 FACILITY RENTALS	4,920
5000196 GROUND RENTALS	26,520
5000197 PARKING APER CONCESSIONS	924,000
5000201 MISC ADMIN AND OTHER INCOME	2,000
5000428 OTHER CHARGES	1,400
0000002 DEPARTMENTAL INCOME TOTALS	3,409,140
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	3,250
5000460 RENTAL OF REAL PROPERTY INDIVI	40,168
5000470 VENDING MACHINE	3,000
0000003 USE OF MONEY TOTALS	46,418
0000007 MISC INTERFUND REVENUES	
5000537 PASSENGER FACILITIES CHARGES	15,500
5000539 CONSOLIDATED FACILITIES CHARGE	27,172
5000580 UNUSED CAPITAL FUND	244,028
0000007 MISC INTERFUND REVENUES TOTALS	286,700
0000009 FEDERAL AID	
5000952 ARRA DEBT REIMBURSEMENT	30,423
0000009 FEDERAL AID TOTAL	30,423
REV TOTAL FOR DEPT 28000000	3,772,681
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	956,303
6001001 SALARIES PART-TIME	66,282
6001002 SALARIES TEMPORARY	37,935
6001003 SALARIES OVERTIME	125,852
6001004 SALARIES SHIFT DIFFERENTIAL	6,600
6001008 STAND-BY PAY	13,744
0000010 PERSONAL SERVICE TOTALS	1,206,716
0000040 CONTRACTUAL EXPENDITURES	
6004005 SNOW REMOVAL MATERIALS & SUPPL	108,000
6004010 BOOKS AND SUBSCRIPTIONS	2,200
6004012 OFFICE SUPPLIES	3,700
6004021 BUILDING MAINTENANCE SUPPLIES	27,400
604022 FUEL AND HEATING SUPPLIES	183,239
6004023 BLDG AND GROUNDS SUPPLIES	21,050
6004030 FOOD AND BEVERAGES	1,000
6004040 MOTOR EQUIPMENT SUPPLIES	27,000
6004046 GAS OIL GREASE AND DIESEL FUEL	51,700
6004048 MISC OPERATIONAL SUPPLIES	10,600
6004052 UNIFORMS	6,500
6004054 SAFETY SUPPLIES	500
6004055 COMPUTER SOFTWARE AND SUPPLIES	2,000
6004100 POSTAGE AND FREIGHT	600
6004101 TELEPHONES	1,575
6004105 DUES AND MEMBERSHIPS	2,700

2011 OPERATING BUDGET

6004111 BUILDING AND LAND RENTAL	130,866
6004112 BUILDING GROUNDS AND EQUIP REPAIR	20,200
6004113 WATER AND SEWAGE CHARGES	36,400
6004114 HEATING AND AIR COND PLANT EXP	5,124
6004115 ELECTRIC CURRENT	308,368
6004116 TAXES	107,436
6004117 BUILDING AND GROUNDS EXPENSES	34,055
6004130 MOTOR EQUIP REPAIRS AND MAINT	2,500
6004136 OPERATIONAL EQUIPMENT REPAIRS	5,000
6004137 ADVERTISING AND PROMOTION EXPE	80,000
6004138 OTHER OPERATIONAL EXPENSES	22,200
6004146 SUBCONTRACTED PROGRAM EXPENSE	32,300
6004147 OTHER PROGRAM EXPENSE	5,460
6004160 MILEAGE AND PARKING -LOCAL	500
6004165 ADVISORY BD/TRUSTEES EXPENSES	1,500
6004196 COPYING MACHINE RENTALS	2,220
6004504 OTHER FINANCIAL SERVICES	16,457
0000040 CONTRACTUAL EXPENDITURES TOTALS	1,260,350
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	98,087
6004604 DPW SECURITY CHARGEBACKS	81,933
6004614 OTHER CHARGEBACK EXPENSES	1,124
0000041 CHARGEBACK EXPENSES TOTALS	181,144
0000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	259,189
0000060 PRINCIPAL ON INDEBTEDNESS TOTALS	259,189
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	195,452
0000070 INTEREST ON INDEBTEDNESS TOTALS	195,452
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	210,380
6008002 SOCIAL SECURITY	92,313
6008004 WORKERS COMPENSATION	22,390
6008006 LIFE INSURANCE	460
6008007 HEALTH INSURANCE	235,704
6008009 RETIREE HEALTH INSURANCE	155,860
6008010 DISABILITY INSURANCE	2,322
0000080 EMPLOYEE BENEFITS TOTALS	719,429
EXP TOTAL FOR DEPT 2800000	3,822,280
TOTAL FOR DEPT 28000000	-49,599

FUND : 3120 COUNTY ROAD OPERATING

DEPT : 29 HIGHWAY

DIV : 01 HIGHWAY-COUNTY ROADS

0000002 DEPARTMENTAL INCOME	
5000214 ROADWAY USE FEES	11,000
5000333 OTHER DEPARTMENTAL CHARGEBACK	36,205
5000429 SALE OF SUPPLIES TO OTHER GOV'T	3,480
0000002 DEPARTMENTAL INCOME TOTALS	50,685

2011 OPERATING BUDGET

0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	16,000
5000462 RENTAL OF EQUIPMENT OTHER GOVT	10,000
0000003 USE OF MONEY TOTALS	26,000
0000006 SALE OF PROP AND COMP FOR LOSS	
5000516 MINOR SALES - PUBLIC WORKS	4,500
0000006 SALE OF PROP AND COMP FOR LOSS TOTALS	4,500
0000007 MISC INTERFUND REVENUES	
5000562 TRANSFER FROM GENERAL FUND	7,204,694
5000570 EARNINGS ON TEMPORARY INVESTME	25,000
0000007 MISC INTERFUND REVENUES TOTALS	7,229,694
0000008 STATE AID	
5000846 CONSOLIDATED HIGHWAY AID	2,145,546
0000008 STATE AID TOTALS	2,145,546
0000009 FEDERAL AID	
5000952 ARRA DEBT REIMBURSEMENT	137,320
0000009 FEDERAL AID TOTALS	137,320
REV TOTAL FOR DIV 2901	9,593,745
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	2,6299,19
6001003 SALARIES OVERTIME	178,995
6001004 SALARIES SHIFT DIFFERENTIAL	20,000
6001006 OUT OF TITLE PAY	12,800
6001009 OTHER PERSONNEL SERVICES	10,000
0000010 PERSONAL SERVICE TOTALS	2,851,714
0000040 CONTRACTUAL EXPENDITURES	
6004000 MAT & SUPPLIES-SURFACE TREAT	350,000
6004001 MAT & SUPPLIES-SIGNS & POSTS	19,200
6004002 MAT & SUPPLIES-PAINT	74,222
6004003 MAT & SUPPLIES-GUIDE RAILS	44,438
6004004 MATERIAL & SUPPLIES-OTHER	90,000
6004005 SNOW REMOVAL MATERIALS & SUPPL	450,000
6004012 OFFICE SUPPLIES	1,350
6004022 FUEL AND HEATING SUPPLIES	68,923
6004023 BLDG AND GROUNDS SUPPLIES	473
6004052 UNIFORMS	3,500
6004054 SAFETY SUPPLIES	12,708
6004055 COMPUTER SOFTWARE AND SUPPLIES	500
6004105 DUES AND MEMBERSHIPS	300
6004113 WATER AND SEWAGE CHARGES	2,000
6004115 ELECTRIC CURRENT	60,000
6004116 TAXES	500
6004117 BUILDING AND GROUNDS EXPENSES	2911
6004138 OTHER OPERATIONAL EXPENSES	18,320
6004191 OUTSIDE RENTALS-MACHINERY	396,337
6004196 COPYING MACHINE RENTALS	1,392
6004413 OTHER HEALTH AND MEDICAL SERVI	1,661
6004504 OTHER FINANCIAL SERVICES	16,957
0000040 CONTRACTUAL EXPENDITURES TOTALS	1,615,692
0000041 CHARGEBACK EXPENSES	

2011 OPERATING BUDGET

6004602 INSURANCE PREMIUM CHARGEBACK	25,420
6004626 TRANSPORTATION SERVICES CHARGE	6,809
0000041 CHARGEBACK EXPENSES TOTALS	32,229
0000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	1,809,923
0000060 PRINCIPAL ON INDEBTEDNESS TOTALS	1,809,923
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	1,137,795
0000070 INTEREST ON INDEBTEDNESS TOTALS	1,137,795
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	464,947
6008002 SOCIAL SECURITY	200,814
6008004 WORKERS COMPENSATION	933,46
6008006 LIFE INSURANCE	1,133
6008007 HEALTH INSURANCE	682,948
6008009 RETIREE HEALTH INSURANCE	703,204
0000080 EMPLOYEE BENEFITS TOTALS	2,146,392
EXP TOTAL FOR DIV 2901	9,593,745
TOTAL FOR DIV 2901	0
TOTAL FOR DEPT	0

FUND : 3160 ROAD MACHINERY OPERATING

DEPT : 30 ROAD MACHINERY

DIV : 02 HIGHWAY-ROAD MACHINERY

0000002 DEPARTMENTAL INCOME	
5000189 OTHER LOCAL GOVERNMENTS	6,000
0000002 DEPARTMENTAL INCOME TOTALS	6,000
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	12,500
0000003 USE OF MONEY TOTALS	12,500
0000007 MISC INTERFUND REVENUES	
5000562 TRANSFER FROM GENERAL FUND	2,133,002
0000007 MISC INTERFUND REVENUES TOTALS	2,133,002
0000009 FEDERAL AID	
5000952 ARRA DEBT REIMBURSEMENT	20,351
0000009 FEDERAL AID TOTALS	20,351
REV TOTAL FOR DIV 3002	2,171,853
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	558,030
6001003 SALARIES OVERTIME	19,123
6001004 SALARIES SHIFT DIFFERENTIAL	1,820
6001006 OUT OF TITLE PAY	5,000
6001009 OTHER PERSONNEL SERVICES	2,600
0000010 PERSONAL SERVICE TOTALS	586,573
0000040 CONTRACTUAL EXPENDITURES	
6004006 GARAGE & SHOP OPERATIONAL SUPP	17,600
6004010 BOOKS AND SUBSCRIPTIONS	440
6004012 OFFICE SUPPLIES	1,144
6004021 BLDG MAINTENANCE SUPPLIES	7,040
6004040 MOTOR EQUIPMENT SUPPLIES	215,600

2011 OPERATING BUDGET

6004046 GAS OIL GREASE AND DIESEL FUEL	400,000
6004047 TIRES AND TUBES	22,880
6004048 MISC OPERATIONAL SUPPLIES	2,500
6004054 SAFETY SUPPLIES	2,376
6004055 COMPUTER SOFTWARE AND SUPPLIES	660
6004100 POSTAGE AND FREIGHT	88
6004105 DUES AND MEMBERSHIPS	66
6004117 BUILDING AND GROUNDS EXPENSES	10,000
6004130 MOTOR EQUIP REPAIRS AND MAINT	25,000
6004133 UNIFORM AND CLOTHING ALLOWANCE	3,432
6004138 OTHER OPERATIONAL EXPENSES	8,800
6004196 COPYING MACHINE RENTALS	984
6004504 OTHER FINANCIAL SERVICES	2,513
0000040 CONTRACTUAL EXPENDITURES TOTALS	721,123
0000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	309,679
0000060 PRINCIPAL ON INDEBTEDNESS TOTALS	309,679
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	179,899
0000070 INTEREST ON INDEBTEDNESS TOTALS	179,899
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	105,819
6008002 SOCIAL SECURITY	44,973
6008004 WORKERS COMPENSATION	27,882
6008006 LIFE INSURANCE	230
6008007 HEALTH INSURANCE	114,945
6008009 RETIREE HEALTH INSURANCE	80,730
0000080 EMPLOYEE BENEFITS TOTALS	374,579
EXP TOTAL FOR DIV 3002	2,171,853
TOTAL FOR DIV 3002	0

FUND : 2040 TRANSIT OPERATING
DEPT : 31 PUBLIC TRANSPORTATION
DIV : 01 PUBLIC TRANSPORTATION-ADMIN

0000002 DEPARTMENTAL INCOME	
5000126 FARES & FEES	149,5000
5000128 ADVERTISING REVENUES	110,000
5000137 SPACE RENTAL-OTHER	101,268
5000190 B C LIFT AND FARES	125,100
5000191 B C COUNTRY FARES	55,000
5000333 OTHER DEPARTMENTAL CHARGEBACK	15,000
5000420 SUNY - OCC. CONTRACT	380,000
5000421 BINGHAMTON SD CONTRACT	225,000
5000428 OTHER CHARGES	600,000
5000440 CHARGEBACK OF SERVICES PROVIDE	175,000
0000002 DEPARTMENTAL INCOME TOTALS	3,281,368
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	4,500
5000470 VENDING MACHINE	1,000
0000003 USE OF MONEY TOTALS	5,500

2011 OPERATING BUDGET

0000006 SALE OF PROP AND COMP FOR LOSS	
5000510 SALE OF SCRAP & EXCESS MATERIA	4,490
0000006 SALE OF PROP AND COMP FOR LOSS TOTALS	4,490
0000007 MISC INTERFUND REVENUES	
5000562 TRANSFER FROM GENERAL FUND	1,054,913
0000007 MISC INTERFUND REVENUES TOTALS	1,054,913
0000008 STATE AID	
5000804 MASS TRANSIT	384,000
5000805 MASS TRANSIT SUPPLEMENTAL	3,264,000
0000008 STATE AID TOTALS	3,648,000
0000009 FEDERAL AID	
5000902 MASS TRANSIT	3,000,000
5000903 SECTION 18	63,000
5000952 ARRA DEBT REIMBURSEMENT	22,362
0000009 FEDERAL AID TOTALS	3,085,362
REV TOTAL FOR DIV 3101	11,079,633
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	3,633,258
6001001 SALARIES PART-TIME	542,655
6001002 SALARIES TEMPORARY	19,650
6001003 SALARIES OVERTIME	83,014
6001004 SALARIES SHIFT DIFFERENTIAL	17,650
0000010 PERSONAL SERVICE TOTALS	4,296,227
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	190
6004011 DUPLICATING AND PRINTING RM SU	1,190
6004012 OFFICE SUPPLIES	3,010
6004020 DPW BLDG SERVICE SUPPLIES	490
6004021 BLDG MAINTENANCE SUPPLIES	990
6004022 FUEL AND HEATING SUPPLIES	73,700
6004023 BLDG AND GROUNDS SUPPLIES	10,010
6004040 MOTOR EQUIPMENT SUPPLIES	525,000
6004041 PHOTOGRAPHIC SUPPLIES	190
6004045 TRAINING AND EDUCATIONAL SUPPL	190
6004046 GAS OIL GREASE AND DIESEL FUEL	1,470,800
6004047 TIRES AND TUBES	70,000
6004048 MISC OPERATIONAL SUPPLIES	33,000
6004052 UNIFORMS	14,990
6004054 SAFETY SUPPLIES	12,990
6004055 COMPUTER SOFTWARE AND SUPPLIES	990
6004100 POSTAGE AND FREIGHT	800
6004105 DUES AND MEMBERSHIPS	2,600
6004106 GENERAL OFFICE EXPENSES	500
6004112 BLDG GROUNDS AND EQUIP REPAIR	7,500
6004113 WATER AND SEWAGE CHARGES	17,200
6004115 ELECTRIC CURRENT	120,065
6004116 TAXES	610
6004117 BUILDING AND GROUNDS EXPENSES	9,500
6004121 LAUNDRY AND DRY CLEANING EXPEN	2,900
6004130 MOTOR EQUIP REPAIRS AND MAINT	30,000

2011 OPERATING BUDGET

6004136 OPERATIONAL EQUIPMENT REPAIRS	900
6004137 ADVERTISING AND PROMOTION EXPE	2,000
6004138 OTHER OPERATIONAL EXPENSES	15,100
6004144 DIAL-A-BUS-HANDICAPPED	891,000
6004160 MILEAGE AND PARKING-LOCAL	25
6004161 TRAVEL HOTEL AND MEALS	1,900
6004162 EDUCATION AND TRAINING	1,490
6004192 SOFTWARE MAINTENANCE	30,500
6004196 COPYING MACHINE RENTALS	1,700
6004400 MEDICAL AND PHYSICAL EXAMS	3,000
6004504 OTHER FINANCIAL SERVICES	2,762
0000040 CONTRACTUAL EXPENDITURES TOTALS	3,359,782
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	331,636
6004604 DPW SECURITY CHARGEBACKS	129,014
6004614 OTHER CHARGEBACK EXPENSES	1,900
6004619 BUILDING SERVICE CHARGEBACK	55,100
0000041 CHARGEBACK EXPENSES TOTALS	517,650
0000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	146,396
0000060 PRINCIPAL ON INDEBTEDNESS TOTALS	146,396
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	131,013
0000070 INTEREST ON INDEBTEDNESS TOTALS	131,013
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	760,845
6008002 SOCIAL SECURITY	335,860
6008004 WORKERS COMPENSATION	426,512
6008006 LIFE INSURANCE	1,499
6008007 HEALTH INSURANCE	896,240
6008009 RETIREE HEALTH INSURANCE	667,439
6008010 DISABILITY INSURANCE	1,680
6008011 UNEMPLOYMENT INSURANCE	4,990
0000080 EMPLOYEE BENEFITS TOTALS	3,095,065
0000090 TRANSFERS	
6009002 TRANSFER TO GRANT FUND	300,000
0000090 TRANSFERS TOTALS	300,000
EXP TOTAL FOR DIV 3101	11,879,633
TOTAL FOR DEPT	-800,000
FUND : 1010 GENERAL OPERATING	
DEPT : 34 OFFICE FOR AGING	
DIV : 01 OFFICE FOR AGING	
5000106 MORTGAGE TAX	1,125,000
5000324 OFA CHARGEBACKS 1-3	63,944
0000002 DEPARTMENTAL INCOME TOTALS	1,188,944
REV TOTAL FOR DIV 3401	1,188,944
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	298,428
6001001 SALARIES PART-TIME	35,378

2011 OPERATING BUDGET

0000010 PERSONAL SERVICE TOTALS	333,806
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	154
6004012 OFFICE SUPPLIES	3,807
6004021 BLDG MAINTENANCE SUPPLIES	275
6004022 FUEL AND HEATING SUPPLIES	20,900
6004023 BLDG AND GROUNDS SUPPLIES	650
6004031 KITCHEN AND DINING ROOM SUPPLI	250
6004048 MISC OPERATIONAL SUPPLIES	1,175
6004100 POSTAGE AND FREIGHT	100
6004101 TELEPHONE	3,840
6004105 DUES AND MEMBERSHIPS	675
6004106 GENERAL OFFICE EXPENSES	2,145
6004113 WATER AND SEWAGE CHARGES	2,000
6004115 ELECTRIC CURRENT	35,500
6004117 BUILDING AND GROUNDS EXPENSES	25,931
6004137 ADVERTISING AND PROMOTION EXPE	175
6004138 OTHER OPERATIONAL EXPENSES	1,234
6004160 MILEAGE AND PARKING-LOCAL	750
6004165 ADVISORY BD/TRUSTEES EXPENSES	250
6004196 COPYING MACHINE RENTALS	3,200
0000040 CONTRACTUAL EXPENDITURES TOTALS	103,011
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	2,610
0000041 CHARGEBACK EXPENSES TOTALS	2,610
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	56,773
6008002 SOCIAL SECURITY	25,535
6008004 WORKERS COMPENSATION	3,338
6008006 LIFE INSURANCE	154
6008007 HEALTH INSURANCE	61,022
6008009 RETIREE HEALTH INSURANCE	246,773
6008010 DISABILITY INSURANCE	645
0000080 EMPLOYEE BENEFITS TOTALS	394,240
0000090 TRANSFERS	
6009002 TRANSFER TO GRANT FUND	918,020
0000090 TRANSFERS TOTALS	918,020
EXP TOTAL FOR DIV 3401	1,751,687
TOTAL FOR DIV 3401	-562,743
TOTAL FOR DEPT	-562,743

FUND : 1010 GENERAL OPERATING

DEPT : 32 CASA

DIV : 01 CASA

0000002 DEPARTMENTAL INCOME	
5000215 HOME HEALTH CARE FEES	3,000
5000316 CHARGEBACK - D S S	2,193,017
0000002 DEPARTMENTAL INCOME TOTALS	2,196,017
REV TOTAL FOR DIV 3201	2,196,017
0000010 PERSONAL SERVICE	

2011 OPERATING BUDGET

6001000 SALARIES FULL-TIME	1,082,769
6001001 SALARIES PART-TIME	28,417
0000010 PERSONAL SERVICE TOTALS	1,111,186
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	442
6004012 OFFICE SUPPLIES	5,540
6004055 COMPUTER SOFTWARE AND SUPPLIES	1,643
6004060 NURSING SUPPLIES	178
6004100 POSTAGE AND FREIGHT	36
6004105 DUES AND MEMBERSHIPS	100
6004106 GENERAL OFFICE EXPENSES	420
6004137 ADVERTISING AND PROMOTION EXPE	400
6004138 OTHER OPERATIONAL EXPENSES	300
6004160 MILEAGE AND PARKING-LOCAL	21,240
6004169 DAY TRIP MEAL REIMBURSEMENT	80
6004196 COPYING MACHINE RENTALS	2,316
6004505 CONTRACTED DATA PROCESSING SER	22,597
0000040 CONTRACTUAL EXPENDITURES TOTALS	55,292
0000041 CHARGEBACK EXPENSES	
6004601 INDIRECT COSTS	185,000
6004602 INSURANCE PREMIUM CHARGEBACK	310
6004605 COUNTY ATTORNEY CHARGEBACKS	2,010
6004606 TELEPHONE BILLING ACCOUNT	12,310
6004609 DATA PROCESSING CHARGEBACKS	86,498
6004614 OTHER CHARGEBACK EXPENSES	1,535
6004615 GASOLINE CHARGEBACK	1,500
6004617 DUPLICATING/PRINTING CHARGEBAC	7,500
6004618 OFFICE SUPPLIES CHARGEBACK	5,575
6004619 BUILDING SERVICE CHARGEBACK	1,000
6004621 BUILDING AND LAND RENTAL CHARG	34,230
0000041 CHARGEBACK EXPENSES TOTALS	337,468
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	200,015
6008002 SOCIAL SECURITY	85,007
6008004 WORKERS COMPENSATION	7,631
6008006 LIFE INSURANCE	494
6008007 HEALTH INSURANCE	292,983
6008009 RETIREE HEALTH INSURANCE	95,884
6008010 DISABILITY INSURANCE	2,967
0000080 EMPLOYEE BENEFITS TOTALS	684,981
EXP TOTAL FOR DIV 3201	2,188,927
TOTAL FOR DIV 3201	7,090
TOTAL FOR DEPT	7,090

FUND : 1010 GENERAL OPERATING

DEPT : 35 SOCIAL SERVICES

DIV : 02 SOC SVCS-CENTRAL ADMIN

5000152 REPAYMENTS OF TANF	1,7379,45
5000239 CSE PLACEMENTS	59,400
5000331 CHARGEBACK TO GRANTS	419,776

2011 OPERATING BUDGET

5000333 OTHER DEPARTMENTAL CHARGEBACK	6,283
5000426 MISCELLANEOUS	5,179
0000002 DEPARTMENTAL INCOME TOTALS	2,228,583
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	30,967
5000471 COMMISSIONS	6,872
0000003 USE OF MONEY TOTALS	37,839
0000007 MISC INTERFUND REVENUES	
5000533 UNCLASSIFIED REVENUES	13,880
0000007 MISC INTERFUND REVENUES TOTALS	13,880
0000008 STATE AID	
5000855 SOCIAL SERVICES ADMINISTRATION	5,026,999
0000008 STATE AID TOTALS	5,026,999
0000009 FEDERAL AID	
5000925 SOCIAL SERVICES ADMINISTRATION	9,960,759
5000926 A 87 FEDERAL REVENUE	334,830
0000009 FEDERAL AID TOTALS	10,295,589
REV TOTAL FOR DIV 3502	17,602,890
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	466,627
6001001 SALARIES PART-TIME	16,225
6001009 OTHER PERSONNEL SERVICES	275
0000010 PERSONAL SERVICE TOTALS	483,127
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	1,600
6004012 OFFICE SUPPLIES	6,700
6004020 DPW BLDG SERVICE SUPPLIES	600
6004022 FUEL AND HEATING SUPPLIES	40,400
6004023 BLDG AND GROUNDS SUPPLIES	17,153
6004045 TRAINING AND EDUCATIONAL SUPPL	1,500
6004046 GAS OIL GREASE AND DIESEL FUEL	5,500
6004054 SAFETY SUPPLIES	160
6004055 COMPUTER SOFTWARE AND SUPPLIES	6,940
6004100 POSTAGE AND FREIGHT	7,250
6004101 TELEPHONE	565
6004105 DUES AND MEMBERSHIPS	5,196
6004106 GENERAL OFFICE EXPENSES	5,000
6004111 BUILDING AND LAND RENTAL	729,478
6004115 ELECTRIC CURRENT	161,099
6004117 BUILDING AND GROUNDS EXPENSES	91,129
6004137 ADVERTISING AND PROMOTION EXPE	1,000
6004138 OTHER OPERATIONAL EXPENSES	1,000
6004160 MILEAGE AND PARKING-LOCAL	210
6004162 EDUCATION AND TRAINING	1,200
6004164 NON-EMPLOYEE TRAVEL HOTEL & ME	2,952
6004165 ADVISORY BD/TRUSTEES EXPENSES	1,900
6004168 OTHER PERSONAL EXPENSES	120
6004169 DAY TRIP MEAL REIMBURSEMENT	300
6004192 SOFTWARE MAINTENANCE	20,565
6004195 HARDWARE RENTAL	3,600

2011 OPERATING BUDGET

6004196 COPYING MACHINE RENTALS	22,306
6004505 CONTRACTED DATA PROCESSING SER	1,500
6004573 OTHER FEES FOR SERVICES	66,800
6005003 DISCOVERY CENTER	5,500
6005016 BROOME CO COOP EXT ASSN	308,501
6005019 ACCORD DISPUTE RESOLUTION CENT	4,800
0000040 CONTRACTUAL EXPENDITURES TOTALS	1,522,524
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	26,314
6004604 DPW SECURITY CHARGEBACKS	1,183,836
6004605 COUNTY ATTORNEY CHARGEBACKS	1,068,046
6004606 TELEPHONE BILLING ACCOUNT	17,263
6004609 DATA PROCESSING CHARGEBACKS	346,926
6004614 OTHER CHARGEBACK EXPENSES	4,000
6004615 GASOLINE CHARGEBACK	31,736
6004617 DUPLICATING/PRINTING CHARGEBAC	47,004
6004618 OFFICE SUPPLIES CHARGEBACK	125,190
6004619 BUILDING SERVICE CHARGEBACK	4,000
6004626 TRANSPORTATION SERVICES CHARGE	34,043
6004627 SINGLE AUDIT CHARGEBACK	37,000
0000041 CHARGEBACK EXPENSES TOTALS	2,925,358
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	86,914
6008002 SOCIAL SECURITY	36,939
6008004 WORKERS COMPENSATION	5,327
6008006 LIFE INSURANCE	209
6008007 HEALTH INSURANCE	95,806
6008009 RETIREE HEALTH INSURANCE	90,438
6008010 DISABILITY INSURANCE	1,032
0000080 EMPLOYEE BENEFITS TOTALS	316,665
EXP TOTAL FOR DIV 3502	5,247,674
TOTAL FOR DIV 3502	12,355,216

FUND : 1010 GENERAL OPERATING

DEPT : 35 SOCIAL SERVICES

DIV : 01 SOC SVCS-ADMIN SVCS

0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	851,011
6001003 SALARIES OVERTIME	3,090
0000010 PERSONAL SERVICE TOTALS	854,101
0000040 CONTRACTUAL EXPENDITURES	
6004012 OFFICE SUPPLIES	7,910
6004055 COMPUTER SOFTWARE AND SUPPLIES	700
6004106 GENERAL OFFICE EXPENSES	600
6004169 DAY TRIP MEAL REIMBURSEMENT	250
0000040 CONTRACTUAL EXPENDITURES TOTALS	9,460
0000041 CHARGEBACK EXPENSES	
6004606 TELEPHONE BILLING ACCOUNT	9,107
0000041 CHARGEBACK EXPENSES TOTALS	9,107
0000080 EMPLOYEE BENEFITS	

2011 OPERATING BUDGET

6008001 STATE RETIREMENT	153,738
6008002 SOCIAL SECURITY	65,338
6008004 WORKERS COMPENSATION	9,704
6008006 LIFE INSURANCE	437
6008007 HEALTH INSURANCE	252,235
6008009 RETIREE HEALTH INSURANCE	234,131
6008010 DISABILITY INSURANCE	2,838
0000080 EMPLOYEE BENEFITS TOTALS	718,421
EXP TOTAL FOR DIV 3501	1,591,089
TOTAL FOR DIV 3501	-1,591,089

FUND : 1010 GENERAL OPERATING
DEPT : 35 SOCIAL SERVICES
DIV : 06 SOC SVCS-SUPPORT SVCS

0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	1,404,856
6001001 SALARIES PART-TIME	46,360
6001003 SALARIES OVERTIME	23,952
0000010 PERSONAL SERVICE TOTALS	1,475,168
0000040 CONTRACTUAL EXPENDITURES	
6004012 OFFICE SUPPLIES	32,000
6004055 COMPUTER SOFTWARE AND SUPPLIES	24,929
6004100 POSTAGE AND FREIGHT	1,071
6004106 GENERAL OFFICE EXPENSES	200
6004168 OTHER PERSONAL EXPENSES	150
6004169 DAY TRIP MEAL REIMBURSEMENT	200
6004196 COPYING MACHINE RENTALS	7,110
6004402 LAB SERVICES	24,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	89,660
0000041 CHARGEBACK EXPENSES	
6004606 TELEPHONE BILLING ACCOUNT	14,684
6004614 OTHER CHARGEBACK EXPENSES	23,000
0000041 CHARGEBACK EXPENSES TOTALS	37,684
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	265,530
6008002 SOCIAL SECURITY	112,850
6008004 WORKERS COMPENSATION	16,596
6008006 LIFE INSURANCE	798
6008007 HEALTH INSURANCE	406,683
6008009 RETIREE HEALTH INSURANCE	146,597
6008010 DISABILITY INSURANCE	4,644
0000080 EMPLOYEE BENEFITS TOTALS	953,698
EXP TOTAL FOR DIV 3506	2,556,210
TOTAL FOR DIV 3506	-2,556,210

FUND : 1010 GENERAL OPERATING
DEPT : 35 SOCIAL SERVICES
DIV : 03 SOC SVCS-CERTIFICATION

0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	3,066,813

2011 OPERATING BUDGET

6001003 SALARIES OVERTIME	4,200
0000010 PERSONAL SERVICE TOTALS	3,071,013
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	135
6004012 OFFICE SUPPLIES	22,000
6004023 BLDG AND GROUNDS SUPPLIES	307
6004106 GENERAL OFFICE EXPENSES	6,846
6004111 BUILDING AND LAND RENTAL	63,437
6004117 BUILDING AND GROUNDS EXPENSES	15,532
6004138 OTHER OPERATIONAL EXPENSES	18
6004161 TRAVEL HOTEL AND MEALS	510
6004169 DAY TRIP MEAL REIMBURSEMENT	200
0000040 CONTRACTUAL EXPENDITURES TOTALS	108,985
0000041 CHARGEBACK EXPENSES	
6004604 DPW SECURITY CHARGEBACKS	14,488
6004606 TELEPHONE BILLING ACCOUNT	34,817
0000041 CHARGEBACK EXPENSES TOTALS	49,305
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	552,782
6008002 SOCIAL SECURITY	234,932
6008004 WORKERS COMPENSATION	35,231
6008006 LIFE INSURANCE	1,463
6008007 HEALTH INSURANCE	670,180
6008009 RETIREE HEALTH INSURANCE	392,165
6008010 DISABILITY INSURANCE	9,288
0000080 EMPLOYEE BENEFITS TOTALS	1,896,041
EXP TOTAL FOR DIV 3503	5,125,344
TOTAL FOR DIV 3503	-5,125,344

FUND : 1010 GENERAL OPERATING

DEPT : 35 SOCIAL SERVICES

DIV : 05 SOC SVCS- SVCS

0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	4,807,465
6001002 SALARIES TEMPORARY	35,000
6001003 SALARIES OVERTIME	100,000
6001008 STAND-BY PAY	14,820
0000010 PERSONAL SERVICE TOTALS	4,957,285
0000040 CONTRACTUAL EXPENDITURES	
6004012 OFFICE SUPPLIES	15,050
6004040 MOTOR EQUIPMENT SUPPLIES	500
6004041 PHOTOGRAPHIC SUPPLIES	1,400
6004048 MISC OPERATIONAL SUPPLIES	500
6004102 TELEPHONE EQUIPMENT	4,529
6004137 ADVERTISING AND PROMOTION EXPE	300
6004160 MILEAGE AND PARKING-LOCAL	34,000
6004161 TRAVEL HOTEL AND MEALS	2,177
6004164 NON-EMPLOYEE TRAVEL HOTEL & ME	3,900
6004169 DAY TRIP MEAL REIMBURSEMENT	2,500
6004400 MEDICAL AND PHYSICAL EXAMS	30,400

2011 OPERATING BUDGET

6004413 OTHER HEALTH AND MEDICAL SERVI	500
6004538 LEGAL CHARGES AND FEES	5,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	100,756
0000041 CHARGEBACK EXPENSES	
6004606 TELEPHONE BILLING ACCOUNT	54,079
0000041 CHARGEBACK EXPENSES TOTALS	54,079
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	892,311
6008002 SOCIAL SECURITY	379,233
6008004 WORKERS COMPENSATION	60,955
6008006 LIFE INSURANCE	2,109
6008007 HEALTH INSURANCE	1,153,670
6008009 RETIREE HEALTH INSURANCE	621,464
6008010 DISABILITY INSURANCE	13,803
0000080 EMPLOYEE BENEFITS TOTALS	3,123,545
EXP TOTAL FOR DIV 3505	8,235,665
TOTAL FOR DIV 3505	-8,235,665

DEPT : 35 SOCIAL SERVICES

DIV : 04 SOC SVCS-INTERGOV TRANSFERS

0000040 CONTRACTUAL EXPENDITURES	
6004305 MMIS MEDICAL ASSISTANCE	2,500,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	2,500,000
EXP TOTAL FOR DIV 3504	2,500,000
TOTAL FOR DIV 3504	-2,500,000

FUND : 1010 GENERAL OPERATING

DEPT : 35 SOCIAL SERVICES

DIV : 07 SOC SVCS-SOCIAL SVCS PROGRAMS

0000002 DEPARTMENTAL INCOME	
5000152 REPAYMENTS OF TANF	84,430
5000154 REPAYMENTS OF AID-CHILD CARE	608,920
5000156 REPAYMENTS OF SAFETY NET	1,219,296
5000157 REPAYMENTS OF ADULTS	2,779
5000158 REPAYMENTS OF BURIALS	55,891
5000243 REPAYMENT OF AID-JD/PINS	182,403
0000002 DEPARTMENTAL INCOME TOTALS	2,153,719
0000007 MISC INTERFUND REVENUES	
5000530 REFUNDS OF PRIOR YEARS EXPENDI	13,335
5000543 PRIOR YEAR REFUNDS-TANF	13,334
5000544 PRIOR YEAR REFUNDS-SN	13,334
0000007 MISC INTERFUND REVENUES TOTALS	40,003
0000008 STATE AID	
5000854 TANF	2,904,268
5000855 SOCIAL SERVICES ADMINISTRATION	220,748
5000857 CHILD CARE SCHOOL DISTRICTS	240,394
5000858 CHILD CARE/FOSTER CARE (ADC)	5,046,150
5000859 JUVENILE DELINQUENT	541,624
5000861 SAFETY NET	5,946,648
5000862 EMERGENCY AID TO ADULTS	101,111

2011 OPERATING BUDGET

5000863 BURIALS	92,250
5000881 TANF DAY CARE	746,866
5000882 JD/PINS HOMES/INSTITUTIONS-ADC	470,312
5000883 JD/PINS-CW	104,339
5000884 POS	1,862,911
0000008 STATE AID TOTALS	18,277,621
0000009 FEDERAL AID	
5000924 TANF	579,637
5000925 SOCIAL SERVICES ADMINISTRATION	98,275
5000927 FOSTER CARE (ADC)	4,907,279
5000928 SAFETY NET	87,408
5000929 SERVICES FOR RECIPIENTS	660,578
5000953 EAF TANF	4,195,488
5000954 EAF JD/PINS	2,009,993
5000955 EAF POS	1,018,379
5000956 JD/PINS HOME/INSTITUTIONS-ADC	979,472
0000009 FEDERAL AID TOTALS	14,536,472
REV TOTAL FOR DIV 3507	35,007,852
0000040 CONTRACTUAL EXPENDITURES	
6004300 PURCHASE OF SERVICES	1,289,227
6004302 TANF DAY CARE	1,265,400
6004305 MMIS MEDICAL ASSISTANCE	37,767,211
6004306 SECURE DETENTION	160,000
6004308 TANF	10,416,000
6004309 EAF/TANF	277,500
6004311 INST PLACEMENT SCHOOL DISTRICT	550,000
6004312 FOSTER CARE HOMES/INSTITUTE-CW	2,197,258
6004313 FOSTER CARE HOMES/INSTITUTE-AD	10,190,449
6004314 FOSTER CARE NS DET (HASKINS)	748,248
6004315 FOSTER CARE NS DET OUT/COUNTY	335,000
6004316 JD/PINS INSTITUTIONS-ADC	2,017,330
6004317 JD CARE IN INSTITUTIONS	283,273
6004318 STATE TRAINING SCHOOLS	650,000
6004319 SAFETY NET	13,200,000
6004320 EMERGENCY AID FOR ADULTS	205,000
6004321 BURIALS	538,125
6004326 EAF/POS	1,447,979
6004327 EAF/FOSTER CARE	4,308,610
6004328 EAF/JD/PINS	3,029,941
6004573 OTHER FEES FOR SERVICES	446,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	91,322,551
0000041 CHARGEBACK EXPENSES	
6004610 PERSONAL SERVICES CHARGEBACKS	1,871,867
6004614 OTHER CHARGEBACK EXPENSES	180,000
0000041 CHARGEBACK EXPENSES TOTALS	2,051,867
EXP TOTAL FOR DIV 3507	93,374,418
TOTAL FOR FIV 3507	-58,366,566
TOTAL FOR DEPT 35000000	-66,019,658

2011 OPERATING BUDGET

FUND : 1010 GENERAL OPERATING

DEPT : 36 VETERANS SERVICES

DIV : 00 VETERANS SERVICES

0000002 DEPARTMENTAL INCOME	
5000224 TRANSFER TAX	400,000
0000002 DEPARTMENTAL INCOME TOTALS	400,000
0000008 STATE AID	
5000867 VETERANS SERVICE AGENCIES	7,500
5000872 BURIALS	10,000
0000008 STATE AID TOTALS	17,500
REV TOTAL FOR DIV 3600	417,500
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	57,781
6001002 SALARIES TEMPORARY	10,056
0000010 PERSONAL SERVICE TOTALS	67,837
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	300
6004012 OFFICE SUPPLIES	1,000
6004055 COMPUTER SOFTWARE AND SUPPLIES	600
6004105 DUES AND MEMBERSHIPS	190
6004106 GENERAL OFFICE EXPENSES	1,500
6004147 OTHER PROGRAM EXPENSE	15,000
6004160 MILEAGE AND PARKING-LOCAL	50
6004321 BURIALS	133,300
0000040 CONTRACTUAL EXPENDITURES TOTALS	151,940
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	128
6004621 BUILDING AND LAND RENTAL CHARG	14,450
0000041 CHARGEBACK EXPENSES TOTALS	14,578
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	10,401
6008002 SOCIAL SECURITY	4,420
6008004 WORKERS COMPENSATION	739
6008006 LIFE INSURANCE	19
6008007 HEALTH INSURANCE	6,048
6008009 RETIREE HEALTH INSURANCE	17,479
0000080 EMPLOYEE BENEFITS TOTALS	39,106
EXP TOTAL FOR DIV 3600	273,461
TOTAL FOR DEPT	144,039

FUND : 1010 GENERAL OPERATING

DEPT : 37 PLANNING AND ECON DEVELOPMENT

DIV : 00 PLANNING & ECONOMIC DEV

0000002 DEPARTMENTAL INCOME	
5000176 RENTAL CONTRACTS	16,000
5000189 OTHER LOCAL GOVERNMENTS	4,000
5000333 OTHER DEPARTMENTAL CHARGEBACK	2,500
0000002 DEPARTMENTAL INCOME TOTALS	22,500
0000006 SALE OF PROP AND COMP FOR LOSS	
5000513 MINOR SALES - PLANNING	20,000

2011 OPERATING BUDGET

0000006 SALE OF PROP AND COMP FOR LOSS TOTALS	20,000
REV TOTAL FOR DIV 3700	42,500
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	332,979
0000010 PERSONAL SERVICE TOTALS	332,979
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	1,500
6004012 OFFICE SUPPLIES	4,250
6004042 ENGINEERING SUPPLIES	1,500
6004046 GAS OIL GREASE AND DIESEL FUEL	100
6004055 COMPUTER SOFTWARE AND SUPPLIES	3,100
6004100 POSTAGE AND FREIGHT	700
6004105 DUES AND MEMBERSHIPS	2,400
6004106 GENERAL OFFICE EXPENSES	1,800
6004138 OTHER OPERATIONAL EXPENSES	2,000
6004160 MILEAGE AND PARKING-LOCAL	1,500
6004169 DAY TRIP MEAL REIMBURSEMENT	200
6004196 COPYING MACHINE RENTALS	3,800
6004255 CONTRACTED SERVICES	142,600
6004573 OTHER FEES FOR SERVICES	20,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	185,450
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	1,905
6004615 GASOLINE CHARGEBACK	535
0000041 CHARGEBACK EXPENSES TOTALS	2,440
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	60,014
6008002 SOCIAL SECURITY	25,246
6008004 WORKERS COMPENSATION	7,275
6008006 LIFE INSURANCE	114
6008007 HEALTH INSURANCE	57,472
6008009 RETIREE HEALTH INSURANCE	23,593
6008010 DISABILITY INSURANCE	387
0000080 EMPLOYEE BENEFITS TOTALS	174,101
0000090 TRANSFERS	
6009002 TRANSFER TO GRANT FUND	50,000
0000090 TRANSFERS TOTALS	50,000
EXP TOTAL FOR DIV 3700	744,970
TOTAL FOR DEPT	-702,470

FUND : 2020 SWM OPERATING

DEPT : 38 SOLID WASTE MANAGEMENT

0000002 DEPARTMENTAL INCOME	
5000189 OTHER LOCAL GOVERNMENTS	32,000
5000223 TIPPING FEES	8,063,606
5000225 DISPOSAL FEES	40,000
5000333 OTHER DEPARTMENTAL CHARGEBACK	20,000
5000431 MISCELLANEOUS	89,585
5000440 CHARGEBACK OF SERVICES PROVIDE	16,500
0000002 DEPARTMENTAL INCOME TOTALS	8,261,691

2011 OPERATING BUDGET

0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	225,000
0000003 USE OF MONEY TOTALS	225,000
0000004 LICENSES AND PERMITS	
5000481 PERMITS	18,360
0000004 LICENSES AND PERMITS TOTAL	18,360
0000006 SALE OF PROPERTY AND COMP FOR LOSS	
5000510 SALE OF SCRAP AND EXCESS MATERIAL	52,500
5000518 SALE OF EQUIPMENT	5,000
0000006 SALE OF PROPERTY AND COMP FOR LOSS TOTAL	57,000
0000007 MISC INTERFUND REVENUES	
5000570 EARNINGS ON TEMPORARY INVESTME	35,000
0000007 MISC INTERFUND REVENUES TOTALS	35,000
0000008 STATE AID	
5000808 OTHER STATE AID	317,911
0000008 STATE AID TOTAL	317,911
0000009 FEDERAL AID	
5000ARRA DEBT REIMBURSEMENT	60,616
0000009 FEDERAL AID TOTAL	60,616
REV TOTAL FOR DEPT 3800000	8,976,078
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	1,001,264
6001002 SALARIES TEMPORARY	181,709
6001003 SALARIES OVERTIME	61,302
6001004 SALARIES SHIFT DIFFERENTIAL	330
6001006 OUT OF TITLE PAY	13,311
6001009 OTHER PERSONNEL SERVICES	3,325
0000010 PERSONAL SERVICE TOTALS	1,261,241
0000020 EQUIPMENT AND CAPITAL OUTLAY	
6002303 CONSTRUCTION MOTOR EQUIPMENT	60,000
0000020 EQUIPMENT AND CAPITAL OUTLAY TOTAL	60,000
0000040 CONTRACTUAL EXPENDITURES	
6004000 MAT & SUPPLIES-SURFACE TREAT	29,500
6004001 MAT & SUPPLIES-SIGNS & POSTS	3,000
6004010 BOOKS AND SUBSCRIPTIONS	734
6004011 DUPLICATING AND PRINTING RM SUPPLIES	2,000
6004012 OFFICE SUPPLIES	3,200
6004021 BLDG MAINTENANCE SUPPLIES	6,000
6004022 FUEL AND HEATING SUPPLIES	36,000
6004023 BLDG AND GROUNDS SUPPLIES	3,100
6004030 FOOD AND BEVERAGES	300
6004040 MOTOR EQUIPMENT SUPPLIES	150,000
6004041 PHOTOGRAPHIC SUPPLIES	100
6004045 TRAINING AND EDUCATIONAL SUPPL	1,600
6004046 GAS OIL GREASE AND DIESEL FUEL	225,000
6004047 TIRES AND TUBES	26,000
6004048 MISC OPERATIONAL SUPPLIES	92,790
6004049 LEACHATE SUPPLIES	51,000
6004052 UNIFORMS	2,800
6004054 SAFETY SUPPLIES	57,699

2011 OPERATING BUDGET

6004055 COMPUTER SOFTWARE AND SUPPLIES	200
6004100 POSTAGE AND FREIGHT	450
6004105 DUES AND MEMBERSHIPS	1,578
6004106 GENERAL OFFICE EXPENSES	105
6004112 BLDG GROUNDS AND EQUIP REPAIR	8,900
6004113 WATER AND SEWAGE CHARGES	21,500
6004115 ELECTRIC CURRENT	34,850
6004117 BUILDING AND GROUNDS EXPENSES	5,500
6004121 LAUNDRY AND DRY CLEANING EXPEN	3,306
6004130 MOTOR EQUIP REPAIRS AND MAINT	23,500
6004136 OPERATIONAL EQUIPMENT REPAIRS	20,000
6004137 ADVERTISING AND PROMOTION EXPE	21,000
6004138 OTHER OPERATIONAL EXPENSES	182,200
6004140 MRF PROCESSING EXPENSES	403,990
6004146 SUBCONTRACTED PROGRAM EXPENSE	650,088
6004147 OTHER PROGRAM EXPENSE	51,200
6004160 MILEAGE AND PARKING	50
6004168 OTHER PERSONAL EXPENSES	300
6004191 OUTSIDE RENTALS-MACHINERY	180,000
6004196 COPYING MACHINE RENTALS	3,159
6004255 CONTRACTED SERVICES	4,305
6004400 MEDICAL AND PHYSICAL EXAMS	2,000
6004504 OTHER FINANCIAL SERVICES	7,485
6004572 ENGINEERING AND ARCHITECTURAL	20,000
6004593 OTHER GOVERNMENTS PAYMENTS	806,745
0000040 CONTRACTUAL EXPENDITURES TOTALS	3,093,334
0000041 CHARGEBACK EXPENSES	
6004601 INDIRECT COSTS	530,000
6004602 INSURANCE PREMIUM CHARGEBACK	14,347
6004604 DPW SECURITY CHARGEBACKS	76,605
6004605 COUNTY ATTORNEY CHARGEBACKS	52,500
6004606 TELEPHONE BILLING ACCOUNT	9,057
6004609 DATA PROCESSING CHARGEBACKS	28,117
6004614 OTHER CHARGEBACK EXPENSES	34,842
6004615 GASOLINE CHARGEBACK	470
6004618 OFFICE SUPPLIES CHARGEBACK	6,200
6004619 BUILDING SERVICE CHARGEBACK	2,500
0000041 CHARGEBACK EXPENSES TOTALS	757,538
0000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	2,181,041
0000060 PRINCIPAL ON INDEBTEDNESS TOTALS	2,181,041
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	944,627
0000070 INTEREST ON INDEBTEDNESS TOTALS	944,627
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	202,952
6008002 SOCIAL SECURITY	86,254
6008004 WORKERS COMPENSATION	64,794
6008006 LIFE INSURANCE	460
6008007 HEALTH INSURANCE	286,889

2011 OPERATING BUDGET

6008009 RETIREE HEALTH INSURANCE	57,327
6008010 DISABILITY INSURANCE	516
0000080 EMPLOYEE BENEFITS TOTALS	699,192
EXP TOTAL FOR DEP 380000000	8,996,973
TOTAL FOR DEPT 38000000	-20,895

FUND : 3110 ARENA OPERATING

DEPT : 39 ARENA

DIV : 01 ARENA ADMIN

0000002 DEPARTMENTAL INCOME	
5000177 RENTALS & FEES	426,000
5000178 CONCESSIONS	92,000
5000179 CHARGES FOR SERVICES	4,000
5000180 CHARGES FOR EVENT STAFF	35,000
5000240 FACILITY USER FEE	145,000
0000002 DEPARTMENTAL INCOME TOTALS	702,000
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	3,500
5000471 COMMISSIONS	20,000
5000472 ADVERTISING	25,000
0000003 USE OF MONEY TOTALS	48,500
0000007 MISC INTERFUND REVENUES	
5000562 TRANSFER FROM GENERAL FUND	936,099
0000007 MISC INTERFUND REVENUES TOTAL	936,099
0000009 FEDERAL AID	
5000952 ARRA DEBT REIMBURSEMENT	11,352
0000009 FEDERAL AID TOTALS	11,352
REV TOTAL FOR DEPT 39000000	1,697,951
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	251,532
6001001 SALARIES PART-TIME	99,916
6001002 SALARIES TEMPORARY	132,652
6001003 SALARIES OVERTIME	4,000
6001004 SALARIES SHIFT DIFFERENTIAL	2,000
6001009 OTHER PERSONNEL SERVICES	845
0000010 PERSONAL SERVICE TOTALS	490,945
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	500
6004012 OFFICE SUPPLIES	1,000
6004021 BLDG MAINTENANCE SUPPLIES	16,000
6004022 FUEL AND HEATING SUPPLIES	173,277
6004023 BLDG AND GROUNDS SUPPLIES	27,000
6004040 MOTOR EQUIPMENT SUPPLIES	1,200
6004046 GAS OIL GREASE AND DIESEL FUEL	100
6004048 MISC OPERATIONAL SUPPLIES	500
6004054 SAFETY SUPPLIES	200
6004055 COMPUTER SOFTWARE AND SUPPLIES	500
6004100 POSTAGE AND FREIGHT	200
6004105 DUES AND MEMBERSHIPS	400
6004112 BLDG GROUNDS AND EQUIP REPAIR	8,000

2011 OPERATING BUDGET

6004113 WATER AND SEWAGE CHARGES	28,000
6004114 HEATING AND AIR COND PLANT EXP	75,000
6004115 ELECTRIC CURRENT	443,620
6004117 BUILDING AND GROUNDS EXPENSES	52,852
6004133 UNIFORM AND CLOTHING ALLOWANCE	2,500
6004137 ADVERTISING AND PROMOTION EXPE	3,000
6004196 COPYING MACHINE RENTALS	1,362
0000040 CONTRACTUAL EXPENDITURES TOTALS	835,211
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	12,717
0000041 CHARGEBACK EXPENSES TOTALS	12,717
000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	85,509
0000060 PRINCIPAL ON INDEBTEDNESS TOTAL	85,509
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	69,135
0000070 INTEREST ON INDEBTEDNESS TOTAL	69,135
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	63,380
6008002 SOCIAL SECURITY	37,607
6008004 WORKERS COMPENSATION	3,952
6008006 LIFE INSURANCE	173
6008007 HEALTH INSURANCE	91,732
6008009 RETIREE HEALTH INSURANCE	6,816
6008010 DISABILITY INSURANCE	774
0000080 EMPLOYEE BENEFITS TOTALS	204,434
EXP TOTAL FOR DEPT 39000000	1,697,951
TOTAL FOR DEPT 39000000	0

FUND : 1010 GENERAL OPERATING

DEPT : 42 FORUM

DIV : 01 FORUM

0000002 DEPARTMENTAL INCOME	
5000177 RENTALS & FEES	76,000
5000178 CONCESSIONS	7,000
5000179 CHARGES FOR SERVICES	3,500
5000180 CHARGES FOR EVENT STAFF	5,000
5000240 FACILITY USER FEE	85,000
0000002 DEPARTMENTAL INCOME TOTALS	176,500
REV TOTAL FOR DIV 4201	176,500
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	37,761
6001003 SALARIES OVERTIME	1,000
6001004 SALARIES SHIFT DIFFERENTIAL	120
6001009 OTHER PERSONNEL SERVICES	200
0000010 PERSONAL SERVICE TOTALS	39,081
0000040 CONTRACTUAL EXPENDITURES	
6004012 OFFICE SUPPLIES	670
6004021 BLDG MAINTENANCE SUPPLIES	8,000
6004022 FUEL AND HEATING SUPPLIES	43,000

2011 OPERATING BUDGET

6004023 BLDG AND GROUNDS SUPPLIES	5,000
6004048 MISC OPERATIONAL SUPPLIES	1,000
6004112 BLDG GROUNDS AND EQUIP REPAIR	6,000
6004113 WATER AND SEWAGE CHARGES	2,500
6004115 ELECTRIC CURRENT	42,000
6004117 BUILDING AND GROUNDS EXPENSES	4,000
6004133 UNIFORM AND CLOTHING ALLOWANCE	160
6004138 OTHER OPERATIONAL EXPENSES	500
6004196 COPYING MACHINE RENTALS	420
0000040 CONTRACTUAL EXPENDITURES TOTALS	113,250
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	21,468
0000041 CHARGEBACK EXPENSES TOTALS	21,468
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	6,797
6008002 SOCIAL SECURITY	2,990
6008006 LIFE INSURANCE	19
6008007 HEALTH INSURANCE	16,508
6008010 DISABILITY INSURANCE	129
0000080 EMPLOYEE BENEFITS TOTALS	26,443
EXP TOTAL FOR DIV 4201	200,242
TOTAL FOR DEPT	-23,742

FUND : 3140 ENJOIE OPERATING
DEPT : 41 EN JOIE GOLF COURSE
DIV : 01 EN-JOIE GOLF COURSE-ADMIN

0000002 DEPARTMENTAL INCOME	
5000234 DRIVING RANGE FEES	38,000
5000235 GREENS FEES	364,000
5000236 ANNUAL MEMBERSHIP	225,000
5000237 GOLF CART RENTALS	155,000
5000426 MISCELLANEOUS	4,000
5000434 MERCHANDISE SALES	36,000
0000002 DEPARTMENTAL INCOME TOTALS	822,000
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	500
5000465 TOURNAMENT RENTALS	102,500
5000467 RESTAURANT RENTAL	23,000
0000003 USE OF MONEY TOTALS	126,000
0000009 FEDERAL AID	
5000952 ARRA DEBT REIMBURSEMENT	1,019
REV TOTAL FOR DEPT 41000000	949,019
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	132,810
6001002 SALARIES TEMPORARY	266,000
0000010 PERSONAL SERVICE TOTALS	398,810
0000040 CONTRACTUAL EXPENDITURES	
6004012 OFFICE SUPPLIES	500
6004021 BLDG MAINTENANCE SUPPLIES	2,000
6004022 FUEL AND HEATING SUPPLIES	7,000

2011 OPERATING BUDGET

6004023 BLDG AND GROUNDS SUPPLIES	90,000
6004040 MOTOR EQUIPMENT SUPPLIES	13,500
6004046 GAS OIL GREASE AND DIESEL FUEL	14,500
6004047 TIRES AND TUBES	1,000
6004048 MISC OPERATIONAL SUPPLIES	7,000
6004053 RECREATIONAL AND ACTIVITY SUPP	20,000
6004054 SAFETY SUPPLIES	500
6004100 POSTAGE AND FREIGHT	100
6004101 TELEPHONE	50
6004105 DUES AND MEMBERSHIPS	2,000
6004112 BLDG GROUNDS AND EQUIP REPAIR	10,000
6004113 WATER AND SEWAGE CHARGES	14,000
6004115 ELECTRIC CURRENT	27,000
6004117 BUILDING AND GROUNDS EXPENSES	15,000
6004137 ADVERTISING AND PROMOTION EXPE	15,000
6004138 OTHER OPERATIONAL EXPENSES	2,000
6004190 COUNTY RENTALS-MACHINERY	115,000
6004192 SOFTWARE MAINTENANCE	1,400
6004504 OTHER FINANCIAL SERVICES	7,500
0000040 CONTRACTUAL EXPENDITURES TOTALS	365,050
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	21,435
6004609 DATA PROCESSING CHARGEBACKS	7,510
6004614 OTHER CHARGEBACK EXPENSES	7,500
6004617 DUPLICATING/PRINTING CHARGEBAC	250
6004618 OFFICE SUPPLIES CHARGEBACK	55
0000041 CHARGEBACK EXPENSES TOTALS	36,750
0000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	6,139
0000060 PRINCIPAL ON INDEBTEDNESS TOTAL	6,139
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	5,811
0000070 INTEREST ON INDEBTEDNESS TOTALS	5,811
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	23,209
6008002 SOCIAL SECURITY	30,213
6008004 WORKERS COMPENSATION	3,496
6008006 LIFE INSURANCE	48
6008007 HEALTH INSURANCE	30,044
6008011 UNEMPLOYMENT INSURANCE	25,000
0000080 EMPLOYEE BENEFITS TOTALS	112,010
EXP TOTAL FOR DEPT	924,696
TOTAL FOR DEPT 41000000	24,323

FUND : 1010 GENERAL OPERATING

DEPT : 43 PARKS AND RECREATION

DIV : 01 PARKS & REC-ADMIN

5000165 MISCELLANEOUS	114,038
0000002 DEPARTMENTAL INCOME TOTALS	114,038
0000006 SALE OF PROP AND COMP FOR LOSS	

2011 OPERATING BUDGET

5000518 SALE OF EQUIPMENT	4,000
0000006 SALE OF PROP AND COMP FOR LOSS TOTALS	4,000
0000008 STATE AID	
5000874 PARKS - YOUTH PROGRAMS	21,895
0000008 STATE AID TOTALS	21,895
REV TOTAL FOR DIV 4301	139,933
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	112,949
0000010 PERSONAL SERVICE TOTALS	112,949
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	400
6004012 OFFICE SUPPLIES	1,875
6004048 MISC OPERATIONAL SUPPLIES	50
6004100 POSTAGE AND FREIGHT	25
6004105 DUES AND MEMBERSHIPS	200
6004106 GENERAL OFFICE EXPENSES	500
6004131 PHOTOGRAPHIC EXPENSES	50
6004137 ADVERTISING AND PROMOTION EXPE	200
6004196 COPYING MACHINE RENTALS	1,800
0000040 CONTRACTUAL EXPENDITURES TOTALS	5,100
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	15,050
0000041 CHARGEBACK EXPENSES TOTALS	15,050
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	20,331
6008002 SOCIAL SECURITY	8,641
6008004 WORKERS COMPENSATION	64,911
6008006 LIFE INSURANCE	38
6008007 HEALTH INSURANCE	33,016
6008009 RETIREE HEALTH INSURANCE	56,607
6008010 DISABILITY INSURANCE	129
0000080 EMPLOYEE BENEFITS TOTALS	183,673
EXP TOTAL FOR DIV 4301	316,772
TOTAL FOR DIV 4301	-176,839

FUND : 1010 GENERAL OPERATING
DEPT : 43 PARKS AND RECREATION
DIV : 02 PARKS & REC-RECREATION

0000002 DEPARTMENTAL INCOME	
5000165 MISCELLANEOUS	5,000
5000168 FOOD CONCESSION	50,000
5000169 BOAT CONCESSION	35,000
5000170 CAMPING	43,000
5000171 SHELTER RENTAL	35,000
5000172 SKI CONCESSION	6,000
5000184 YOUTH SUMMER SKILLS PROGRAMS	9,000
5000202 SWIMMING LESSONS	150
0000002 DEPARTMENTAL INCOME TOTALS	183,150
REV TOTAL FOR DIV 4302	183,150
0000010 PERSONAL SERVICE	

2011 OPERATING BUDGET

6001000 SALARIES FULL-TIME	94,462
6001002 SALARIES TEMPORARY	184,400
6001003 SALARIES OVERTIME	4,800
6001009 OTHER PERSONNEL SERVICES	3,800
0000010 PERSONAL SERVICE TOTALS	287,462
0000040 CONTRACTUAL EXPENDITURES	
6004030 FOOD AND BEVERAGES	23,000
6004048 MISC OPERATIONAL SUPPLIES	5,000
6004053 RECREATIONAL AND ACTIVITY SUPP	7,000
6004126 RECREATIONAL AND ACTIVITY EXPE	500
6004137 ADVERTISING AND PROMOTION EXPE	500
0000040 CONTRACTUAL EXPENDITURES TOTALS	36,000
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	16,967
6008002 SOCIAL SECURITY	22,403
6008006 LIFE INSURANCE	38
6008007 HEALTH INSURANCE	33,016
6008010 DISABILITY INSURANCE	129
0000080 EMPLOYEE BENEFITS TOTALS	72,553
EXP TOTAL FOR DIV 4302	396,015
TOTAL FOR DIV 4302	-221,865

FUND : 1010 GENERAL OPERATING
DEPT : 43 PARKS AND RECREATION
DIV : 03 PARKS & REC-PARKS

0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	890,746
6001002 SALARIES TEMPORARY	68,500
6001003 SALARIES OVERTIME	28,500
6001004 SALARIES SHIFT DIFFERENTIAL	2,000
6001009 OTHER PERSONNEL SERVICES	8,500
0000010 PERSONAL SERVICE TOTALS	998,246
0000040 CONTRACTUAL EXPENDITURES	
6004021 BLDG MAINTENANCE SUPPLIES	66,700
6004022 FUEL AND HEATING SUPPLIES	20,072
6004023 BLDG AND GROUNDS SUPPLIES	35,000
6004040 MOTOR EQUIPMENT SUPPLIES	34,950
6004046 GAS OIL GREASE AND DIESEL FUEL	30,000
6004047 TIRES AND TUBES	5,000
6004048 MISC OPERATIONAL SUPPLIES	4,800
6004053 RECREATIONAL AND ACTIVITY SUPP	1,000
6004112 BLDG GROUNDS AND EQUIP REPAIR	100
6004113 WATER AND SEWAGE CHARGES	5,500
6004114 HEATING AND AIR COND PLANT EXP	100
6004115 ELECTRIC CURRENT	35,000
6004117 BUILDING AND GROUNDS EXPENSES	23,000
6004130 MOTOR EQUIP REPAIRS AND MAINT	1,000
6004133 UNIFORM AND CLOTHING ALLOWANCE	5,120
6004138 OTHER OPERATIONAL EXPENSES	4,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	271,342

2011 OPERATING BUDGET

0000041 CHARGEBACK EXPENSES	
6004615 GASOLINE CHARGEBACK	16,821
6004626 TRANSPORTATION SERVICES CHARGE	6,809
0000041 CHARGEBACK EXPENSES TOTALS	23,630
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	153,872
6008002 SOCIAL SECURITY	73,620
6008006 LIFE INSURANCE	366
6008007 HEALTH INSURANCE	291,312
6008009 RETIREE HEALTH INSURANCE	216,326
6008010 DISABILITY INSURANCE	129
0000080 EMPLOYEE BENEFITS TOTALS	735,625
EXP TOTAL FOR DIV 4303	2,028,843
TOTAL FOR DIV 4303	-2,028,843
TOTAL FOR DEPT	-2,418,547

FUND : 3150 LIBRARY OPERATING

DEPT : 40 COUNTY LIBRARY

DIV : 00 LIBRARY

0000002 DEPARTMENTAL INCOME	
5000100 LIBRARY COPY FEES	5,500
5000177 RENTALS & FEES	6,000
5000189 OTHER LOCAL GOVERNMENTS	662,109
5000312 RENTAL CHARGEBACKS	15,000
5000426 MISCELLANEOUS	40,000
0000002 DEPARTMENTAL INCOME TOTALS	728,609
0000003 USE OF MONEY	
5000451 INTEREST AND EARNINGS	10,000
5000470 VENDING MACHINE	1,000
5000471 COMMISSIONS	4,129
0000003 USE OF MONEY TOTALS	15,129
0000006 SALE OF PROP AND COMP FOR LOSS	
5000512 MINOR SALES OTHER	8
0000006 SALE OF PROP AND COMP FOR LOSS TOTALS	8
0000007 MISC INTERFUND REVENUES	
5000531 GIFTS AND DONATIONS	1,500
5000562 TRANSFER FROM GENERAL FUND	1,418,056
0000007 MISC INTERFUND REVENUES TOTALS	1,419,556
0000008 STATE AID	
5000808 OTHER STATE AID	104,067
0000008 STATE AID TOTALS	104,067
REV TOTAL FOR DIV 4000	2,267,369
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	765,944
6001001 SALARIES PART-TIME	115,826
6001003 SALARIES OVERTIME	130
0000010 PERSONAL SERVICE TOTALS	881,900
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	1,500
6004012 OFFICE SUPPLIES	34,000

2011 OPERATING BUDGET

6004021 BLDG MAINTENANCE SUPPLIES	1,500
6004022 FUEL AND HEATING SUPPLIES	40,250
6004023 BLDG AND GROUNDS SUPPLIES	7,000
6004030 FOOD AND BEVERAGES	100
6004055 COMPUTER SOFTWARE AND SUPPLIES	70,062
6004070 BOOKS ADULT SERVICES	72,012
6004071 JUVENILE BOOKS	69,316
6004073 SUBSCRIPTIONS	19,502
6004074 AUDIOVISUAL MATERIALS	30,000
6004075 ELECTRONIC ACCESS MATERIALS	25,000
6004076 LOCAL HISTORY	2,400
6004100 POSTAGE AND FREIGHT	6,445
6004105 DUES AND MEMBERSHIPS	1,360
6004106 GENERAL OFFICE EXPENSES	14,730
6004112 BLDG GROUNDS AND EQUIP REPAIR	2,000
6004113 WATER AND SEWAGE CHARGES	3,500
6004115 ELECTRIC CURRENT	107,448
6004117 BUILDING AND GROUNDS EXPENSES	35,219
6004136 OPERATIONAL EQUIPMENT REPAIRS	500
6004137 ADVERTISING AND PROMOTION EXPE	500
6004138 OTHER OPERATIONAL EXPENSES	1,000
6004160 MILEAGE AND PARKING-LOCAL	1,000
6004165 ADVISORY BD/TRUSTEES EXPENSES	450
6004196 COPYING MACHINE RENTALS	7,200
6004573 OTHER FEES FOR SERVICES	15,894
0000040 CONTRACTUAL EXPENDITURES TOTALS	569,888
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	4,984
6004604 DPW SECURITY CHARGEBACKS	106,166
6004606 TELEPHONE BILLING ACCOUNT	12,586
6004609 DATA PROCESSING CHARGEBACKS	84,516
6004614 OTHER CHARGEBACK EXPENSES	20
6004617 DUPLICATING/PRINTING CHARGEBAC	2,200
6004618 OFFICE SUPPLIES CHARGEBACK	4,400
6004619 BUILDING SERVICE CHARGEBACK	25,000
0000041 CHARGEBACK EXPENSES TOTALS	239,872
0000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	7,311
0000060 PRINCIPAL ON INDEBTEDNESS TOTALS	7,311
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	4,893
0000070 INTEREST ON INDEBTEDNESS TOTALS	4,893
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	146,886
6008002 SOCIAL SECURITY	65,709
6008004 WORKERS COMPENSATION	12,267
6008006 LIFE INSURANCE	399
6008007 HEALTH INSURANCE	277,071
6008009 RETIREE HEALTH INSURANCE	251,173
6008012 EMPLOYEE TUITION REIMBURSEMENT	10,000

2011 OPERATING BUDGET

0000080 EMPLOYEE BENEFITS TOTALS	763,505
EXP TOTAL FOR DIV 4000	2,467,369
TOTAL FOR DIV 4000	-200,000
TOTAL FOR DEPT	-200,000

FUND : 1010 GENERAL OPERATING

DEPT : 44 YOUTH BUREAU

DIV : 01 YOUTH BUREAU

0000008 STATE AID	
5000873 YOUTH BUREAU	41,134
5000875 YOUTH SERVICE PROGRAMS	199,466
0000008 STATE AID TOTALS	240,600
REV TOTAL FOR DIV 4401	240,600
0000010 PERSONAL SERVICE	
6001000 SALARIES FULL-TIME	52,675
0000010 PERSONAL SERVICE TOTALS	52,675
0000040 CONTRACTUAL EXPENDITURES	
6004010 BOOKS AND SUBSCRIPTIONS	50
6004012 OFFICE SUPPLIES	300
6004030 FOOD AND BEVERAGES	150
6004105 DUES AND MEMBERSHIPS	602
6004141 YOUTH SERVICE PROGRAMS	199,466
6004160 MILEAGE AND PARKING-LOCAL	500
6004165 ADVISORY BD/TRUSTEES EXPENSES	150
6004169 DAY TRIP MEAL REIMBURSEMENT	50
6004196 COPYING MACHINE RENTALS	2,600
0000040 CONTRACTUAL EXPENDITURES TOTALS	203,868
0000041 CHARGEBACK EXPENSES	
6004602 INSURANCE PREMIUM CHARGEBACK	2
0000041 CHARGEBACK EXPENSES TOTALS	2
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	9,481
6008002 SOCIAL SECURITY	4,030
6008004 WORKERS COMPENSATION	788
6008006 LIFE INSURANCE	19
6008007 HEALTH INSURANCE	6,114
6008009 RETIREE HEALTH INSURANCE	6,473
0000080 EMPLOYEE BENEFITS TOTALS	26,905
EXP TOTAL FOR DIV 4401	283,450
TOTAL FOR DIV 4401	-42,850

FUND : 1010 GENERAL OPERATING

DEPT : 90 SPECIAL OBJECTS

DIV : 00 SPECIAL OBJECTS-EXPENDITURES

0000001 TAX ITEMS	
5000011 HOTEL/MOTEL OCCUPANCY TAX	1,020,000
5000012 OCC TAX ECO DEV	680,000
0000001 TAX ITEMS TOTALS	1,700,000
0000002 DEPARTMENTAL INCOME	
5000103 CHGS FOR TAX ADV/REDEMPTION EX	17,000

2011 OPERATING BUDGET

0000002 DEPARTMENTAL INCOME TOTALS	17,000
REV TOTAL FOR DIV 9000	1,717,000
0000010 PERSONAL SERVICE	
6001011 DISCRETIONARY SALARY SAVINGS	-2,660,000
0000010 PERSONAL SERVICE TOTALS	-2,660,000
0000040 CONTRACTUAL EXPENDITURES	
6004137 ADVERTISING AND PROMOTION EXPE	10,000
6004182 OTHER COMM COLLEGES TUITION	950,000
6004183 CONTRIBUTION TO BROOME COMM CO	6,791,937
6004305 MMIS MEDICAL ASSISTANCE	-2,580,000
6004500 ACCTG AND COST ALLOCATION SERV	6,500
6004535 JUSTICES AND CONSTABLE FEES	10,000
6004581 CONTINGENT FUND	100,000
6004582 JUDGEMENTS AND CLAIMS	2,000
6004584 TAX ACQUIRED PROPERTY EXPENSES	593
6004585 TAX ADVERTISING AND EXPENSE	17,000
6004586 MUNICIPAL ASSN DUES	27,000
6005000 BROOME COUNTY ARTS COUNCIL	90,000
6005015 BROOME COUNTY HISTORICAL SOCIE	20,000
6005017 SOIL CONSERVATION SERVICE	50,000
6005022 CONVENTION BUREAU	334,688
6005023 FOUR COUNTY LIBRARY SYSTEM	20,000
6005024 AID TO LOCAL LIBRARIES	150,000
6005025 SO TIER ZOOLOGICAL SOC	295,313
6005026 MARKETING/ECONOMIC DEVELOPMENT	306,000
6005035 BROWNFIELD REMEDIATION MUNICIP	374,000
0000040 CONTRACTUAL EXPENDITURES TOTALS	6,975,031
0000041 CHARGEBACK EXPENSES	
6004616 FLEET SERVICE CHARGEBACK	-66,722
0000041 CHARGEBACK EXPENSES TOTALS	-66,722
0000080 EMPLOYEE BENEFITS	
6008001 STATE RETIREMENT	-1,368,889
6008007 HEALTH INSURANCE	-1,853,922
6008011 UNEMPLOYMENT INSURANCE	50,000
0000080 EMPLOYEE BENEFITS TOTALS	-3,172,811
EXP TOTAL FOR DEPT 90000000	1,075,498
TOTAL FOR DEPT	641,502

FUND : 1010 GENERAL OPERATING
DEPT : 91 DEBT SERVICE (GENERAL FUND)
DIV : 00 DEBT SERVICE-GENERAL FUND

0000007 MISC INTERFUND REVENUES	
5000566 TRANSFER OF COPS RESERVE	207,005
0000007 MISC INTERFUND REVENUES TOTALS	207,005
0000009 FEDERAL AID	
5000952 ARRA DEBT REIMBURSEMENT	145,939
0000009 FEDERAL AID TOTALS	145,939
REV TOTAL FOR DIV 9100	352,944
0000040 CONTRACTUAL EXPENDITURES	
6004502 BOND AND NOTE ISSUE EXPENSE	90,000

2011 OPERATING BUDGET

6004504 OTHER FINANCIAL SERVICES	18,021
0000040 CONTRACTUAL EXPENDITURES TOTALS	108,021
0000060 PRINCIPAL ON INDEBTEDNESS	
6006000 PRINCIPAL ON SERIAL BONDS	2,143,622
0000060 PRINCIPAL ON INDEBTEDNESS TOTALS	2,143,622
0000070 INTEREST ON INDEBTEDNESS	
6007000 INTEREST ON SERIAL BONDS	1,330,431
6007006 INTEREST ON COPS	847,613
6007008 INTEREST ON TANS	200,000
0000070 INTEREST ON INDEBTEDNESS TOTALS	2,378,044
EXP TOTAL FOR DIV 9100	4,629,687
TOTAL FOR DIV 9100	-4,276,743
TOTAL FOR DEPT	-4,276,743

FUND : 1010 GENERAL OPERATING
DEPT : 92 INTERFUND TRANSFERS
DIV : 00 INTERFUND TRANSFERS-GENERAL FUND

0000090 TRANSFERS	
6009003 TRANSFER TO ENTERPRISE FUND	1,054,913
6009006 TRNSFERS TO SPECIAL REVENUE FU	11,691,851
0000090 TRANSFERS TOTALS	12,746,764
EXP TOTAL FOR DIV 9200	12,746,764
TOTAL FOR DEPT	-12,746,764

2011 Adopted Capital Program

Project Title and Description	Estimated Project Cost	Funding Sources				Bond Authority	Annual Added To Taxes	YPU	LFL Sect 11	Percent Increase Taxes
		Fed	State	County	Fees/Other					
AVIATION										
RUNWAY 16 THRESHOLD RELOCATION (Phase)	\$550,000	\$0	\$0	\$0	\$550,000	\$550,000	\$0	30	15	0.0000 %
Relocation of the Threshold (landing area) for runway 16 will allow additional 200' of runway for take off and landing. In order to accommodate this relocation, navigational aids and facilities associated with the primary runway, Runway 16-34, will be replaced and repositioned. The project will also improve the approach to RWY 16 by eliminating the current offset (beacon approach), and lowering the threshold crossing height. Additional considerations will include the installation of new runway visual range (RVR) systems to monitor visibility at various points along the runways. This project will include the design, pricing plans, and development of specifications for the construction of this project.										
RUNWAY 34 SAFETY AREA IMPROVEMENTS										
In order to address non standard runway safety area criteria, the current Engineered Material Arresting System will need to be replaced and relocated. In order to accommodate this relocation, modifications must be made to the topography of a portion of the airfield to include modifying the location of a County road and adding fill to extend the useable area of the safety area of our primary runway. This project will include the construction and engineering oversight of this work. Federal funds.										
	\$11,000,000	\$10,450,000	\$275,000	\$0	\$275,000	\$11,000,000	\$0	15	15	0.0000 %
AVIATION 2011 Total	\$11,550,000	\$10,450,000	\$275,000	\$0	\$825,000	\$11,550,000	\$0			0.0000 %

"Property Tax" is calculated with the YPU and Bond amount. This does not include any portion of a project that is supported by fees.

2011 OPERATING BUDGET

2011 Adopted Capital Program

Project Title and Description	Estimated Project Cost	Funding Sources				Bond Authority	Annual Added To Taxes	YPU	LFL Sec II	Percent Increase Taxes
		Fed	State	County	Fees/Other					
BCC										
HAZARDOUS MATERIALS										
BCC is comprised of buildings from the 1850s through the 1990s and most of its structures contain material now considered hazardous to individuals. This project is to assess, test, design and abate as necessary for renovations, modifications, maintenance, upgrades and repairs. Materials present include asbestos, lead and PCBs.	\$515,000	\$0	\$257,500	\$257,500	\$0	\$515,000	\$31,495	10	63	0.0490 %
WALES BUILDING UPGRADES										
The college's 2007 Master Plan recommends renovations to the Wales Building. The exterior needs attention from both visual and building efficiency perspectives. It is recommended that areas providing services to the public and staff spaces be renovated. Building systems to include plumbing, HVAC, electrical and others that need attention. Accessibility is not available to all spaces. Any work will require assessment of building materials and remediation of hazardous materials.	\$3,000,000	\$0	\$1,500,000	\$1,500,000	\$0	\$3,000,000	\$94,401	25	12 (a) (1)	0.1468 %
BCC 2011 Total	\$3,515,000	\$0	\$1,757,500	\$1,757,500	\$0	\$3,515,000	\$125,896			0.1987 %
DPW - ENGINEERING										
WATERSHED ANNUAL MAINTENANCE										
Annual Maintenance to address sediment and other safety issues. On a primary basis utilize in-house staff and equipment when possible.	\$75,000	\$0	\$0	\$75,000	\$0	\$75,000	\$9,173	10	3	0.0143 %
DPW - ENGINEERING 2011 Total	\$75,000	\$0	\$0	\$75,000	\$0	\$75,000	\$9,173			0.0143 %

"Property Tax" is calculated with the YPU and Bond amount. This does not include any portion of a project that is supported by fees.

2011 OPERATING BUDGET

2011 Adopted Capital Program

Project Title and Description	Estimated Project Cost	Funding Sources				Bond Authority	Annual Added To Taxes	YPU	LFL Sect 11	Percent Increase Taxes
		Fed	State	County	Fees/Other					
DPW - ENGINEERING B&G										
REPAIR COURTHOUSE PORTICO STONE STEPS Make repairs needed to portico stone steps at the Broome County Courthouse. This is a safety issue.	\$100,000	\$0	\$25,000	\$75,000	\$0	\$100,000	\$9,173	10	35	0.0143 %
SPILL PREVENTION/PETROL ELIM BULK STORAGE Engineering design phase to implement needed repairs and upgrades to bring fuel storage facilities into compliance with new regulations. Also includes construction inspection. County facilities covered are, Airport, Landfill, Public Safety Facility, County Office Building, Transit, Highway, and Parks (Coble, Dorchester, Greenwood).	\$250,000	\$0	\$0	\$250,000	\$0	\$250,000	\$30,576	10	35	0.0475 %
These updates are mandated by federal regulations.										
DPW - ENGINEERING B&G 2011 Total	\$350,000	\$0	\$25,000	\$325,000	\$0	\$350,000	\$39,751			0.0616 %
DPW - HIGHWAYS										
HIGHWAY RECONSTRUCTION REHABILITATION Reconstruct County highways as needed based on pavement condition, sufficiency and priority.	\$2,225,000	\$0	\$0	\$2,225,000	\$0	\$2,225,000	\$197,887	15	20c	0.3078 %
DPW - HIGHWAYS 2011 Total	\$2,225,000	\$0	\$0	\$2,225,000	\$0	\$2,225,000	\$197,887			0.3078 %

"Property Tax" is calculated with the YPU and Bond amount. This does not include any portion of a project that is supported by fees.

2011 OPERATING BUDGET

2011 Adopted Capital Program

Project Title and Description	Estimated Project Cost	Funding Sources			Bond Authority	Annual Added To Taxes	YPU	LFL Sect 11	Percent Increase Taxes	
		Fed	State	County						Fees/Other
DPW - HIGHWAYS/ENGINEERING/BRIDGES										
KILLAVOG RD & OREGON HILL RD BRIDGES	\$600,000	\$0	\$0	\$600,000	\$0	\$600,000	\$43,526	20	62 (a)	0.0677 %
Design of Killavog Rd, CR-28 and Oregon Hill Rd, bridges replacement/rehabilitation (BIN 3349440, 3349520). Based on bi-annual rating/inspection. County to advance entire project amount, 80% federal reimbursement and 15% state aid may be granted at a later date.										
UNANTICIPATED BRIDGE/CULVERT REPAIRS	\$300,000	\$0	\$0	\$300,000	\$0	\$300,000	\$21,763	20	10	0.0338 %
Replace/rehabilitate unanticipated (including structural safety flags) County owned bridges based on bi-annual inspections and replace deficient culverts greater than 5 foot diameter. This is a safety issue.										
WEST HILL RD. BRIDGE REHABILITATION/SCOUR	\$300,000	\$0	\$0	\$300,000	\$0	\$300,000	\$21,763	20	10	0.0338 %
Design and construction for West Hill Road Bridge (BIN 3349930). Based on bi-annual inspections and scour status of bridge to address structural deficiencies. Bridge recently placed on NYS DOT/federal scour critical list mandating repairs. Otherwise County is at risk for losing federal funding.										
DPW - HIGHWAYS/ENGINEERING/BRIDGES	\$1,200,000	\$0	\$0	\$1,200,000	\$0	\$1,200,000	\$87,052			0.1363 %
2011 Total										
DPW - HIGHWAYS/ROAD MACHINERY										
HIGHWAY EQUIPMENT REPLACEMENT	\$500,000	\$0	\$0	\$500,000	\$0	\$500,000	\$44,469	15	28	0.0891 %
Replace road maintenance and snow removal equipment as necessary.										
DPW - HIGHWAYS/ROAD MACHINERY 2011 Total	\$500,000	\$0	\$0	\$500,000	\$0	\$500,000	\$44,469			0.0891 %

Property Tax is calculated with the YPU and Bond amount. This does not include any portion of a project that is supported by fees.

2011 Adopted Capital Program

Project Title and Description	Estimated Project Cost	Funding Sources				Bond Authority	Annual Added To Taxes	YPU	LFL Sec 11	Percent Increase Taxes
		Fed	State	County	Fees/Other					
INFORMATION TECHNOLOGY										
VIRTUAL DESKTOP/SERVER REP. & L.C. Replaces outdated servers. Upgrade the Microsoft Enterprise Agreement. Expand 100 units of virtual desktops to utilize existing PC as "client" units. The investment is in software licenses, a server and training for staff.	\$495,000	\$0	\$0	\$495,000	\$0	\$495,000	\$110,691	5	32	0.1721 %
INFORMATION TECHNOLOGY 2011 Total	\$495,000	\$0	\$0	\$495,000	\$0	\$495,000	\$110,691			0.1721 %
PARKS & RECREATION										
OTIS/NINGO BATHROOM Orrington Park currently has a portable bathroom trailer that was purchased in 1986. Building has been repaired many times and is now to the point that it needs to be replaced or rehabbed if possible, current facility is 25 years old.	\$100,000	\$0	\$0	\$100,000	\$0	\$100,000	\$8,894	15	35	0.0138 %
PARKS FACILITIES REPAIRS AND RENOVATIONS	\$75,000	\$0	\$0	\$75,000	\$0	\$75,000	\$6,670	15	35	0.0104 %
Funds unanticipated repairs/renovations/maintenance at all County parks. This project would include but not be limited to: upgrades to bathroom facilities, HVAC and plumbing upgrades, roof replacement, water system upgrades, sewer system replacements and athletic field renovations.										
PARKS & RECREATION 2011 Total	\$175,000	\$0	\$0	\$175,000	\$0	\$175,000	\$15,564			0.0242 %
PARKS & RECREATION/FORUM										
FORUM REPAIRS AND RENOVATIONS Repairs and renovations including but not limited to all exterior masonry and marquee repairs, doors, windows and fire alarm system replacement.	\$1,000,000	\$500,000	\$0	\$225,000	\$275,000	\$1,000,000	\$20,011	15	35	0.0311 %
PARKS & RECREATION/FORUM 2011 Total	\$1,000,000	\$500,000	\$0	\$225,000	\$275,000	\$1,000,000	\$20,011			0.0311 %

"Promeriv Tax" is calculated with the YPU and Bond amount. This does not include any portion of a project that is supported by Fees.

2011 Adopted Capital Program

Project Title and Description	Estimated Project Cost	Funding Sources				Bond Authority	Annual Added To Taxes	YPU	LEL Sect II	Percent Increase Taxes
		Fed	State	County	Fees/Other					
SOLID WASTE MANAGEMENT										
COLESVILLE LANDFILL REMEDIATION	\$550,000	\$0	\$0	\$0	\$550,000	\$550,000	\$0	25	6	0.0000 %
Continue operational and maintenance of groundwater treatment system, monitoring, and testing of groundwater contaminant levels at the hazardous waste landfill, in accordance with the 1991 U.S. Environmental Protection Agency's Record of Decision and the NYSDEC Consent Agreement as amended.										
CONSTRUCTION SECTION IV CELL II	\$5,500,000	\$0	\$0	\$0	\$5,500,000	\$5,500,000	\$0	25	6	0.0000 %
Construction of Section IV Cell 1 reaching capacity in anticipation of Section IV Cell 1 reaching capacity. Construct Sect. IV Cell II in anticipation of Cell 1 reaching capacity.										
SOLID WASTE MANAGEMENT 2011 Total	\$6,050,000	\$0	\$0	\$0	\$6,050,000	\$6,050,000	\$0			0.0000 %
WPNH										
BETTERMENTS AND IMPROVEMENTS	\$96,000	\$0	\$0	\$96,000	\$0	\$96,000	\$21,467	5	32	0.0334 %
For activity such as, but not necessarily limited to structural improvements, replacement of resident beds & mattresses, replacement of resident over-head buses, increase compliment of kiosks for recording activities of daily living, etc.										
WPNH 2011 Total	\$96,000	\$0	\$0	\$96,000	\$0	\$96,000	\$21,467			0.0334 %
2011 CAPITAL PROGRAM GRAND TOTAL	\$7,231,000	\$0	\$0	\$7,073,500	\$7,150,000	\$7,231,000	\$671,961			1.0446 %

"Property Tax" is calculated with the YPU and Bond amount. This does not include any portion of a project that is supported by fees.

2011 OPERATING BUDGET

Schedule A

SUMMARY OF DEBT
as of December 31, 2010

	Serial Bonds	Certificates of Participation	Total Debt	Percent of Total
General Fund	\$ 5,726,297	\$ -	\$ 5,726,297	5.30%
Community College	23,287,175	16,145,000	39,432,175	36.46%
All Other General Fund	28,993,472	16,145,000	45,138,472	41.75%
Total General Fund				
Aviation	4,107,443	-	4,107,443	3.80%
Central Foods	588,289	-	588,289	0.54%
County Road	24,778,860	-	24,778,860	22.93%
Et-Jolie Golf Course	117,554	-	117,554	0.11%
Fleet Management	833,346	-	833,346	0.77%
Library	105,503	-	105,503	0.10%
Road Machinery	3,991,257	-	3,991,257	3.69%
Solid Waste	21,672,591	-	21,672,591	20.05%
Transit	2,674,422	-	2,674,422	2.47%
Veterans' Arena	1,414,485	-	1,414,485	1.31%
Willow Point Nursing Facility	2,663,858	-	2,663,858	2.46%
Total Fund	62,947,628	-	62,947,628	58.24%
Total	\$ 91,941,100	\$ 16,145,000	\$ 108,086,100	100.00%

Schedule B

HISTORY OF DEBT SERVICE

	2007	2008	2009	2010	2011
	Actual Payments	Actual Payments	Actual Payments	Budget Adopted	Budget Recommended
General Fund	\$ 574,114	\$ 569,064	\$ 647,243	\$ 623,130	\$ 695,774
Community College	2,787,663	2,905,981	3,830,854	4,414,542	3,625,892
All Other General Fund	3,361,777	3,473,045	4,478,097	5,037,672	4,321,666
Total General Fund	6,723,554	6,948,090	8,956,194	10,075,344	14,643,332
Arena	59,189	78,408	291,013	428,230	154,644
Aviation	106,573	125,508	193,531	298,031	454,641
Central Food and Nutrition Services	130,266	132,663	113,862	109,938	65,999
County Road	1,870,452	2,568,109	3,110,477	2,790,409	2,947,718
En-Jolie Golf Course	-	-	13,439	12,354	11,950
Fleet Management	206,105	228,266	221,401	153,711	119,402
Library	43,571	40,819	38,440	40,844	12,204
Road Machinery	246,628	314,064	394,111	383,064	489,578
Solid Waste	3,254,780	3,008,797	3,104,839	3,327,963	3,125,668
Transit	310,921	104,975	585,495	784,339	277,409
Willow Point Nursing Facility	429,725	286,688	402,018	457,731	337,404
Total	\$ 10,021,987	\$ 10,363,342	\$ 12,946,723	\$ 13,824,286	\$ 12,318,283

* In the Proprietary funds principal charges, included here for comparison, reduce liabilities and are not an expense.

2011 OPERATING BUDGET

Schedule C

Serial Bonds

Summary of Serial Bond Issues	2011 Principal		Interest Payments		2011 Principal	
	Beginning Balance	Payment	First	Second	Ending Balance	
General Fund	\$ 5,726,297	\$ 434,204	\$ 134,702	\$ 126,867	\$ 5,292,093	
Community College	23,267,175	1,709,419	549,445	519,417	21,597,757	
All Other General Fund	28,993,472	2,143,622	694,147	646,284	26,949,850	
Total General Fund						
Aviation	4,107,443	259,189	99,797	95,654	3,948,254	
Central Food and Nutrition Services	596,289	38,270	14,176	13,553	590,019	
County Road	24,778,880	1,809,923	584,572	553,223	22,968,957	
En-Jole Golf Course	117,554	6,139	2,952	2,859	111,415	
Fleet Management	833,346	85,776	17,592	16,034	747,570	
Library	105,503	7,311	2,507	2,386	98,192	
Road Machinery	2,991,257	309,679	92,659	87,240	2,681,578	
Solid Waste Management	21,672,591	2,181,041	493,504	451,123	19,491,550	
Transit	2,674,422	146,396	86,627	64,386	2,528,026	
Veterans' Arena	1,414,485	85,509	35,280	33,855	1,326,976	
Willow Point Nursing Facility	2,563,858	219,645	60,827	56,932	2,444,213	
Total	\$ 90,941,100	\$ 7,292,500	\$ 2,154,539	\$ 2,023,529	\$ 83,648,600	
Total 2011 Serial Bond Principal Payment	\$ 7,292,500					
Total 2011 Serial Bond Interest Payment	\$ 4,178,164					
2011 Serial Bonds Grand Total	\$ 11,470,664					

Schedule D

CERTIFICATES OF PARTICIPATION

1994 Issue (Matures 2022) General Fund Public Safety Facility	2011 Principal	Principal	Interest Payments		2011 Principal
	Beginning Balance	Payment	First	Second	Ending Balance
	\$ 16,145,000	\$ -	\$ 423,807	\$ 423,807	\$ 16,145,000

Offset by interest earnings on reserve budgeted in account 5000566.

\$207,005

2011 OPERATING BUDGET

Schedule E

Statement of
Authorized and Unborrowed Debt
For Open Capital Projects

	Resolution	Debt	
		Authorized	Unborrowed
Serial Bonds			
Arena/Forum			
Arena Primary Electric Replacement	05-742	75,000	1,876
Arena Repairs/Renovations	07-46	100,000	1,787
Replace Arena Window/Wall At North	07-46 & 08-753	920,000	15,785
Arena Spoilights	07-816	100,000	2,234
Arena (Safety) Improvements	07-816	30,000	670
Arena Bathroom Renovations for ADA	10-35	400,000	14,895
Arena Repairs/Renovations	10-35	75,000	2,793
Forum Repairs/Renovations	10-35	150,000	3,586
Forum Seating	10-35	90,000	3,351
	10-35	250,000	9,309
Aviation			
Airport Utility Enhancement Project Phase II	03-179	850,000	487,000
Precision Approach Path Indicator	08-446	300,000	22,253
Terminal Building Rehabilitation	08-446	100,000	3,351
Taxways H & K Improvements	08-446 & 08-743	616,835	22,173
Airport Main Apron Rehabilitation-Design	08-744	300,000	89,242
Terminal Building Improvements	08-744	360,000	13,405
T-Hangar Improvements	10-35	750,000	17,098
Hangar Improvements	10-35	375,000	270,061
Main Apron Rehabilitation - Construction	10-35	5,000,000	4,398,273
Replace Airfield Safety Vehicle	10-35	52,630	52,630
Snow Removal Equipment	10-35	150,000	150,000
Runway Safety Area Improvements Design	10-35	1,000,000	1,000,000

2011 OPERATING BUDGET

Statement of
Authorized and Unborrowed Debt
For Open Capital Projects

	Resolution	Debt Authorized	Debt Unborrowed
Serial Bonds			
Broome Community College			
Update Master Plan	05-742	250,000	275
Wales Building Renovation	05-742	400,000	5,264
Original Boiler Replacement - Phase II	07-46	540,000	19,227
Feasibility Study	07-816	50,000	1,117
Energy Management Improvements	07-816	207,000	4,625
Roof Replacement: Phase II	07-816	621,000	22,975
West Gym Bleachers	07-816	260,000	5,809
Roadway and Lct. Upgrades	08-744	85,000	2,849
Roof Replacement: III	08-744	600,000	321,761
Science Building	08-744	21,000,000	18,200,117
Alms Building Demolition	09-317	350,000	91,980
Direct Digital Control	10-35	465,000	272,467
Natural Gas Piping Replacement	10-35	500,000	259,309
Central Foods			
Building Renovations	05-742	774,160	68,080
Building Reconstruction	07-46	150,000	48,923
County Road			
Lester Ave Bridge Reconstruction	03-608	2,000,000	102,654
Colesville Rd./South St. Bridge Replacement/Rehab. - Design	05-104	400,000	3,360
Highway Reconstruction	05-742 & 08-671	1,961,670	54,614
Beyer St. Bridge Reconstruction - Design	05-742 & 06-470	7,810,000	43,279
South Street Bridge	05-742	230,000	7,708
Road Reconstruction	06-746	6,100,000	3,372,027
Highway Culverts & Endgss Repairs	07-46	500,000	14,191
Colesville Rd. Bridge Replacement	07-816	1,250,000	34,901
2nd Street Deposit Drainage	08-744	650,000	22,590
Highway Reconstruction/Rehabilitation	08-744 & 09-317	2,235,000	75,588
Nanticoke Drive Bridge Rehabilitation	08-744	1,100,000	\$69,829
Building Renovations	09-316	40,000	1,489
Vestal - Endicott Bridge Painting	09-317 & 10-38	2,630,000	97,845
Unanticipated Bridge/Culvert Repairs	10-35	300,000	11,171
	10-35	2,225,000	82,852
Elections			
Electronic Voting Machines	05-742	2,161,000	645,012
Equipment Replacement	06-394	180,704	46,229

2011 OPERATING BUDGET

Statement of
Authorized and Unborrowed Debt
For Open Capital Projects

	Resolution	Debt Authorized	Debt Unborrowed
Serial Bonds			
Emergency Services			
Fire Radio System Replacement Phase I	05-742	500,000	11,171
Hazardous Materials Response Vehicle	10-35	150,000	5,586
Information Technology			
Computer Equipment Replacement & Update Technology	07-46	500,000	5,958
Voice-Mail System Replacement	07-46	400,000	1,398
Replace Financial, HR/Payroll Systems (Software)	08-55	1,857,200	41,494
Replace Financial, HR/Payroll Systems (Hardware)	08-55	200,000	5,958
ERP System Phase II	08-744	3,520,000	122,324
Employee Timekeeper System/Scheduler	10-35	165,000	6,144
Systems Upgrade and Network Management	10-35	360,000	13,405
Tape Library and Computer Equipment	10-35	76,000	2,830
Library			
Improvements and Renovations	08-744	50,000	1,749
Parks			
Quisingo Picnic Shelter No. 2	05-742	50,000	40,001
Equipment Replacement	06-394	62,573	78
Equipment Replacement	07-46	20,000	521
Equipment Replacement	07-816	50,000	1,738
Park Facilities Repairs and Renovations	08-744	40,000	1,192
Surface Rehabilitation	10-35	75,000	2,783
Park Facilities Repairs and Renovations	10-35	50,000	1,862
Vehicle Replacement	10-35	50,000	1,862
PW-Buildings & Grounds			
COB - Parking Area Repairs - Design Phase	05-104 & 07-06	456,000	4,860
County Office Building - Parking Area	07-06	4,600,000	170,434
Petroleum Bulk Storage Regulation Compliance	07-46	100,000	1,787
Replace Oil-water Separator at Fleet	08-744	70,000	2,346
External Building Repairs - Front Street	08-744	50,000	1,676
Security at George Harvey Justice Building	09-317	60,800	2,264
Courthouse Air Handler Replacement	10-35	300,000	300,000
Systematic Roof Replacement At County	10-35	100,000	100,000
Upgrade of Access Control System at Court	10-35	200,000	200,000

2011 OPERATING BUDGET

Statement of
Authorized and Unborrowed Debt
For Open Capital Projects

	Resolution	Debt Authorized	Debt Unborrowed
Serial Bonds			
PV-Engineering	07-46	75,000	2,129
Watershed Annual Maintenance	07-816	1,000,000	750,000
Upgrade Watershed Dam 23 (Savin-2)	10-35	225,000	225,000
Watershed Regulatory Compliance			
PW-Fleet			
Fleet Replacement	08-744	100,000	2,482
Fleet Replacement	10-35	200,000	7,447
PW-Security			
Portable Command Center	10-35	25,000	25,000
Public Transportation			
Transit Fleet Additions	05-529	834,000	185,138
Intermodal Transit Terminal	05-742, 10-37, and *	4,981,000	2,774,805
Parking Lot Enhancements	07-816 & 08-508	29,730	29,730
5 - 24 Passenger Buses	08-744	700,000	19,696
Purchase of up to 10 Transit buses plus 4 Hybrid Curaway Buses	08-744 & 09-317	4,051,519	4,051,519
Road Machinery			
Highway Equipment Replacement	07-46	350,000	10,426
Highway Equipment Replacement	07-816	915,000	29,529
Vehicle Replacement	09-316	153,000	5,697
Highway Equipment Replacement	10-35	1,005,000	37,423
Sheriff			
Vehicle Replacement	08-744	200,000	4,965
Vehicle Replacement	10-35	200,000	7,447

2011 OPERATING BUDGET

Statement of
Authorized and Unborrowed Debt
For Open Capital Projects

	Resolution	Debt Authorized	Debt Unborrowed
Serial Bonds			
Solid Waste			
Landfill New Construction	00-538	9,088,000	2,731
Partial Landfill Closure	01-515	3,559,600	1,284,748
Leachate Treatment Plant Outfall	05-742	3,080,000	1,894,495
Design Section III Closure	07-816	275,000	9,485
Landfill Property Acquisition	01-685	283,000	2,424
Scale House Road and Facility	07-816	2,000,000	69,373
Solid Waste Management Plan Update	07-816	250,000	5,586
Landfill Road Reconstruction	08-446	2,500,000	86,886
Colesville Landfill Remediation (Part 2)	08-744	225,000	7,540
Construction of Section II & III Closure	08-744	2,000,000	1,517,874
Landfill Equipment	08-744	1,354,000	1,354,000
Colesville Landfill Remediation	10-35	250,000	9,309
Landfill Equipment	10-35	350,000	350,000
Design/Construction Review - Section IV, Cells II & III	10-35	1,000,000	1,000,000
Willow Point Nursing Home			
Residents' Rooms Renovations	01-686	317,000	10,811
New 360 Bed Facility	05-742	55,933,113	55,352,476
New Electrical Bcbs	05-742	250,000	2,658
Resident Contained Smoking Area	05-742	100,000	2,234
HVAC Repairs	07-816	125,000	3,724
Kiosk Stations	07-816	80,000	1,767
WPNH Renovations And Repairs	07-816	195,000	4,357
HVAC Replacement/Repairs	08-744	125,000	4,188
Therapy Module - Software & Hardware	08-744	26,930	802
Building Improvements	08-744	92,000	2,741
Replacement of Equipment/Furnishings	10-35	124,900	124,900
Total		\$ 182,810,464	\$ 103,398,801

* Pending legislative approval.

2011 OPERATING BUDGET

Schedule F

Authorized Capital Projects
Open as of June 25, 2010

	CIP Year*	Total	
		Appropriations	Available Appropriations
Arena/Forum			
Arena and Forum Renovations	2002	2,415,000	971,104
Arena Primary Electric Replacement	2006	75,000	64,787
Arena Repairs/Renovations	2007	100,000	53,371
Arena Repairs/Renovations	2008	100,000	100,000
Arena Repairs/Renovations	2008	30,000	13,798
Arena (Safety) Improvements	2010	400,000	400,000
Arena Bathroom Renovations for ADA	2010	75,000	75,000
Arena Repairs/Renovations	2010	150,000	150,000
Forum Repairs/Renovations	2010	90,000	90,000
Forum Seating	2010	250,000	250,000
		3,685,000	2,188,060
Aviation			
Utility Enhancement, Phase II	2003	850,000	503,892
Runway 16/34 Rehabilitation - Construction	2005, 2005a, 2007a	6,192,034	32,487
Hangar Improvements	2006, 2007a	386,200	351
Corporate Hangar Improvements	2007, 2008a	750,000	44,294
Precision Path Approach Indicator	2008	300,000	21,679
Terminal Building Rehabilitation	2008	100,000	27,946
Taxiways H & K Improvements	2008	616,835	22,173
Rehabilitate EMAS	2008, 2009a	1,193,800	5,000
Airport Main Apron Rehabilitation-Design	2009, 2009a	300,000	15,043
Snow Removal Equipment	2009	640,189	1,500
Terminal Building Rehabilitation	2009	360,000	360,000
T-Hanger Improvements	2009	750,000	698,250
North Apron Rehabilitation-Phase I	2009	500,000	448,625
Hangar Improvements	2010	375,000	375,000
Main Apron Rehabilitation-Construction	2010	5,000,000	5,000,000
Airfield Safety Vehicle	2010	52,630	52,630
Snow Removal Equipment	2010	150,000	20,621
Runway Safety Area Improvements Design	2010	1,000,000	1,000,000
Security Upgrades	2010	160,000	160,000
		19,676,688	8,789,491

2011 OPERATING BUDGET

Schedule F

Authorized Capital Projects
Open as of June 25, 2010

	CLP Year	Total Appropriations	Available Appropriations
Broome Community College			
Roof Replacement - BCC	2002	408,000	67,452
Original Boiler Replacement Phase I	2005	415,800	2,800
Update Master Plan	2006	250,000	18,199
Wales Building Renovation	2006	400,000	171,024
Original Boiler Replacement Phase II	2007	540,000	53,854
Feasibility Study	2007	50,000	50,000
Energy Management Improvements	2008	207,000	207,000
Roof Replacement	2008	621,000	615,806
West Gym Bleachers	2008	260,000	123,303
Roadway and Lot Upgrades	2009	85,000	85,000
Roof Replacement III	2009	600,000	600,000
Science Building	2009	21,000,000	21,000,000
Airns Building Demolition	2009	350,000	88,385
Direct Digital Control	2010	465,000	465,000
Natural Gas Piping Replacement	2010	500,000	499,246
		<u>26,151,800</u>	<u>24,047,067</u>
Central Food and Nutrition Services			
Building Renovations	2006	774,160	140,835
Building Reconstruction	2007	150,000	56,132
		<u>924,160</u>	<u>196,967</u>
Court Facilities			
Courthouse Asbestos Abatement	1997, 2004a	1,235,466	23,309
DPW-Fleet			
Fleet Replacement	2010	200,000	69,235
Elections			
Electronic Voting Machines	2006	2,161,000	643,842
Equipment Replacement	2006	180,074	45,364
		<u>2,341,074</u>	<u>689,206</u>

2011 OPERATING BUDGET

Schedule F

Authorized Capital Projects
Open as of June 25, 2010

	CIP Year	Total	
		Appropriations	Available Appropriations
Emergency Services			
Microwave System Replacement	2004	700,000	36,343
State Road Radio Tower	2004	65,000	63,619
Vehicle Locator System	2005	350,000	349,413
Fire Radio System replacement Phase I	2006	500,000	493,870
Equipment Replacement	2006, 2009a	1,054,636	300,000
Hazardous Materials Response Vehicle	2010	150,000	150,000
		<u>2,819,636</u>	<u>1,393,245</u>
Information Technology			
Update Comp. Tech. & Replace Equipment	2002	550,000	46,359
Computer Equipment Replacement & Update Technology	2006	500,000	6,393
Information Technology Study	2006	127,000	7,361
Computer Equipment Replacement & Update Technology	2007, 2007a, 2008a	420,273	6,378
Voice-Mail System Replacement	2007	93,839	2,742
Network Switches & PC Replacement	2008	805,000	21,686
Replace Financial, HR/Payroll Systems (Software)	2008	1,857,200	4,235
Replace Financial, HR/Payroll Systems (Hardware)	2008	200,000	2,814
Financial Systems Replacement	2009	3,520,000	1,711,086
Employee Timekeeper System/Scheduler	2010	165,000	165,000
Systems Upgrade and Network Management	2010	360,000	130,467
Tape Library and Computer Equipment	2010	76,000	76,000
		<u>8,674,312</u>	<u>2,180,521</u>
Highway			
Building Renovations	2009	40,000	15,742
Vehicle Replacement	2009	153,000	27,771
		<u>193,000</u>	<u>43,513</u>

2011 OPERATING BUDGET

Schedule F

Authorized Capital Projects
Open as of June 25, 2010

	CIP Year	Total	
		Appropriations	Available Appropriations
Highways/Bridges			
Bridge Reconstruction/Rehabilitation	2001	1,889,628	530,393
Hooper Road Bridge Reconstruction	2004	3,400,000	358,350
Lester Avenue Bridge Rehabilitation	2004	2,000,000	1,203,222
Airport Road Bridge Reconstruction	2005	2,500,000	625,851
Bever St. Bridge Reconstruction - Design	2005, 2005a	765,000	39,936
Bridge Repair & Culvert Replacement/Reconstruction	2005	250,000	7,968
Colesville Rd./South St. Bridge Replacement/Rehab. - Design	2005	400,000	691
Bever St. Bridge Reconstruction	2006, 2006A	7,810,000	716,070
East Windsor Road Bridges/Rogers Road	2006	600,000	600,000
South Street Bridge	2006	1,150,000	1,150,000
Bridge Reconstruction	2006	4,200,000	1,020,788
Highway Culverts & Bridges Repairs	2007	500,000	138,468
Colesville Rd. Bridge Replacement	2008	1,250,000	318,238
Nanticoke Drive Bridge Rehabilitation	2009	1,630,372	1,051,791
Vestal - Endicott Bridge Painting	2009	2,630,000	2,630,000
Unanticipated Bridge/Culvert Repairs	2010	300,000	300,000
		31,275,000	10,691,766
Highways/Roads			
Highway Reconstruction	2006, 2008a	1,961,670	1,1139
Road Reconstruction	2006	6,100,000	3,440,972
Highway Reconstruction/Rehabilitation	2008	1,557,000	199,155
Hooper Road Turning Lane and Signal	2009	450,000	357,250
2nd Street, Deposit, Drainage	2009	650,000	405,616
Highway Reconstruction/Rehabilitation	2009, 2009a	2,350,000	75,530
Highway Reconstruction/Rehabilitation	2010	2,225,000	1,797,479
		15,293,670	6,287,141
Library			
Improvement and Renovations	2009, 2009a	50,000	16,443

2011 OPERATING BUDGET

Schedule F

Authorized Capital Projects
Open as of June 25, 2010

	CIP Year*	Total Appropriations	Available Appropriations
Parks & Recreation			
Parks Playground Equipment & Shelters	2005	150,000	893
Ostlingo Picnic Shelter No. 2	2006	50,000	50,000
Dorchester Park Walkway/Bikeway	2007	521,170	29,204
Equipment Replacement	2006	62,573	6,852
Equipment Replacement	2007	20,000	2,402
Equipment Replacement	2008	75,000	75,000
Park Facilities Repairs and Renovations	2009	40,000	3,446
Surface Rehabilitation	2010	75,000	75,000
Park Facilities Repairs and Renovations	2010	50,000	50,000
Vehicle Replacement	2010	50,000	50,000
		<u>1,093,743</u>	<u>342,797</u>
Public Transportation			
Telephone IVR System	2003	100,000	2,718
Transit Coach Replacement	2004, 2007a	3,310,000	143,283
Transit Fleet Additions	2005	834,000	183,752
Intermodal Transit Terminal	2006, 2009a, 2010a	14,106,000	829,619
5 - 24 Passenger Buses	2008	700,000	59,471
Building Renovations	2008	175,000	1,101
Purchase of up to 10 Transit buses plus 4 Hybrid Cutaway Buses	2009, 2009a	4,051,619	3,555,039
		<u>23,276,619</u>	<u>4,874,963</u>

2011 OPERATING BUDGET

Schedule F

Authorized Capital Projects
Open as of June 25, 2010

	CIP Year*	Total	
		Appropriations	Available Appropriations
Public Works	2004	175,000	14
Federal EPA Oil Spill Compliance	2005, 2006a	456,000	329,706
COB - Parking Area Repairs - Design Phase	2006, 2007a	17,154,818	62,387
New/Reconstruction Of Justice Building	2007	75,000	21,291
Watershed Annual Maintenance	2007	4,600,000	4,546,012
County Office Building - Parking Area	2007	100,000	51,194
Petroleum Bulk Storage Regulation Compliance	2008	1,000,000	1,000,000
Upgrade Watershed Dam 23 (Swin-2)	2008	150,000	18,482
Watershed Regulatory Compliance Part 1	2008	150,000	5,827
County Buildings Renovations	2008	250,000	250,000
Petroleum Bulk Storage	2008	75,000	7,757
Public Safety Facility Repairs/Renovations	2009	70,000	70,000
Replace Oil-water Separator at Fleet	2009	50,000	37,992
External Building Repairs - Front Street	2009	60,800	3,474
Security at George Harvey Justice Building	2010	225,000	225,000
Watershed Regulatory Compliance	2010	300,000	300,000
Courthouse Air Handler Replacement	2010	100,000	100,000
Systematic Roof Replacement at County	2010	200,000	200,000
Upgrade of Court Access Control System	2010	25,000	25,000
Purchase of Portable Command Center	2010	25,216,618	7,254,136
Road Machinery	2007	350,000	3,507
Highway Equipment Replacement	2008	915,000	18
Highway Equipment Replacement	2010	1,005,000	1,005,000
Highway Equipment Replacement	2010	2,270,000	1,008,525
Sheriff	2009	200,000	20
Vehicle Replacement	2010	200,000	1,346
Vehicle Replacement	2010	400,000	1,366
Social Services	2005	470,000	93,583
Electronic Document Management System			

2011 OPERATING BUDGET

	CIP Year	Total	
		Appropriations	Available Appropriations
Schedule F			
Authorized Capital Projects			
Open as of June 25, 2010			
Solid Waste			
Landfill Property Acquisition	1996	734,000	101,130
Landfill New Construction	2001	9,088,000	437,413
Partial Landfill Closure II & III	2002	3,559,600	1,485,472
Landfill Maintenance Building Modification	2005	50,000	41,569
Leachate Treatment Plant Outfall	2006	3,080,000	2,899,086
Design Section III Closure	2008	275,000	45,000
Scale House Road and Facility	2008	2,000,000	497,549
Solid Waste Management Plan Update	2008	250,000	7,015
Landfill Road Reconstruction	2008	2,500,000	100,000
Colesville Landfill Remediation (Part 2)	2009	225,000	84,651
Construction of Section II & III Closure	2009	2,000,000	2,000,000
Landfill Equipment	2009	1,354,000	1,354,000
Colesville Landfill Remediation	2010	250,000	250,000
Landfill Equipment	2010	350,000	350,000
Design/Construction Review - Section IV, Cells II & III	2010	350,000	350,000
		<u>26,065,600</u>	<u>9,992,885</u>
Willow Point Nursing Facility			
WPNF Resident Room Renovation	1996,96a	2,805,000	256,181
WPNH Building Feasibility Study	2001	158,000	16,804
WPNH Generator Replacement	2004	150,000	48,549
Bathing Toiletting Suite Renovations	2005	250,000	184,641
Nurses Stations Renovations	2005	150,000	52,164
Med. Room Renovation	2005	150,000	146,373
New 380 Bed Facility	2006	55,933,113	55,630,732
New Electrical Beds	2006	250,000	2,672
Resident Contained Smoking Area	2006	100,000	61,864
HVAC Repairs	2008	125,000	24,666
Kiosk Stations	2008	80,000	4,796
WPNH Renovations And Repairs	2008	195,000	2,533
HVAC Replacement/Repairs	2009	125,000	121,368
Therapy Module - Software & Hardware	2009	26,930	11,945
Building Improvements	2009	92,000	53,942
Replacement of Equipment/Furnishings	2010	124,900	124,900
		<u>60,714,943</u>	<u>56,744,130</u>

Project amendment or change indicated in this column by an additional entry or by an "a" suffix.

Schedule G

DEBT STATEMENT SUMMARY

Summary of Indebtedness, Debt Limit and Net Debt - Contracting Margin, as of 07/12/10.

Five-Year Average Full Valuation		\$ 8,070,964,061
Debt Limit - 7% thereof		564,960,484
Bonds	91,941,100	
Certificates of Participation	16,145,000	
Total Net Indebtedness Subject to Debt Limit		108,086,100
Net Debt-Contracting Margin		\$ 456,874,384
The percent of debt contracting power exhausted is		19.13%

Note: Certificates of Participation are included but are not mandatory in the calculation of the margin.

2011 OPERATING BUDGET

HISTORICAL TAX LEVY / RATES

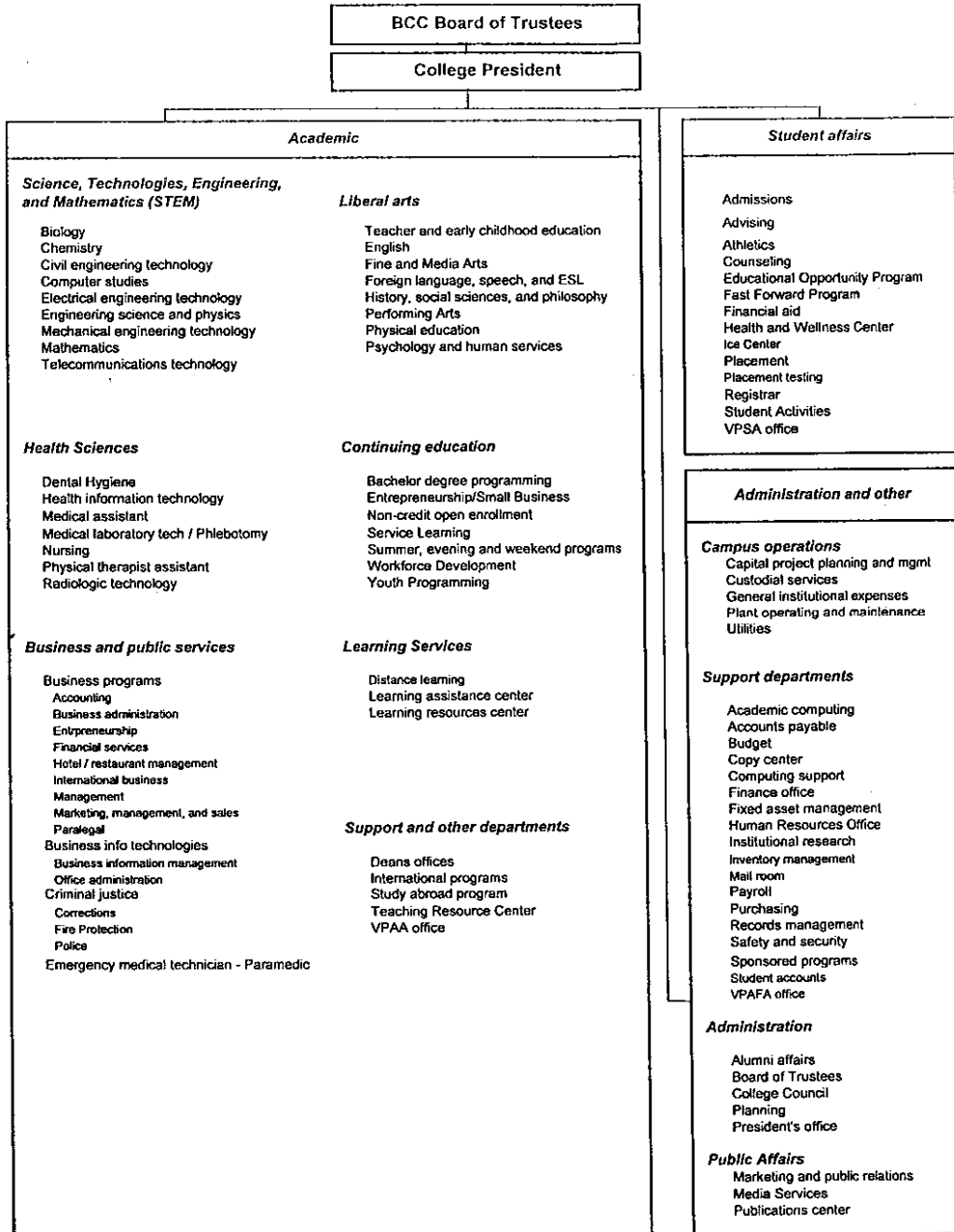
YEAR	COUNTY TAX LEVY	COUNTY TAXABLE ASSESSED VALUE	FULL VALUE	TAX RATE PER 1000	FULL VALUE TAX RATE
1980	10,694,530	482,680,921	2,284,500,003	27.970630	4.72269
1981	9,665,308	488,323,468	2,425,885,304	19.798983	3.88580
1982	12,512,505	489,959,629	2,722,430,188	25.537829	4.59608
1983	14,383,543	498,064,929	2,977,959,028	28.995283	4.83000
1984	15,750,734	500,500,135	2,999,108,289	31.469990	5.25181
1985	16,741,000	507,382,527	3,111,190,865	32.898130	5.38090
1986	19,422,860	512,121,910	3,318,704,840	37.926243	5.85264
1987	22,103,593	525,258,814	3,523,940,038	42.081337	6.27241
1988	28,879,709	639,735,218	3,893,090,878	53.507177	7.41820
1989	30,317,877	554,862,377	4,209,937,950	54.639994	7.20145
1990	43,712,596	563,482,085	4,889,787,284	77.575843	8.93957
1991	43,755,573	568,072,704	5,521,813,003	77.300000	7.92413
1992	40,791,901	580,602,191	5,834,887,050	72.760000	6.99092
1993	40,791,901	561,853,086	7,174,960,391	72.589513	5.88531
1994	39,650,891	3,822,490,093	7,153,261,011	10.373600	5.54302
1995	43,576,188	3,778,396,235	6,728,670,219	11.532985	6.47620
1996	42,802,336	3,755,912,650	6,873,999,187	11.342739	6.38333
1997	41,140,835	3,693,525,069	6,625,071,798	11.138637	6.20987
1998	38,866,864	3,620,216,875	8,518,537,857	10.735728	5.98233
1999	37,745,385	3,604,840,914	5,739,871,883	10.582773	6.57589
2000	37,182,608	3,517,335,943	5,744,828,235	10.571242	6.47236
2001	38,777,199	3,519,824,468	5,928,970,908	10.449183	6.20296
2002	38,709,717	3,549,599,395	6,120,596,205	10.341641	5.99774
2003	46,764,850	3,578,389,876	6,823,303,776	13.068630	7.06062
2004	51,282,493	3,590,188,635	6,589,906,744	14.284148	7.78198
2005	61,283,059	3,619,869,899	6,881,481,919	14.181575	7.44942
2006	63,277,881	3,601,928,784	6,998,440,377	14.791487	7.61282
2007	65,301,343	3,623,898,760	7,388,569,323	15.260179	7.48472
2008	68,328,387	3,642,795,822	8,363,852,580	18.011435	8.81912
2009	60,340,186	3,878,914,823	9,258,213,918	16.410548	8.51888
2010	64,331,918	5,474,866,923	9,997,585,274	11.750837	6.43475
2011	67,918,995	6,485,197,941	10,001,025,865	12.382232	6.79120

2010-2011 BROOME COMMUNITY COLLEGE BUDGET

2010-2011 OFFICIALS

<u>COLLEGE OFFICIALS</u>	<u>COUNTY LEGISLATORS</u>	<u>BOARD OF TRUSTEES</u>
Dr. Kevin E. Drumm , President	Mark R. Whalen , 1 st District	Dr. Angelo Mastrangelo , Chairperson
Martin J. Guzzi , Acting Vice President for Student Affairs	Joseph A. Merrill , 2 nd District	
	Jason T. Garnar , 3 rd District	Timothy Grippen Vice Chairperson
Grant F. Newton , Vice President for Administrative & Financial Affairs	Joseph S. Sanfilippo , 4th District	
	John F. Hutchings , 5 th District	George F. Akel, Jr.
Regina Losinger , Budget Officer	Suzanne Messina , 6 th District	
	Marchie Diffendorf , 7 th District	Margaret T. Coffey
Richard David , Public Affairs Officer	Wayne L. Howard , 8 th District	
	Stephen D. Herz , 9 th District	Joyce Majewski
	Jerry F. Marinich , 10 th District	
	Ronald J. Keibel , 11 th District	Robert J. Moppert
	Donald T. Moran , 12 th District	
	Matthew J. Pasquale , 13 th District	Marc Newman
	Richard A. Materese , 14 th District	James Orband
	Gene E. LaBare , 15 th District	
	Mario M. Nirchi , 16 th District	Nicholas G. Serafini, Jr.
	Suzann W. Buchta , 17 th District, Chairwomen, Education, Culture & Recreation Committee	Zachary Riley , Student Trustee
	Barry Klipsch , 18 th District	
	Daniel D. Reynolds , 19 th District, Chairman of the Legislature	

BCC 2010-11 organizational chart



RESOLUTION NO. 10-282 ADOPTING THE BUDGET FOR BROOME COMMUNITY COLLEGE FOR 2010-2011

WHEREAS, the Broome County Legislature is required to approve the College's annual unrestricted operating budget, and

WHEREAS, such approval must state the total unrestricted appropriations, sponsor contribution and fiscal year for which the operating budget is approved, and

WHEREAS, the Finance Committee of the County Legislature recommends approval of the total budget and sponsor contribution as presented, now, therefore, be it

RESOLVED, that the unrestricted operating budget for Broome Community College for the college fiscal year September 1, 2010 through August 31, 2011, in the sum of \$48,845,907 be approved, and be it

FURTHER RESOLVED, that the Sponsor Contribution for Broome Community College for the College fiscal year September 1, 2010 through August 31, 2011, in the sum of \$6,791,937 be approved, and be it

FURTHER RESOLVED, that the Broome Community College's operating budget be submitted to the State University Board of Trustee's for approval.

**BROOME COMMUNITY COLLEGE
BUDGET MESSAGE**

April 26, 2011

Honorable Members
Broome County Legislature
Governmental Plaza
Binghamton, New York 13902

Ladies and Gentlemen:

I am herewith submitting my recommendations for the Broome Community College (BCC) 2010-2011 Budget.

The proposed 2010-2011 budget calls for an appropriation increase of \$138,321 to \$48,845,907 which represents a .3% increase over the adopted 2009-2010 budget.

The 2010-2011 budget reflects an anticipated enrollment of 5,500 full-time equivalent (FTE) students. This compares with an adopted 2009-2010 level of 5,357.

A \$2.2 million (15.5%) reduction in community college state aid per student FTE has been proposed by Governor Patterson for 2010-2011 at a time when BCC's enrollment has grown to an all time high level. The New York State Senate and Assembly have restored two-thirds of the proposed cut. If an anticipated veto of this restoration is upheld, BCC state aid will be reduced an additional \$1.5 million next year. In the event that occurs, the college will take additional steps to balance the budget that will include the use of additional fund balance, more budget reductions, and possible additional tuition hikes.

The .3% increase has several components. Personnel is budgeted to increase by \$579,062 (2.1%) to fund negotiated salary increases, to allow several critical faculty and staff replacements, and to provide instruction and support services for continued record-high enrollment. This increase is mitigated by holding vacant eight retirements, saving \$530,000. Fringe benefits increased by \$192,306 (1.5%) due to rising retirement rates and an estimated 10% increase in health insurance rates in 2011. This increase is less than anticipated due to faculty and staff agreeing in their contract to contribute a greater share to their health coverage. Contractual expenses are reduced by \$633,047 (7.3%) for 2011.

The BCC Budget maintains County support at the 2009-2010 level with 0% increase for 2010-2011, for a total of \$6,791,937.

Several productive meetings between BCC and the County Budget Office dealing with the financial status and plans of BCC obviated the need to make any further adjustments to BCC's 2010-2011 budget requests.

Sincerely,

BARBARA J. FIALA
County Executive

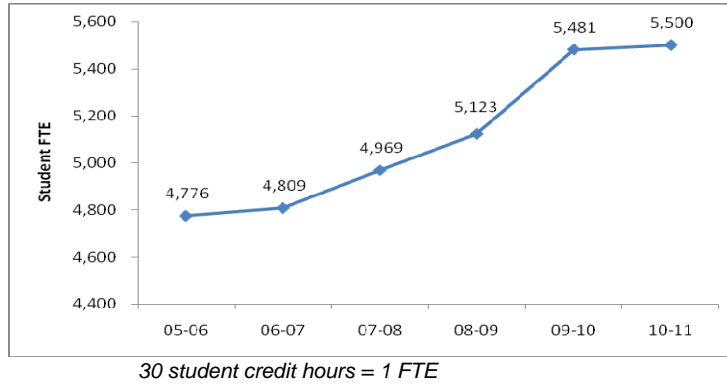
2010-2011 BROOME COMMUNITY COLLEGE BUDGET

2010-11 Broome Community College Adopted Operating Budget

	09-10	10-11	10-11		
	Adopted	Proposed	Adopted	% Change	% Budget
	Budget	Change	Budget		
ASSUMPTIONS					
Student Enrollment FTE	5,357	143	5,500	2.7%	
State Aid (basic per FTE)	\$2,675	(\$130)	\$2,545	-4.9%	
Tuition	\$3,267	\$188	\$3,464	5.7%	
Broome County Support	\$6,791,937	\$0	\$6,791,937	0.0%	
EXPENSES					
Personnel	\$27,052,252	\$579,062	\$27,631,314	2.1%	56.6%
Fringe Benefits	\$12,409,317	\$192,306	\$12,601,623	1.5%	25.8%
Contractual Expenses	\$8,681,017	\$633,047	\$8,047,970	-7.3%	16.5%
Equipment	\$565,000	\$0	\$565,000	0.0%	1.2%
Total Expenses	\$48,707,586	\$138,321	\$48,845,907	0.3%	100.0%
REVENUES					
State Aid	\$13,770,506	261,556	\$14,032,062	1.9%	28.7%
Broome County (sponsor)	\$6,791,937	\$0	\$6,791,937	0.0%	13.9%
Tuition	\$18,278,864	\$1,645,906	\$19,924,824	9.0%	40.8%
Chargebacks to other counties	\$2,573,966	(\$1,076,151)	\$1,497,815	-41.8%	3.1%
Out of state tuition	\$1,393,757	\$63,747	\$1,457,504	4.6%	3.0%
Miscellaneous revenues	\$4,259,650	(\$117,885)	\$4,141,765	-2.8%	8.5%
Fund balance appropriation	\$1,638,906	(\$638,906)	\$1,000,000	-39.0%	2.0%
Total Revenues	\$48,707,586	\$138,321	\$48,845,907	0.3%	100.0%

Student enrollment highlights

Continued record-high student enrollment is anticipated for 2010-11, sustaining a 15% four-year climb. During challenging economic times, as is currently the case, BCC has historically experienced enrollment growth.



With ¾ of BCC operating revenues— state aid, tuition, out-of-state tuition, chargeback revenues and student fees - being driven by student enrollment levels, the enrollment increase is one way that BCC has been able to balance its operating budget, helping to offset a significant cut in state aid.

All about BCC students

6,600 students (5,500 FTE) are enrolled in credit courses - 68% full-time, 32% part-time

11,000 registered for non-credit continuing education and workforce development courses

More than 1/3 of the local high school graduates attend BCC

Over 700 high school students are enrolled in Fast Forward college courses offered at their schools

More than 1,300 students enrolled in online courses, with 19% BCC students enrolled in at least 1

Over 1,000 graduates a year

42,000+ Alumni

Over 50 academic programs in business, health sciences, technologies, and liberal arts

9% are younger than 18; 63% are 18-24 ; 28% are at least 25 years old

55% female, 45% male

70% are Broome County residents

23% are from other New York counties

4% are from elsewhere in the USA

3% (169) are international students from 50 countries

BCC student retention is amongst the highest

BCC has the highest fall-to-fall persistence rate of the 23 of 29 NYS SUNY community colleges that participated in the National Community College Benchmarking Project (NCCBP) in 2009. Also, BCC had the 6th highest fall-to-fall persistence rate of all 209 community colleges that participated nationally in the in NCCBP in 2009.

Budget highlights

A \$2.2 million 15.5% reduction in community college state aid per student FTE has been proposed by Governor Paterson for 2010-11 at a time when BCC's student enrollment has grown to an all-time high level. This *pernicious funding dynamic* – dramatic growth at a time when dramatic cuts in our public funding are proposed – presents BCC with an unprecedented challenge as we strive to identify ample, sustainable resources that will enable us to continue to provide open and affordable access and quality education and support services to our current and future students.

The New York State Senate and Assembly have restored two-thirds of the proposed cut, and the proposed budget is presented under the assumption that the state aid will be restored. If the restored state aid is successfully vetoed by the Governor, BCC state aid will be reduced by an additional \$1.5 million next year, and the college will take additional steps to balance the budget that *will* include the use of additional fund balance and more budget reductions, and *may* include a higher tuition increase.

The proposed budget is very tight, but remains one that enables BCC to continue to uphold our mission and provide a quality education to our students. Once again a 4-prong approach has been taken to develop next year's operating budget:

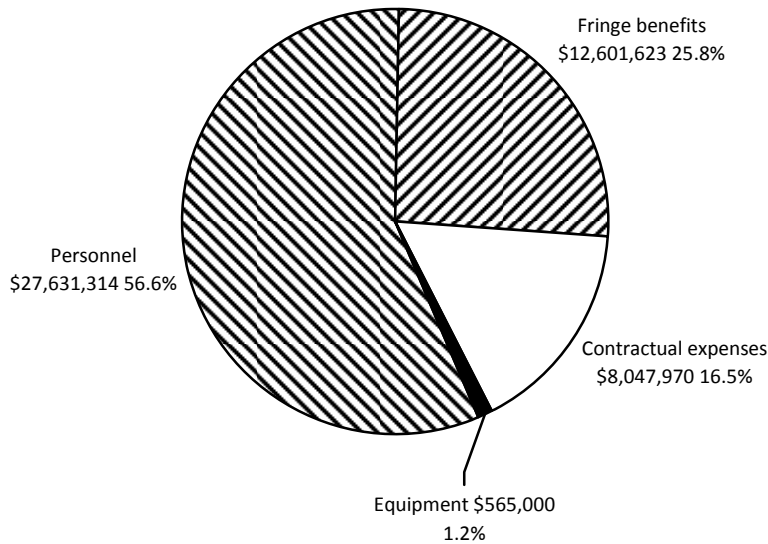
1. *Reducing spending*
2. *Using additional fund balance for on-going costs*
3. *Sustaining enrollment growth*
4. *Increasing tuition*

Expense Highlights

The BCC operating budget is proposed to increase by only \$138,321 in 2010-11 – one-third of one percent – yet includes adequate funding to sustain quality instruction and services for record-high enrollment. The budgeted increase is entirely for planned summer enrollment growth. Negotiated salary increases and rising health and retirement costs have been incorporated into the spending plan *without increasing the bottom line* of the budget.

Department heads worked closely with their Vice Presidents, then the Vice Presidents with the President and Budget Officer, to develop very tight operating budgets for next year that continue to provide critical educational services. Across-the-board cuts and hiring freezes were not used – all budget reductions and personnel decisions were based upon documented need and institutional planning priorities.

82.4% of the 2010-11 college operating budget is proposed to be spent for personnel and fringe benefits, displayed in stripes on the pie chart below, 16.5% for contractual expenses, and 1.2% for equipment.



Personnel

Personnel is budgeted to increase by \$579,062 (2.1%) to fund negotiated salary increases, to allow for several critical faculty and staff replacements, and to provide instruction and support services for continued record-high enrollment. The budget is lower than it otherwise would be as the result of recent retirements and at least 2% of the full-time positions (8 of 403) being held vacant at an annual savings of \$530,000.

Fringe benefits

Fringe benefits are budgeted to increase by \$192,306 (1.5%) to fund rising retirement rates and an estimated 10% increase in health insurance rates in 2011. The fringe benefit budget is less than it would have otherwise been as the result of faculty agreeing to pay for a greater share of their health coverage, an increasing number of employees choosing lower-cost HMO family plans, more employees who have coverage elsewhere not taking it at BCC, and 2010 health increases being less than budgeted in 2009-10.

Contractual expenses

Contractual expenses are budgeted to be \$633,047 (7.3%) less than last year. Some department contractual expense budgets have been reduced to fund other areas of greater need and higher priority such as badly needed facilities repairs and renovations, and the budget to replace the college software systems has been reduced now that most of the college systems have gone "live".

Equipment

Equipment is budgeted at \$565,000, an amount equal to 1.2% of the operating budget. Three-quarters is funded by a dedicated student technology fee. The equipment budget falls short of the estimated \$1 million annual need, and is supplemented by Foundation and grant funds.

BCC spending per FTE compares favorably with last year...and with other colleges

At \$279 per student credit hour last year, BCC spent \$10 less than the year before and 7% less than the average New York State Community College. This is especially interesting in light of the great number of inherently higher cost health sciences and technologies programs that BCC offers. In addition to spending less per student FTE, a greater percentage of Broome's budget is spent for instruction than all but 5 of the 30 community colleges.

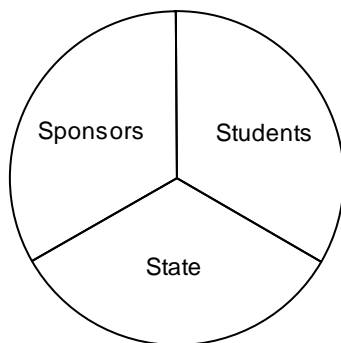
<u>2008-09</u> <u>spent on instruction</u>	<u>Cost per student credit hour</u>	<u>% budget</u>
High	\$569	56%
Average	\$301	48%
BCC	\$279 (\$10 < prior year)	52%
Low	\$230	30%

Revenue Highlights

The 2010-11 proposed operating budget is built around two key revenue assumptions that present BCC with a significant challenge as it strives to continue providing quality educational services for record high student enrollment:

- *State aid* - one of the college's three major revenue sources – is assumed to be reduced by \$130 per student FTE – a \$700,000 reduction, but only one-third of the 15.5%, \$415 per FTE (\$2.2 million) cut proposed by Governor Paterson
- *Broome County Government support* – the second of the college's three major funding sources (tuition is the third) – is assumed to *not* increase due to the continuing local economic downturn

On-going state and local economic challenges continue to change the face of New York State community college funding, shifting away from what was envisioned when community colleges were created - an equal sharing of costs by students, the state, and sponsors – towards a model where community colleges are funded more heavily by students and less by state and sponsors.

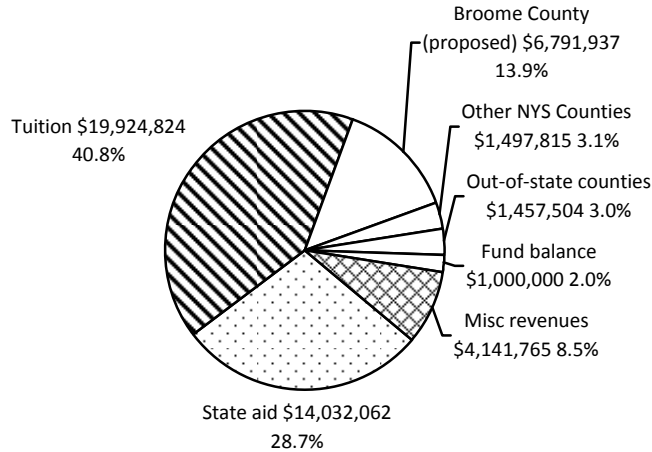


NYS original community college funding philosophy
Equal sharing of costs by students, state, and sponsors

This trend – which is also a national one – continues in 2010-11, with Governor Paterson proposing a very significant reduction in community college funding at a time when community college enrollments are growing dramatically as they continue to be a key “engine” in economic recovery.

The “sponsor share” of the BCC operating budget – which includes Broome County Government, charges to other county governments for their residents attending BCC, out-of-state tuition, and fund balance - has historically been less than the envisioned one-third. “Sponsors” fund 22% of the proposed 2010-11 operating budget and 24% of *net* operating costs (total budget less miscellaneous revenues), \$4.2 million less than the full 1/3 envisioned by New York State.

Proposed 2010-11 revenue budget



State aid budget assumes \$1.5 million restoration of Governor-proposed \$2.2 million cut

A \$2.2 million 15.5% reduction in state aid has been proposed by Governor Paterson. The New York State Senate and Assembly have restored two-thirds of the proposed cut, and the proposed budget is presented under the assumption that the restoration will be approved.

If the restored state aid is successfully vetoed by the Governor, BCC state aid will be reduced by an additional \$1.5 million next year, and the college will take additional steps to balance the budget that *will* include additional use of fund balance and budget reductions, and *may* include additional tuition increase.

State aid is budgeted to increase by \$261,556 (1.9%) next year as the result of this year's enrollment growth. State aid would've been \$700,000 greater next year if it was funded at \$2,675 per student FTE, the amount included in the approved 2009-10 budget.

State aid background...

State aid is set annually by the New York State Senate and Assembly and the Governor. The basic state aid funding formula is based upon prior years student enrollment full-time equivalents (FTE) multiplied by an amount per student FTE - \$2,675 for the past three years, reduced by \$130 mid-year 09-10, and proposed to be reduced by another \$285 next year but tentatively restored by the NYS Senate and Assembly. In times of rising enrollments, state aid is based upon the prior year enrollment, and in times of declining enrollments, the loss of funding is cushioned by state aid being based upon a weighted average of the prior three years enrollments— 50% prior year, 30% second prior year, and 20% third prior year.

Revenue Highlights

Broome County support not proposed to increase due to County economic challenges

No increase in Broome County Government support has been included in the proposed 2010-11. \$6,791,937 is currently budgeted, and it funds 13.9% of the proposed 2010-11 budget.

The Broome County Director of Budget and Research has indicated that the County plans to maintain its contribution in next year's operating budget. She has said that "While I understand the struggles the college is encountering including the potential for New York State to cut funding, due to the economic climate we continue to struggle with, it is not possible for Broome County to increase our share at this time."

\$5 million in tuition revenues is linked to Broome County maintaining their contribution

\$5 million (one quarter) of BCC's proposed 2010-11 tuition revenue budget is linked to Broome County Government maintaining their contribution to the college operating budget.

Under New York State regulations, tuition may fund more than one-third of the net operating budget only if the sponsor (Broome County Government) "*maintains effort*" - contributes at least as much in total to the operating budget when enrollments are level or increasing. Broome County's contributions to college capital projects are *not* a part of the operating budget maintenance of effort calculation.

As a result of continuing state financial constraints, 90% of New York State Community Colleges budgeted this year to fund more than one-third of their net operating budgets with student tuition, in amounts ranging from \$600,000 to \$20,000,000, averaging \$4,000,000 (8%) beyond the one-third cap.

Tuition planned to rise by at least \$188 (5.7%) to sustain quality instruction

... additional increase possible if Senate/Assembly \$1.5 million state aid restoration is not successful

Tuition is planned to rise by at least \$188 (5.7%) to \$3,464 next year in order to continue providing quality instructional services for record-high student enrollment levels in an environment of significant, continuing state and local government financial constraints. The planned tuition increase assumes the New York State Senate and Assembly are successful at restoring \$1.5 million of Governor Paterson's proposed state aid cuts. If they are not successful, the college will take additional steps to balance the budget that may include increasing tuition beyond the proposed \$188.

Tuition background...

Tuition and fees are set by the BCC Board of Trustees and approved by the SUNY Board of Trustees. At \$3,276 in 2009-10, BCC's full-time annual tuition rate is in the bottom third of New York State community colleges, and lower than all surrounding community colleges. Tuition is allowed to fund more than one-third of the net operating budget only if the sponsoring local government (Broome County) "maintains effort". \$5 million in tuition revenues is at stake for BCC as previously discussed.

Chargebacks to other counties declines by \$1.08 million based upon SUNY formula

Chargebacks to other counties are budgeted to decline by over one million dollars next year, from \$2,572,966 to \$1,497,815. Several things have combined to significantly reduce the amount billable per student in 2010-11; student enrollment has grown but the budget has not, tuition is proposed to fund a greater part of the budget, and last year's costs were much less than budget primarily as the result of a decision to hold back spending in anticipation of state aid cuts.

Chargeback background...

Charges per student FTE to other New York State County governments for their residents attending BCC are calculated based upon a SUNY formula that takes into consideration budgeted revenues, expenses, and enrollments, adjusted for prior year actuals. The rate is not negotiable, and all county governments are required under SUNY regulations to pay the billed charges for their residents attending other county-sponsored community colleges. 23% of BCC's students reside in other New York State counties.

Out-of-state tuition revenues to increase by \$64k (4.6%) due to tuition rate increase

Out-of-state tuition revenues are budgeted to increase due to an increase in the tuition rate next year. Continued efforts are underway to attract more international and Study Abroad Program students.

Out-of-state background...

The out-of-state tuition rate is set by the BCC Board of Trustees and approved by the SUNY Board of Trustees. It is currently set at double the in-state tuition rate, and under SUNY regulations can be set at as much as three times the in-state rate. 7% of BCC students are from out-of-state, with nearly half (169) from other countries.

Miscellaneous revenues budgeted to decline by \$118k (2.8%)

Miscellaneous revenues are budgeted to decrease by \$117,885 (2.8%) next year primarily as the result of continuing low interest rates and a decline in Study Abroad Program enrollments. The enrollment revenue decline is offset by an equal reduction in planned spending.

Miscellaneous revenues background...

Miscellaneous revenues are a significant source of funding for BCC – they fund 8.5% of the proposed 2010-11 operating budget. The largest revenues included in this area are student fees, non-credit continuing education and ice center revenues, indirect grant revenues, and interest earnings.

At least \$1 million fund balance planned to be used next year

... additional will be used if Senate/Assembly \$1.5 million state aid restoration is not successful

At least \$1 million in fund balance is planned to be used in next year's operating budget – an amount equal to 2% of the budget, and an increase of several hundred thousand dollars over what has historically been "typical". The amount budgeted for next year is considered to be sustainable on an on-going basis. The amount of fund balance budgeted for 2010-11 is less than this year, however, due to additional funds being included this year – but not next - to pay for a campus-wide software implementation.

Additional fund balance will be used to balance the budget next year if the NYS Senate/ Assembly \$1.5 million state aid restoration is not successful.

BCC's undesignated August 31, 2009 fund balance was \$6.6 million, an amount equivalent to 15% of budgeted net operating costs. The fund balance was purposefully grown to this level to provide funding for the multi-year software implementation project, to provide adequate on-going revenues to support approximately 2% of annual operating costs, and to keep the fund balance well within the range recommended by SUNY.

Fund balance background...

More than half of New York State community colleges budget to use fund balance. The average college that uses fund balance budgeted to use \$1.2 million this year. BCC historically has balanced its operating budget by planning to use an amount of fund balance equal to several percentages of the budget. As cost savings and additional revenues have been identified, they have been taken to the fund balance rather than being spent for other purposes, enabling the college to maintain its fund balance at a fiscally prudent level.

The use of fund balance for operations is balanced with a competing need to retain sufficient fund balance for responsible management of the college's operations. New York State Education Code section 602.1d requires that fund balance be "maintained at a level consistent with sound cash management procedures", and SUNY recommends that college fund balances be maintained at a level equal to 5% to 15% of the net operating costs (total budget less miscellaneous revenues).

BCC full-time regular positions

2010-2011 BROOME COMMUNITY COLLEGE BUDGET

Title	Unit	Grade	2008-09	2009-10	2010-11
			<i>final</i>	<i>5/1/10</i>	
Counselor - 10 month	Faculty	8	1	1	1
Librarian - 10 month	Faculty	8	1	1	1
Professor	Faculty	8	57	60	60
Programmer Analyst II	Faculty	7A	3	3	3
Senior Instructional Designer	Faculty	7	1	1	1
Systems Analyst	Faculty	7A	2	2	2
Associate Counselor - 10 month	Faculty	6	1	1	1
Associate Counselor	Faculty	6A	-	1	1
Associate Librarian - 10 month	Faculty	6	1	1	1
Associate Professor	Faculty	6	50	53	51
Clinical nursing skills center instructional specialist	Faculty	5	2	2	2
Learning Specialist - 10 month	Faculty	5	3	3	3
Clinical Radiologic tech instructional specialist	Faculty	5A	2	2	2
Instructional Designer	Faculty	5A	2	2	2
Learning Specialist	Faculty	5A	1	1	1
Network Telecommunications Specialist	Faculty	5A	1	2	2
Programmer Analyst I	Faculty	5A	3	2	2
Staff Associate	Faculty	5A	6	6	6
Learning disabilities specialist - 10 month	Faculty	5	1	1	1
Assistant Counselor	Faculty	4A	4	3	3
Assistant Librarian - 10 month	Faculty	4	1	1	1
Assistant Librarian	Faculty	4A	2	2	2
Assistant Professor	Faculty	4	48	44	46
Academic advisor	Faculty	3A	5	5	5
Publications assistant	Faculty	3A	1	1	1
Instructor	Faculty	3	4	3	3
Technical Assistant II - 10 month	Faculty	2	5	5	5
Technical Assistant IIA	Faculty	2A	9	9	9
Technical Assistant IA	Faculty	1A	1	1	1
Director of Campus Operations	Guild	13	1	1	1
Director of Financial Aid	Guild	11	1	1	1
Director of Information Technology	Guild	11	1	1	1

2010-2011 BROOME COMMUNITY COLLEGE BUDGET

Director of LRC and LAC	Guild	10	1	1	1
Director of Admissions	Guild	9	1	1	1
Director of Athletics	Guild	9	1	1	1
Director of Campus Safety and Security	Guild	9	1	1	1
Director of Counseling	Guild	9	1	1	1
Director of Health and Wellness Center	Guild	9	1	1	1
Director of Ice Center	Guild	9	1	1	1
Director of Networking / Telecommunications	Guild	9	1	1	1
Director of Student Activities	Guild	9	1	1	1
Registrar	Guild	9	1	1	1
Banner project manager	Guild	8	-	1	1
Director of International Education	Guild	8	1	1	1
Director of Placement	Guild	8	1	1	1
Director of Educational Opportunity Program	Guild	7	1	1	1
Director of Institutional Research and Planning	Guild	7	1	1	1
Director of Sponsored Programs	Guild	7	1	1	1
Director of Web and Media Resources	Guild	7	1	1	1
Director of Workforce Development	Guild	7	1	1	1
Assistant Controller	Guild	6	1	1	1
Assistant Director Campus Safety and Security	Guild	6	1	1	1
Assistant Director if Networking/Telecommunications	Guild	6	1	1	1
Assistant Registrar	Guild	6	1	1	1
Assistant to Director of Campus Operations for Custodial Care	Guild	6	1	1	1
Assistant to Director of Campus Operations for Physical Plant	Guild	6	1	1	1
Assistant to Director of Campus Operations for Technical Services	Guild	6	1	1	1
Assistant Director of Financial Aid	Guild	6	1	1	1
Bursar	Guild	6	1	1	1
Director of Publications	Guild	6	1	1	1
Assistant Director of the Ice Center	Guild	5	1	1	1
Assistant Bursar	Guild	4	1	1	1
Assistant Director of Admissions	Guild	4	1	1	1
Assistant Director of Athletics	Guild	4	1	1	1
Staff Assistant	Guild	2	8	8	8
President	Mgmt Conf	15	1	1	1
Vice President for Academic Affairs	Mgmt Conf	14	1	1	1

2010-2011 BROOME COMMUNITY COLLEGE BUDGET

VP for Administrative and Financial Affairs	Mgmt Conf	14	1	1	1
Vice President for Student Affairs	Mgmt Conf	14	1	1	1
Dean	Mgmt Conf	11	2	2	2
Dean of Business and Public Services	Mgmt Conf	11	1	1	1
Dean of Continuing Education	Mgmt Conf	11	1	1	1
Dean of Liberal Arts	Mgmt Conf	11	1	1	1
Controller	Mgmt Conf	9	1	1	1
Budget Officer	Mgmt Conf	7	1	1	1
Human Resources Officer	Mgmt Conf	6	1	1	1
Human Resources Assistant	Mgmt Conf	5	1	1	1
Public Affairs Officer	Mgmt Conf	5	1	1	1
Secretary to the President	Conf Clerical	17	1	1	1
Benefits Assistant	Conf Clerical	16	1	1	1
Secretary	Conf Clerical	15	3	3	3
Senior Clerk	Conf Clerical	14	1	1	1
Stenographic Secretary	Conf Clerical	14	1	1	1
Personnel Clerk	Conf Clerical	9	1	1	1
Purchasing Agent	ESPA	20	1	1	1
Senior Accountant	ESPA	18	1	1	1
Payroll Supervisor	ESPA	17	1	1	1
Accountant	ESPA	16	1	1	1
Campus Peace Officer	ESPA	16	2	2	2
Office Manager	ESPA	16	3	3	3
Senior Computer Operator	ESPA	16	1	1	1
Senior Data Entry Operator	ESPA	14	1	1	1
Audio Visual Services Manager	ESPA	13	1	1	1
Campus Safety Officer	ESPA	13	1	2	2
Computer Operator	ESPA	13	1	-	-
Principal Account Clerk	ESPA	13	1	1	1
Secretary	ESPA	13	20	19	19
Senior Offset Duplicating Machine Operator	ESPA	13	1	1	1
Stenographic Secretary	ESPA	13	8	8	8
Student Accounts Specialist	ESPA	13	4	4	4
Custodial Supervisor	ESPA	11	1	1	1
Senior Recorder	ESPA	11	1	1	1

2010-2011 BROOME COMMUNITY COLLEGE BUDGET

Maintenance Mechanic	ESPA	10	4	4	4
Painter	ESPA	10	1	1	1
Courier	ESPA	9	3	3	3
Recorder	ESPA	9	3	3	3
Senior Account Clerk	ESPA	9	6	6	6
Student Records Specialist	ESPA	9	4	5	5
Data Entry Machine Operator	ESPA	8	2	1	1
Keyboard Specialist	ESPA	8	4	4	4
Senior Library Clerk	ESPA	8	1	1	1
Account Clerk	ESPA	7	2	3	3
Account Clerk Typist	ESPA	7	2	1	1
Duplicating Center Worker	ESPA	7	1	1	1
Junior Offset Duplicating Machine Operator	ESPA	7	1	1	1
Maintenance Worker	ESPA	7	5	5	5
Telephone Operator	ESPA	7	1	1	1
Custodial Worker	ESPA	6	27	27	27
Library Clerk	ESPA	6	3	3	3
Total full-time positions			402	403	403

2010 ANNUAL FINANCIAL REPORT

June 10, 2011

Honorable Patrick J. Brennan, County Executive
Honorable Jerry F. Marinich, Chairman of the Legislature
Honorable County Legislators
County of Broome
Binghamton, NY 13902

Ladies and Gentlemen:

I submit to you the Comprehensive Annual Financial Report of the County of Broome, New York (the "County"), for the year ended December 31, 2010 in accordance with the requirements of Article V, §C502 (c) of the Broome County Charter.

This Report presents comprehensive financial information summarizing the County's activities during 2009 and contains information useful for managers in the Executive and Legislative Branches of County government, taxpayers, interested citizens, and the financial markets in which the County of Broome issues its debt obligations. The financial statements included in this report have been prepared in conformity with generally accepted accounting principles (GAAP) as applicable to governments in the United States of America.

This report presents the financial position and results of operations of the County as a whole and its component units that are properly included in conformity with GAAP. The data presented can be compared to the prior basic financial statements, and to other counties' reports to identify relevant trends.

Responsibility for the material accuracy, completeness, and fairness of the information presented, including all disclosures, rests with the management of the County and its component units. The presentation fairly discloses the financial position and results of operation of the County and its component units as measured by the financial activity of the various funds. Disclosures considered necessary to enable readers to fully understand the County's financial activities have been included.

In order to provide a reasonable basis for making its' representation, the County has established and maintains a comprehensive internal control framework that is designed to both protect the County's assets from loss, theft or misuse and to insure that sufficient accounting data is compiled to allow for the preparation of the County's financial statements in accordance with GAAP. The comprehensive internal control framework is to provide reasonable, but not absolute, assurance that these objectives are met. Reasonable assurance recognizes both that the cost of internal controls should not outweigh their benefits, and the evaluation of costs and benefits require estimates and judgments by management.

The Office of the Comptroller is responsible for auditing expenditures. Additionally, audits of selected departments and financial activity are performed by the Comptroller's staff.

Internal controls are reviewed by the internal audit staff throughout the year.

Independent Audit

The County has adopted a practice of having an independent audit of its basic financial statements. The certified public accounting firm of Testone, Marshall & Discenza, LLP has audited the accompanying basic financial statements and their independent auditors' report is included in the financial section.

The goal of the independent audit was to provide reasonable assurance that the financial statements of the County for the year ended December 31, 2010 are free from material misstatement. The independent audit involved examining on a test basis, evidence supporting the amounts and disclosures in the financial statements; assessing the accounting principles used and significant estimates made by management; and evaluating the overall financial statement presentation. The auditors concluded based upon the audit, that there was a reasonable basis for rendering an unqualified opinion that the County's financial statements for the year ended December 31, 2010 are fairly presented in conformity with GAAP in the United States of America. The independent auditors' report is presented as the first component of the financial section of this report.

Additionally, the audit was designed to meet the requirements of the Federal Single Audit Act (Act) and OMB Circular A-133. The Act requires the independent auditors not only to report on the fair presentation of the financial statements, but also on the County's compliance with requirements applicable to each of its major federal programs and internal control over program compliance. The single audit report is not included but may be obtained upon request to the County Comptroller's Office.

GAAP requires that management provide a narrative introduction, overview, and analysis to accompany the basic financial statements in the form of Management's Discussion and Analysis (MD&A). This letter of transmittal is designed to complement the MD&A and should be read in conjunction with it. The County's MD&A can be found immediately following the report of the independent auditors.

Report Structure

The 2010 Comprehensive Annual Financial Report is comprised of the following three basic sections in conformance with recommendations of the Government Finance Officers Association:

- A. The Introductory Section is intended to familiarize the reader with the organizational structure of the County, the nature and scope of the services that it provides, and the specifics of its legal operating environment.
- B. The Financial Section includes the independent auditors' report, Management's Discussion and Analysis of the County's overall financial position and results of operations, the audited basic financial statements, notes disclosures, and supporting statements and schedules to provide the reader with a comprehensive understanding of the County's financial activities of the past fiscal year.
- C. The Statistical and Economic Data Section presents comprehensive demographic and economic information regarding the financial condition of the County.

Profile of the County

Government Structure

The County is a municipal corporation established in New York State. The County was incorporated in 1806, and is governed by the Charter of the County of Broome, New York State County Law, and other general laws of the State of New York. The nineteen member County Legislature is the legislative body responsible for the overall operation of the County, enacting County law and approving the County budget. It consists of elected officials from each of the nineteen legislative districts in the County serving four year terms. The County Executive, elected to a four year term, serves as Chief Executive Officer and is responsible for County operations and developing the County budget. The Commissioner of Finance, appointed by the County Executive and confirmed by the County Legislature, serves as the Chief Fiscal Officer of the County.

The County provides a variety of services to its residents. Public health is promoted through the programs provided by the County's Health and Mental Health departments. These include the health and mental health clinics, food subsidies provided to women and children through the Women, Infants, and Children Program (WIC) as well as the inspections of public water supplies. Sheriff's Department, District Attorney's Office, and Emergency Services provide for the public safety through patrols, arrests and prosecution of criminals as well as emergency planning. Public welfare is enhanced through the programs of Social Services and the Office for Aging such as temporary assistance to needy families, social services administration, home emergency assistance, and meals on wheels. The Department of Public Works builds, repairs, and maintains the County's roads and public facilities.

The County, with a land area of approximately 710 square miles, is situated in the central southern portion of upstate New York commonly referred to as the Southern Tier. The City of Binghamton is the County seat and is situated in the southern portion of the County. The City of Syracuse is 75 miles to the north, while the Pennsylvania border is seven miles to the south. Binghamton is part of a metropolitan area running along the Susquehanna River Valley including the incorporated villages of Johnson City and Endicott, and the unincorporated area of Vestal. The County's population in 2010 was estimated to be 200,600, according to the U. S. Census Bureau. Broome County is classified as an urban county.

Reporting Entity

The financial reporting entity for the County includes all organizations, functions and activities over which elected and appointed officials have financial accountability, or without the inclusion of, would render the County's financial statements incomplete or misleading. Oversight responsibility is based on financial interdependency, selection of governing authority, designation of management, ability to significantly influence operations, and accountability for fiscal matters.

The reporting entity has been defined to include all chartered departments of the County by which the following basic services are supplied: law enforcement, economic assistance, health and mental health services, maintenance of County roads, economic development, general administration, recreation, culture, transportation, solid waste disposal, and long-term care.

Also included in the reporting entity are the Broome Community College, the Broome County Industrial Development Agency (IDA), the Broome County Soil & Water Conservation District,

and the Broome Tobacco Asset Securitization Corporation (BTASC). Information on all four of these legally separate entities can be found in Note 3 to the financial statements.

Budget Process and Controls

The County's budget serves as the foundation for the County's financial planning and control. County departments and the County Executive's Director of the Office of Management & Budget develop a proposal to be sent to the County Legislature. On or before October 1 the County Executive submits the proposed operating budget and a six year schedule of the capital improvement program to the Legislature for approval. Public hearings are conducted by the Legislature to obtain public comment on the tentative budget. The County Executive has the power to veto any modification made by the Legislature. An Executive veto can be overridden by a two-thirds vote of the Legislature. On or before November 25 the annual budget is finalized through passage of the annual appropriation ordinance, the legal authority for enactment of the budget.

Appropriations and estimated revenues are entered into the automated mainframe accounting system after the budget is adopted. Prior to expenditures being incurred, an electronic review for available appropriations is performed.

The legal level of budgetary control is to a general category of expenditure at a department level. The County Charter prohibits expenditures for which there is no legal appropriation. A character is a grouping of similar appropriation/expenditure accounts.

Departments receive monthly reports detailing expenditures, revenues, and encumbrance activity. A comparison of budget to actual information is included. County Legislators and the Director of the Office of Management & Budget are also provided with monthly data. As necessary, budget transfers from one appropriation account to another are made. The transfer must be approved by formal Legislative resolution if the total of an administrative unit's budget is changed, if not, the transfer is approved by the Director of the Office of Management & Budget and the Comptroller. The Office of Management & Budget staff data enter budgetary changes. Budget modifications are reflected for each appropriation category.

Additional information on the County's budget controls can be found in Note 3 to the financial statements.

Non-major Governmental Funds of the County

The County's non-major governmental funds consist of the special revenue funds which include County Road, County Road Machinery, the Library, the Arena, the Office for Employment and Training and the Enjoie Golf Course.

County of Broome
Condensed Schedule of Revenues and Expenditures
Non-major Governmental Funds
Year Ended December 31
(in millions of dollars)

Error! Not a valid link.Total fund balance decreased by \$2.0 million.

Fund balances in the County Road, Road Machinery, and the Arena Funds decreased by \$1.8 million, \$.1 million, and \$.1 million respectively. Appropriated fund balance and unrealized transfer from the General Fund accounted for the decrease in the County Road Fund. The Road Machinery Fund decrease resulted from unrealized transfer from the General Fund which was offset by savings in supplies.

Internal Service Funds of the County

The County's internal service funds consist of Fleet Management, Central Kitchen, Health Insurance, Workers' Compensation, Insurance Reserve, and Unemployment Insurance.

**County of Broome
Condensed Schedule of Revenues and Expenses
Internal Service Funds
Year Ended December 31
(in millions of dollars)**

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Net assets increased \$2.7 million. The Health Insurance Fund increase of \$3.5 million and the Worker's Compensation increase of \$.1 million were offset by decreases in the Central Kitchen and Unemployment Funds of \$.4 million and \$.5 million respectively. This increase was primarily due to contribution rates charged in the Health Insurance Fund.

Factors Affecting Financial Condition

Local Economy

Broome County's economic development resources provide various financing and tax abatement programs to new, expanding and relocating businesses and a variety of technology related research and development opportunities.

The Broome County Industrial Development Agency (BCIDA) assists businesses in each step of planning a new facility or the expansion of an existing one. The BCIDA assists with financing and may facilitate the process of obtaining a Payment in Lieu of Tax (PILOT) agreement with local municipalities. Under a PILOT agreement, municipalities agree to allow a certain percentage of a company's taxes to be abated for a set period of time to encourage industrial development.

The BCIDA owns the Broome Corporate Park, a 600-acre mixed-use business park located in the southern portion of the County. The park is immediately adjacent to Interstate Route 81 and rail service is available onsite (Canadian/Pacific and Delaware & Hudson).

Several joint initiatives between local industry and Binghamton University's Watson School of Engineering have contributed to the advancement of local industrial development. The Integrated Electronics Engineering Center (IEEC), a New York State Center for Advanced Technology, works in conjunction with Universal Instruments Corporation, IBM Microelectronics and Lockheed Martin to provide leading-edge research in the electronics industry.

The Strategic Partnership for Industrial Resurgence (SPIR) assists small manufacturers in developing new products and defense manufacturers in diversifying their product lines.

Through the assistance of Senators Clinton and Schumer, Broome County received federal funds to create the Greater Binghamton Innovation Center for new and emerging businesses further facilitating economic development. The County completed the process of rehabilitating 123 Court Street in the City of Binghamton into a high tech incubator and in 2009 concluded its first year of operation. White Knight Imaging moved out of the incubator and was replaced by Sonostics, Inc. The incubator continues to operate at near full occupancy.

Broome County continues to foster a diverse base of high technology, manufacturing, and institutional employers. The local unemployment rate is similar to federal and state figures.

Broome County has an active Workforce Development program that provides training and education for people in need of skill upgrades to obtain employment and those who are currently employed and need additional training to enhance their skill level. The Broome-Tioga Workforce Development Program has consolidated many of the services job seekers use to search for employment and develop the skills necessary to re-train for new career opportunities.

In 2009 Broome County received \$5.9 million from the Federal Medicaid Assistance Program, "FMAP". It is expected in 2010 that the County shall receive an additional \$5.6 million from this program. The President's proposed 2011 budget includes an additional \$2.6 million in funding for Broome County.

In October of 2010 the Congressman Maurice Hinchey Intermodal Bus terminal complex opened for business. The majority of the costs for the construction of the Greater Binghamton Transportation Center were paid for by Federal funding.

Broome County is located over the Marcellus Shale natural gas deposit. The County continues to explore the development of this natural resource and it is expected that the development of this deposit will provide a major economic benefit to the County.

County residents have a variety of recreational and leisure activities available.

The 2002 acquisition of the Binghamton Senators American Hockey League team has rejuvenated local sports interest. Affiliated with the Ottawa Senators, the Binghamton Senators are at home in the Broome County Veterans' Memorial Arena.

The County is also home to the Binghamton Mets, an Eastern League professional baseball franchise affiliated with the New York Mets. The Mets play at NYSEG Stadium located in the heart of downtown Binghamton.

Annual sporting events include the Dick's Sporting Goods Open, a PGA Seniors Tour Stop. The event is played in July at the En-Joie Golf Club in Endicott, New York.

The Frito-Lay USTA Challenger Tennis Tournament features players ranked in the top 20 in the world. The event is held annually at Recreation Park in the historic west side neighborhood of Binghamton.

The Chris Thater Memorial Races are held annually in remembrance of a cyclist who was killed in an alcohol related accident. World-class cyclists, runners and in-line skaters participate in races on the streets of Binghamton.

The County has six restored carousels in local parks throughout the area. Donated by local entrepreneurs in the 1920's and 30's, the carousels have been carefully restored to their original grandeur. They are a popular attraction for local and national organizations interested in their preservation and history.

A variety of other cultural centers and attractions exist in Broome County, including several performing arts centers, the country's fifth oldest zoo, a space observatory and several museums. The area has also hosted the Empire State Games.

Debt Administration and Long-term Financial Planning

Under New York State law, the County's bonded debt issuances are subject to a constitutional tax limit based on 7% of the average full valuation of real property for the last five years. The County's net outstanding indebtedness on December 31, 2009 was 17.94% of its constitutional debt limit. This represents a decrease from the County's outstanding indebtedness of 18.97% at the end of 2008.

The Moody's Rating Report currently rates the County's credit rating for general obligation bonds as "A1". Standard & Poor's rates the County's bonds as "A".

The County Executive has proposed future funding of capital projects for the purpose of maintaining, improving, and modernizing the County's infrastructure as well as the purchase of

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vehicles and equipment. Work planned to begin in 2010 includes the following projects of \$1.0 million or greater: \$5.0 million for rehabilitation/construction of the Airport's Main Apron, \$2.2 million for highway reconstruction/rehabilitation, and \$1.0 million for the purchase of highway equipment.

The new capital projects for the County beginning in 2010 total an estimated \$13.9 million in costs, of which the County would fund \$7.2 million through the issuance of County general obligation debt. The balance of the funding would come from federal, state, and fees/other sources.

Cash Management and Investments

Cash is accounted for based on fund ownership. Most County cash is maintained in a pooled bank account. The County also maintains several other special purpose bank accounts, whose funds are transferred into the pooled account by the Treasury Manager on a regular basis. The bank accounts are interest bearing.

The Treasury Manager uses computer generated reports from the banks each day to monitor cash balances in the bank accounts. Idle cash balances are kept at a minimum level, as any excess funds are invested. Projections of major cash flows are made to determine the investment of funds not immediately required to pay County debts. The Commissioner of Finance has ultimate responsibility for investing idle funds. County investments include certificates of deposit, money market accounts and treasury bills. Deposits in excess of FDIC insurance are collateralized by securities purchased in the County's name and held by third party custodians. The custodians adjust the collateral maintained and notify the County of the changes based upon a monthly review. The Department of Finance maintains records verifying collateral balances are sufficient.

Comparison of Cash, Cash Equivalents Balances (including Restricted Cash), and Investment Balances (in millions of dollars)

<u>County of Broome</u>		<u>Broome Community College</u>		<u>Industrial Development Agency</u>		<u>Broome County Soil & Water Conservation District</u>	
12/31/09	12/31/08	08/31/09	08/31/08	12/31/09	12/31/08	12/31/09	12/31/08
\$100.5	\$98.1	\$31.0	\$29.0	\$10.3	\$8.8	\$0.2	\$0.3

Cash, Cash Equivalents Balances including Restricted Cash) and Investment Balances by Fund as of December 31, 2009 (in millions of dollars)

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The debt service monies are comprised entirely of the Broome Tobacco Asset Securitization Corporation. Included in the capital project monies is approximately \$3.9 million invested in Treasury Notes that is reserved for the payment of a Certificate of Participation issued to finance the County's Public Safety Facility.

Additional information on the County's cash management can be found in Note 5 to the financial statements.

Risk Financing

The County is self-insured for general liability and property loss, commercial insurance is purchased for losses in excess of \$100,000. Payment of claims is provided by annual appropriations based on claim payment experience and recognition of liability amounts.

The County administers a workers' compensation pool. Pool costs are distributed to the seventeen participant municipalities, including the County. Cost allocation is based on the participant's assessed property valuation and claim experience.

The County maintains a self-insured Health Insurance Fund. Health care benefits are financed through County and employee contributions to the plan. The County's contribution, which amounted to approximately \$25.7 million for the year, is determined by rates approved by the County Legislature and based upon advice from plan consultants and the Risk Manager. Rates incorporate experience, fund liabilities and projected reserve level.

The County participates in a self-insured unemployment insurance plan. The New York Department of Labor acts as the third party administrator.

Additional information on the County's risk management activities can be found in Note 14 to the financial statements.

Pension and Other Postemployment Benefits

Substantially all full-time employees of the County are members of the New York State and Local Retirement System (the "System"). The System is a cost-sharing multiple employer public employee retirement plan. The System is non-contributory with respect to employees hired prior to July 27, 1976. Employees hired after July 27, 1976 must contribute 3% of gross annual salary toward the cost of the retirement program until they attain ten years in the retirement system, at such time the employee contribution ceases.

Need to add a burb about Tier 5

In addition, certain employees of the Broome Community College are members of either the New York State Employees Retirement System or the New York State Teachers Retirement System.

Post-retirement health benefits are provided to qualifying retired County employees with at least ten years of service or those on disability retirement. Both the County and the College recognizes and funds such expenditures as incurred. During 2009 expenditures were approximately \$5.1 million for County retirees.

Additional information on the County's pension arrangements and postemployment benefits can be found in Notes 12 and 13 to the financial statements.

Acknowledgments

Preparation of the Comprehensive Annual Financial Report and its timely issuance is the result of a concentrated, dedicated, and coordinated effort by the Office of Management & Budget staff and financial staff located throughout the County's departments. The preparation of this report would not be possible without each of their efforts.

Respectfully submitted,

Marie F. Kalka
Director of Office of Management & Budget

2011 TOWN BUDGETS

TOWN OF BARKER

General Fund:

Total Appropriations	\$ 685,405.00	
Less: Estimated Revenues and Unexpended Balance	<u>685,405.00</u>	
Amount to be raised by Tax		\$ 0.00

Highway Fund:

Total Appropriations	\$ 798,480.00	
Less: Estimated Revenues and Unexpended Balance	<u>646,180.00</u>	
Amount to be raised by Tax		\$ 152,300.00

Special Districts--

Fire Districts 1,2,3,4:

Total Appropriations	\$ 153,688.00	
Less: Estimated Revenues and Unexpended Balance	<u>20,834.00</u>	
Amount to be raised by Tax		\$ 132,854.80

Ambulance District:

Total Appropriations	\$ 33,350.00	
Less: Estimated Revenues and Unexpended Balance	<u>0.00</u>	
Amount to be raised by Tax		\$ 33,350.00

TOWN OF BINGHAMTON

General Fund:

Total Appropriations	\$ 1,101,448.00	
Less: Estimated Revenues and Unexpended Balance	<u>777,448.00</u>	
Amount to be raised by Tax		\$ 324,000.00

Highway Fund:

Total Appropriations	\$ 1,063,997.00	
Less: Estimated Revenues and Unexpended Balance	<u>581,030.00</u>	
Amount to be raised by Tax		\$ 482,967.00

Special Districts--

Fire Districts:

Total Appropriations	\$ 178,600.00	
Less: Estimated Revenues and Unexpended Balance	<u>0.00</u>	
Amount to be raised by Tax		\$ 178,600.00

Water Districts:

Total Appropriations	\$ 455,858.00	
Less: Estimated Revenues and Unexpended Balance	<u>214,000.00</u>	
Amount to be raised by Tax		\$ 241,858.00

Sewer Districts:

Total Appropriations	\$ 465,619.00	
Less: Estimated Revenues and Unexpended Balance	<u>325,703.00</u>	
Amount to be raised by Tax		\$ 139,916.00

2011 TOWN BUDGETS

Lighting Districts			
Total Appropriations	\$	10,100.00	
Less: Estimated Revenues and Unexpended Balance		<u>1,850.00</u>	
Amount to be raised by Tax	\$		8,250.00
Drainage District			
Total Appropriations	\$	946.00	
Less: Estimated Revenues and Unexpended Balance		<u>0.00</u>	
Amount to be raised by Tax	\$		946.00
 <u>TOWN OF CHENANGO</u>			
General Fund:			
Total Appropriations	\$	2,598,462.00	
Less: Estimated Revenues and Unexpended Balance		<u>2,492,462.00</u>	
Amount to be raised by Tax	\$		106,000.00
Highway Fund:			
Total Appropriations	\$	1,341,589.00	
Less: Estimated Revenues and Unexpended Balance		<u>697,969.00</u>	
Amount to be raised by Tax	\$		643,620.00
Special Districts--			
Fire Districts			
Total Appropriations	\$	570,087.00	
Less: Estimated Revenues and Unexpended Balance		<u>0.00</u>	
Amount to be raised by Tax	\$		570,087.00
Water Districts (Operating)			
Total Appropriations	\$	759,887.00	
Less: Estimated Revenues and Unexpended Balance		<u>759,887.00</u>	
Amount to be raised by Tax			\$0.00
Water Districts			
Total Appropriations	\$	148,287.00	
Less: Estimated Revenues and Unexpended Balance		<u>.00</u>	
Amount to be raised by Tax	\$		148,287.00
Sewer District (Operating)			
Total Appropriations	\$	586,944.00	
Less: Estimated Revenues and Unexpended Balance		<u>586,944.00</u>	
Amount to be raised by Tax	\$		0.00
Lighting District:			
Total Appropriations	\$	88,000.00	
Less: Estimated Revenues and Unexpended Balance		<u>6,000.00</u>	
Amount to be raised by Tax	\$		82,000.00
Sewer Districts:			
Total Appropriations	\$	857,438.00	
Less: Estimated Revenues and			

2011 TOWN BUDGETS

Unexpended Balance	<u>24,000.00</u>	
Amount to be raised by Tax		\$ 833,438.00
Compost & Compost II		
Total Appropriations	\$ 55,378.00	
Less: Estimated Revenues and		
Unexpended Balance	<u>0.00</u>	
Amount to be raised by Tax		\$ 55,378.00
 <u>TOWN OF COLESVILLE</u>		
General Fund:		
Total Appropriations	\$ 1,153,309.00	
Less: Estimated Revenues and		
Unexpended Balance	<u>1,153,309.00</u>	
Amount to be raised by Tax		\$ 0.00
Highway Fund:		
Total Appropriations	\$ 1,286,968.00	
Less: Estimated Revenues and		
Unexpended Balance	<u>687,529.00</u>	
Amount to be raised by Tax		\$ 599,439.00
Special Districts--		
Fire Districts:		
Total Appropriations	\$ 374,975.00	
Less: Estimated Revenues and		
Unexpended Balance	<u>0.00</u>	
Amount to be raised by Tax		\$ 374,975.00
Light Districts:		
Total Appropriations	\$ 22,555.00	
Less: Estimated Revenues and		
Unexpended Balance	<u>0.00</u>	
Amount to be raised by Tax		\$ 22,555.00
 <u>TOWN OF CONKLIN</u>		
General Fund:		
Total Appropriations	\$ 1,613,907.00	
Less: Estimated Revenues and		
Unexpended Balance	<u>1,283,350.00</u>	
Amount to be raised by Tax		\$ 330,557.00
Highway Fund:		
Total Appropriations	\$ 895,336.00	
Less: Estimated Revenues and		
Unexpended Balance	<u>519,605.00</u>	
Amount to be raised by Tax		\$ 375,731.00
Fire District:		
Total Appropriations	\$ 243,730.00	
Less: Estimated Revenues and		
Unexpended Balance	<u>24,440.00</u>	
Amount to be raised by Tax		\$ 219,290.00
Special Districts--		
Lighting Districts:		
Total Appropriations	\$ 31,450.00	

2011 TOWN BUDGETS

Less: Estimated Revenues and Unexpended Balance	4,000.00	
Amount to be raised by Tax		\$ 27,450.00
Water Districts		
Total Appropriations	\$ 257,437.00	
Less: Estimated Revenues and Unexpended Balance	243,892.00	
Amount to be raised by Tax		\$ 13,545.00
Sewer District:		
Total Appropriations	\$ 330,828.00	
Less: Estimated Revenues and Unexpended Balance	276,080.00	
Amount to be raised by Tax		\$ 54,748.00
 <u>TOWN OF DICKINSON</u>		
General Fund:		
Total Appropriations	\$ 1,276,393.00	
Less: Estimated Revenues and Unexpended Balance	1,069,827.00	
Amount to be raised by Tax		\$ 206,566.00
General Fund (Part Town):		
Total Appropriations	\$ 55,086.00	
Less: Estimated Revenues and Unexpended Balance	55,086.00	
Amount to be raised by Tax		\$ 0.00
Highway Fund (Part Town):		
Total Appropriations	\$ 476,639.00	
Less: Estimated Revenues and Unexpended Balance	370,432.00	
Amount to be raised by Tax		\$ 97,207.00
Special Districts--		
Fire Districts:		
Total Appropriations	\$ 160,524.00	
Less: Estimated Revenues and Unexpended Balance	19,000.00	
Amount to be raised by Tax		\$ 141,524.00
Refuse/Garbage District:		
Total Appropriations	\$ 99,202.00	
Less: Estimated Revenues and Unexpended Balance	0.00	
Amount to be raised by Tax		\$ 99,202.00
Light Districts:		
Total Appropriations	\$ 75,000.00	
Less: Estimated Revenues and Unexpended Balance	10,000.00	
Amount to be raised by Tax		\$ 65,000.00
Sewer (Operating):		
Total Appropriations	\$ 836,141.00	
Less: Estimated Revenues and Unexpended Balance	836,141.00	
Amount to be raised by Tax		\$ 0.00

2011 TOWN BUDGETS

Water (Operating):		
Total Appropriations	\$ 611,141.00	
Less: Estimated Revenues and Unexpended Balance	611,141.00	
Amount to be raised by Tax		\$ 0.00
Water Debt Districts:		
Total Appropriations	\$ 10,150.00	
Less: Estimated Revenues and Unexpended Balance	0.00	
Amount to be raised by Tax		\$ 10,150.00

TOWN OF FENTON

General Fund:		
Total Appropriations	\$ 880,344.00	
Less: Estimated Revenues and Unexpended Balance	880,344.00	
Amount to be raised by Tax		\$ 0.00
Highway Fund:		
Total Appropriations	\$ 1,179,419.00	
Less: Estimated Revenues and Unexpended Balance	\$ 901,386.00	
Amount to be raised by Tax		\$ 278,033.00
Special Districts--		
Fire District:		
Total Appropriations	\$ 395,402.00	
Less: Estimated Revenues and Unexpended Balance	0.00	
Amount to be raised by Tax		\$ 395,402.00
Water Districts:		
Total Appropriations	\$ 343,610.00	
Less: Estimated Revenues and Unexpended Balance	343,610.00	
Amount to be raised by Tax		\$ 0.00
Light District:		
Total Appropriations	\$ 44,000.00	
Less: Estimated Revenues and Unexpended Balance	5,000.00	
Amount to be raised by Tax		\$ 39,000.00
Sewer District:		
Total Appropriations	\$ 116,054.00	
Less: Estimated Revenues and Unexpended Balance	\$ 109,804.00	
Amount to be raised by Tax		\$ 6,250.00

TOWN OF KIRKWOOD

General Fund:		
Total Appropriations	\$ 1,591,443.00	
Less: Estimated Revenues and Unexpended Balance	1,225,593.00	
Amount to be raised by Tax		\$ 365,850.00
Highway Fund:		

2011 TOWN BUDGETS

Total Appropriations	\$ 937,343.00	
Less: Estimated Revenues and Unexpended Balance	<u>512,103.00</u>	
Amount to be raised by Tax		\$ 425,240.00
Special Districts--		
Fire Districts:		
Total Appropriations	\$ 433,661.00	
Less: Estimated Revenues and Unexpended Balance	<u>22,134.00</u>	
Amount to be raised by Tax		\$ 411,527.00
Lighting Districts:		
Total Appropriations	\$ 17,375.00	
Less: Estimated Revenues and Unexpended Balance	<u>2,752.00</u>	
Amount to be raised by Tax		\$ 14,623.00
TOWN OF LISLE		
General Fund (Townwide):		
Total Appropriations	\$ 411,147.00	
Less: Estimated Revenues and Unexpended Balance	<u>248,639.00</u>	
Amount to be raised by Tax		\$ 162,508.00
General Fund (Part Town):		
Total Appropriations	\$ 7,533.00	
Less: Estimated Revenues and Unexpended Balance	<u>7,533.00</u>	
Amount to be raised by Tax		\$ 0.00
Highway Fund (Townwide):		
Total Appropriations	\$ 583,258.00	
Less: Estimated Revenues and Unexpended Balance	<u>153,713.00</u>	
Amount to be raised by Tax		\$ 429,545.00
Highway Fund (Part Town):		
Total Appropriations	\$ 398,852.00	
Less: Estimated Revenues and Unexpended Balance	<u>398,852.00</u>	
Amount to be raised by Tax		\$ 0.00
Special Districts--		
Fire Districts:		
Total Appropriations	\$ 172,320.00	
Less: Estimated Revenues and Unexpended Balance	<u>0.00</u>	
Amount to be raised by Tax		\$ 172,320.00
Ambulance District:		
Total Appropriations	\$ 34,346.00	
Less: Estimated Revenues and Unexpended Balance	<u>0.00</u>	
Amount to be raised by Tax		\$ 34,346.00
Lighting Districts:		
Total Appropriations	\$ 3,000.00	
Less: Estimated Revenues and		

2011 TOWN BUDGETS

Unexpended Balance	<u>1,000.00</u>	
Amount to be raised by Tax		\$ 2,000.00
 <u>TOWN OF MAINE</u>		
General Fund:		
Total Appropriations	\$ 1,058,604.00	
Less: Estimated Revenues and Unexpended Balance	<u>957,671.00</u>	
Amount to be raised by Tax		\$ 122,137.00
Highway Fund:		
Total Appropriations	\$ 1,465,991.00	
Less: Estimated Revenues and Unexpended Balance	<u>1,015,991.00</u>	
Amount to be raised by Tax		\$ 450,000.00
Special Districts--		
Fire Districts:		
Total Appropriations	\$ 379,339.26	
Less: Estimated Revenues and Unexpended Balance	<u>10,253.00</u>	
Amount to be raised by Tax		\$ 369,086.00
Lighting Districts:		
Total Appropriations	\$ 14,450.00	
Less: Estimated Revenues and Unexpended Balance	<u>.00</u>	
Amount to be raised by Tax		\$ 14,450.00
 <u>TOWN OF NANTICOKE</u>		
General Fund:		
Total Appropriations	\$ 432,192.13	
Less: Estimated Revenues and Unexpended Balance	<u>432,192.12</u>	
Amount to be raised by Tax		\$ 0.00
Highway Fund:		
Total Appropriations	\$ 558,518.98	
Less: Estimated Revenues and Unexpended Balance	<u>461,518.98</u>	
Amount to be raised by Tax		\$ 97,000.00
Special Districts--		
Fire Districts:		
Total Appropriations	\$ 115,224.16	
Less: Estimated Revenues and Unexpended Balance	<u>11,454.00</u>	
Amount to be raised by Tax		\$ 103,770.16
 <u>TOWN OF SANFORD</u>		
General Fund (A):		
Total Appropriations	\$ 507,970.00	
Less: Estimated Revenues and Unexpended Balance	<u>154,530.00</u>	

2011 TOWN BUDGETS

Amount to be raised by Tax		\$ 353,440.00
General Fund (Outside Village) (B):		
Total Appropriations	\$ 59,825.00	
Less: Estimated Revenues and Unexpended Balance	25,000.00	
Amount to be raised by Tax		\$ 34,745.00
Highway Fund (Item 2-4):		
Total Appropriations	\$ 655,800.00	
Less: Estimated Revenues and Unexpended Balance	136,000.00	
Amount to be raised by Tax		\$ 519,800.00
Highway Fund (Town Outside):		
Total Appropriations	\$ 706,608.00	
Less: Estimated Revenues and Unexpended Balance	572,335.00	
Amount to be raised by Tax		\$ 134,273.00
Special Districts--		
Fire Districts:		
Total Appropriations	\$ 82,943.00	
Less: Estimated Revenues and Unexpended Balance	0.00	
Amount to be raised by Tax		\$ 82,943.00
Sewer Districts (incl. Return):		
Total Appropriations	\$ 138,284.00	
Less: Estimated Revenues and Unexpended Balance	70,384.00	
Amount to be raised by Tax		\$ 67,900.00
 <u>TOWN OF TRIANGLE</u>		
General Fund:		
Total Appropriations	\$ 363,084.00	
Less: Estimated Revenues and Unexpended Balance	151,349.00	
Amount to be raised by Tax		\$ 211,735.00
Highway Fund (Townwide):		
Total Appropriations	\$ 247,134.00	
Less: Estimated Revenues and Unexpended Balance	131,706.00	
Amount to be raised by Tax		\$ 115,428.00
Highway Fund (Outside Village):		
Total Appropriations	\$ 356,740.00	
Less: Estimated Revenues and Unexpended Balance	356,740.00	
Amount to be raised by Tax		\$ 0.00
Special Districts--		
Fire District:		
Total Appropriations	\$ 97,206.00	
Less: Estimated Revenues and Unexpended Balance	2,000.00	
Amount to be raised by Tax		\$ 95,206.00

2011 TOWN BUDGETS

TOWN OF UNION

General Fund:

Total Appropriations	\$ 4,323,220.00	
Less: Estimated Revenues and Unexpended Balance	<u>1,708,850.00</u>	
Amount to be raised by Tax		\$2,614,370.00

General Fund (Outside Village):

Total Appropriations	\$ 5,186,790.00	
Less: Estimated Revenues and Unexpended Balance	<u>4,581,800.00</u>	
Amount to be raised by Tax		\$ 604,990.00

Highway Fund (Outside Village):

Total Appropriations	\$ 5,141,500.00	
Less: Estimated Revenues and Unexpended Balance	<u>2,696,900.00</u>	
Amount to be raised by Tax		\$2,444,600.00

Library District

Total Appropriations	\$ 1,535,824.00	
Less: Estimated Revenues and Unexpended Balance	<u>69,000.00</u>	
Amount to be raised by Tax		\$ 1,466,824.00

Special District-- Parks:

Total Appropriations	\$ 1,311,100.00	
Less: Estimated Revenues and Unexpended Balance	<u>150,200.00</u>	
Amount to be raised by Tax		\$1,160,900.00

Ambulance District:

Total Appropriations	\$ 260,000.00	
Less: Estimated Revenues and Unexpended Balance	<u>35,500.00</u>	
Amount to be raised by Tax		\$ 224,500.00

Sewer Districts:

Total Appropriations	\$ 488,500.00	
Less: Estimated Revenues and Unexpended Balance	<u>488,500.00</u>	
Amount to be raised by Tax		\$ 0.00

Water Districts:

Total Appropriations	\$ 87,310.00	
Less: Estimated Revenues and Unexpended Balance	<u>87,310.00</u>	
Amount to be raised by Tax		\$ 0.00

TOWN OF VESTAL

General Fund:

Total Appropriations	\$ 10,137,393.00	
Less: Estimated Revenues and Unexpended Balance	<u>5,677,948.00</u>	
Amount to be raised by Tax		\$ 4,459,445.00

Library Fund:

Total Appropriations	\$ 843,637.00	
Less: Estimated Revenues and		

2011 TOWN BUDGETS

Unexpended Balance	<u>239,700.00</u>	
Amount to be raised by Tax		\$ 603,937.00
Highway Fund:		
Total Appropriations	\$ 4,982,556.00	
Less: Estimated Revenues and Unexpended Balance	<u>2,884,080.00</u>	
Amount to be raised by Tax		\$ 2,098,476.00
Fire General Fund (Incl. Foam Dist.)		
Total Appropriations	\$ 1,229,252.00	
Less: Estimated Revenues and Unexpended Balance	<u>90,500.00</u>	
Amount to be raised by Tax		\$ 1,138,752.00
Special District Funds:		
Consolidated Water District:		
Total Appropriations	\$ 3,127,486.00	
Less: Estimated Revenues and Unexpended Balance	<u>2,807,830.00</u>	
Amount to be raised by Tax		\$ 319,656.00
Consolidated Sewer District:		
Total Appropriations	\$ 2,873,356.00	
Less: Estimated Revenues and Unexpended Balance	<u>2,391,057.00</u>	
Amount to be raised by Tax		\$ 482,299.00
Central Light		
Total Appropriations	\$ 264,200.00	
Less: Estimated Revenues and Unexpended Balance	<u>8,207.00</u>	
Amount to be raised by Tax		\$ 256,193.00
Drainage Districts:		
Total Appropriations	\$ 99,781.00	
Less: Estimated Revenues and Unexpended Balance	<u>588.00</u>	
Amount to be raised by Tax		\$ 99,193.00
Water District Debt Service:		
Total Appropriations	\$ 21,058.00	
Less: Estimated Revenues and Unexpended Balance	<u>477.00</u>	
Amount to be raised by Tax		\$ 20,581.00
Sewer District Debt Service:		
Total Appropriations	\$ 12,216.00	
Less: Estimated Revenues and Unexpended Balance	<u>427.00</u>	
Amount to be raised by Tax		\$ 11,789.00
Charles Street Curbs		
Total Appropriations	\$ 3,319.00	
Less: Estimated Revenues and Unexpended Balance	<u>44.00</u>	
Amount to be raised by Tax		\$ 3,275.00

TOWN OF WINDSOR

General Fund:

2011 TOWN BUDGETS

Total Appropriations	\$ 782,912.00	
Less: Estimated Revenues and Unexpended Balance	<u>343,250.00</u>	
Amount to be raised by Tax		\$ 439,662.00
General Fund (Outside Village):		
Total Appropriations	\$ 64,442.00	
Less: Estimated Revenues and Unexpended Balance	<u>64,442.00</u>	
Amount to be raised by Tax		\$ 0.00
Highway Fund:		
Total Appropriations	\$ 36,335.00	
Less: Estimated Revenues and Unexpended Balance	<u>25,060.00</u>	
Amount to be raised by Tax		\$ 11,275.00
Highway Fund (Outside Village):		
Total Appropriations	\$ 1,502,368.00	
Less: Estimated Revenues and Unexpended Balance	<u>1,169,600.00</u>	
Amount to be raised by Tax		\$ 332,768.00
Special Districts--		
Fire Districts:		
Total Appropriations	\$ 266,333.07	
Less: Estimated Revenues and Unexpended Balance	<u>40,294.07</u>	
Amount to be raised by Tax		\$ 226,039.00
Sewer Districts:		
Total Appropriations	\$ 261,900.00	
Less: Estimated Revenues and Unexpended Balance	<u>261,900.00</u>	
Amount to be raised by Tax		\$ 0.00

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2011 BROOME COMMUNITY SALARY SCHEDULE

TITLES

	TITLE	40/37.5	UNION	GRADE
	Account Clerk	37.5	04 - CSEA	7
	Account Clerk	40	04 - CSEA	7
	Account Clerk Typist	37.5	04 - CSEA	7
	Account Clerk Typist	40	04 - CSEA	7
	Accountant (County)	37.5	04 - CSEA	16
	Accountant (County)	40	04 - CSEA	16
	Accounting Supervisor Grade A	37.5	07 - BAPA	21
*	Administrative Assistant To The County Executive	40	09 - Admin I	22
	Administrative Assistant To The District Attorney	37.5	09 - Admin I	22
*	Administrative Manager Of Security Services	40	09 - Admin I	23
	Admissions Coordinator	40	04 - CSEA	16
	Aging Services Program Coordinator	37.5	07 - BAPA	20
	Aging Services Representative	37.5	04 - CSEA	11
	Airport Custodial Worker	40	04 - CSEA	7
	Airport Equipment Mechanic	40	04 - CSEA	14A
	Airport Maintenance Mechanic	40	04 - CSEA	11A
	Airport Maintenance Supervisor	40	07 - BAPA	16
	Airport Operations Specialist	40	04 - CSEA	15
	Airport Operations Specialist Trainee	40	04 - CSEA	14
	Airport Operations Supervisor	40	07 - BAPA	20
	Airport Parking Manager	40	07 - BAPA	9
	Applications Program Specialist	40	07 - BAPA	24
	Arena Maintenance Superintendent	40	07 - BAPA	19
	Arena Manager	40	02 - Admin II	E
	Assessor's Aide	40	04 - CSEA	10
	Assistant Aging Services Program Coordinator	37.5	04 - CSEA	15
	Assistant Arena Manager	40	04 - CSEA	16
	Assistant Box Office Manager	40	07 - BAPA	11
	Assistant Carpenter	40	10 - Local	0
	Assistant Cook	37.5	04 - CSEA	7
*	Assistant County Attorney	37.5	29 - Attorney	AT-1
*	Assistant County Attorney li	37.5	29 - Attorney	AT-2
	Assistant Director Of Activities	37.5	04 - CSEA	9
*	Assistant Director Of Information Technology	40	02 - Admin II	H
*	Assistant Director Of Security	40	09 - Admin I	23
*	Assistant Director Real Property Tax Services	40	09 - Admin I	20
*	Assistant District Attorney I	37.5	29 - Attorney	AT-1
*	Assistant District Attorney li	37.5	29 - Attorney	AT-2
	Assistant Dog Shelter Manager	37.5	04 - CSEA	12
	Assistant Engineer	37.5	04 - CSEA	17
	Assistant Food Service Manager	40	04 - CSEA	10
	Assistant General Highway Supervisor	40	14 - Local	0
	Assistant Housekeeping Supervisor	40	04 - CSEA	11
	Assistant Park Manager	40	17 - Local	0
*	Assistant Public Defender I	37.5	29 - Attorney	AT-1

2011 BROOME COMMUNITY SALARY SCHEDULE

* Assistant Public Defender li	37.5	29 - Attorney	AT-2
Assistant Recreation Facility Manager	40	04 - CSEA	16
Assistant Supervising Public Health Nurse	37.5	04 - CSEA	19
Assistant Support Collection Supervisor	37.5	04 - CSEA	13
Assistant To Nutrition Services Coordinator	37.5	04 - CSEA	15
Assistant Waterfront Director	40	52 - Seasonal	0
Associate Director Of Clinical Care	40	07 - BAPA	20
Associate Employment & Training Program	37.5	07 - BAPA	18
Attendant	40	52 - Seasonal	0
Automotive Mechanic	40	04 - CSEA	13
Benefits Assistant	37.5	09 - Admin I	11
Billing Specialist	37.5	04-CSEA	9
Boat Tender	40	52 - Seasonal	0
Boathouse Director	40	52 - Seasonal	0
Box Office Manager	40	07 - BAPA	19
Buyer	37.5	04 - CSEA	14
Carpenter	40	10 - Local	0
* Casa Director	37.5	09 - Admin I	25
Case Supervisor Grade A	37.5	07 - BAPA	23
Case Supervisor Grade B	37.5	04 - CSEA	20
Caseworker	37.5	04 - CSEA	16
Caseworker Trainee	37.5	04 - CSEA	14
Certified Nursing Assistant/Nat	40	04 - CSEA	6
Chairman County Legislature	30	01 - Misc.	0
Chaplain	37.5	52 - Seasonal	0
Charge Nurse	40	04 - CSEA	15
* Chief Assistant County Attorney	40	29 - Attorney	AT-4
* Chief Assistant District Attorney	40	29 - Attorney	AT-4
* Chief Assistant Public Defender	40	29 - Attorney	AT-4
Chief Civil Deputy	37.5	09 - Admin I	26
Chief Investigator - District Attorney	37.5	09 - Admin I	27
Chief Investigator - Public Defender	37.5	09 - Admin I	27
Chief Planner	37.5	07 - BAPA	23
Child Assistance Program Coordinator	37.5	04 - CSEA	18
Child Support Specialist	37.5	04 - CSEA	9
Children With Special Needs Program Supervisor	37.5	07 - BAPA	20
Civil Deputy	37.5	09 - Admin I	19
Claims Manager	37.5	09 - Admin I	22
Clerk	37.5	04 - CSEA	6
Clerk	40	04 - CSEA	6
Clerk	37.5	09 - Admin I	7
Clerk	40	52 - Seasonal	0
* Clerk Of The County Legislature	40	02 - Admin II	D
Clinical Care Coordinator I	40	07 - BAPA	17
Clinical Care Coordinator li	40	07 - BAPA	18
Clinical Laboratory Director	37.5	01 - Misc.	0
Clinical Laboratory Technologist	37.5	04 - CSEA	24
Clinical Nurse Specialist	37.5	07 - BAPA	20

2011 BROOME COMMUNITY SALARY SCHEDULE

Clinical Social Worker	37.5	04 - CSEA	21
Coach Operator	40	06 - ATU	0
* Commissioner Of Aviation	40	02 - Admin II	H
* Commissioner Of Community Mental Health	40	02 - Admin II	I
Commissioner Of Elections	30	01 - Misc.	0
* Commissioner Of Parks & Recreation	40	02 - Admin II	G
* Commissioner Of Planning & Economic	40	02 - Admin II	H
* Commissioner Of Public Transportation	40	02 - Admin II	G
* Commissioner Of Public Works	40	02 - Admin II	I
* Commissioner Of Social Services	40	02 - Admin II	J
* Communications Supervisor	40	09 - Admin I	24
Community Services Worker	37.5	04 - CSEA	8
* Comptroller	40	02 - Admin II	J
Computer Hardware Technician	40	04 - CSEA	16
Computer Hardware Technician	37.5	30 - Library	16
Computer Hardware Technician Trainee	40	04 - CSEA	14
Computer Operations Supervisor	40	07 - BAPA	20
Computer Operator	40	04 - CSEA	13
Computer Operator Trainee	40	04 - CSEA	10
Computer Programmer	40	04 - CSEA	20
Computer Programmer Analyst	40	07 - BAPA	23
Computer Programmer Trainee	40	04 - CSEA	16
Computer User Services Coordinator	40	07 - BAPA	23
Construction Worker	40	13 - Local	0
Contracts Specialist	37.5	07 - BAPA	18
Cook	37.5	04 - CSEA	8
Coordinator Of Child Support Enforcement	37.5	07 - BAPA	20
Coordinator Of Health & Wellness Services	37.5	04 - CSEA	17
Coordinator Of Volunteer Services	37.5	07 - BAPA	16
Coroner	30	01 - Misc.	0
* Correction Captain	40	02 - Admin II	E
* Correction Lieutenant	40	05 - Local	0
* Correction Major	40	02 - Admin II	F
* Correction Officer	40	05 - Local	0
* Correction Sergeant	40	05 - Local	0
* County Attorney	40	29 - Attorney	AT-6
County Clerk	37.5	01 - Misc.	0
County Executive	37.5	01 - Misc.	0
County Historian	37.5	01 - Misc.	0
County Receiver Of Taxes	40	07 - BAPA	19
Courier	37.5	04 - CSEA	9
Courier	40	04 - CSEA	9
Court Attendant	37.5	52 - Seasonal	0
Court Attendant (Family Court)	37.5	52 - Seasonal	0
* Criminal Law Associate	37.5	09 - Admin I	17
Custodial Supervisor	40	15 - Local	0
Custodial Supervisor	37.5	30 - Library	11
Custodial Worker	37.5	04 - CSEA	6

2011 BROOME COMMUNITY SALARY SCHEDULE

Custodial Worker	40	04 - CSEA	6
Custodial Worker	37.5	30 - Library	6
Custodial Worker	40	11 - Local	0
Custodian Of Voting Machines	37.5	52 - Seasonal	0
Customer Support Representative	40	04 - CSEA	14
Data Base Analyst	40	07 - BAPA	24
Data Base Analyst Trainee	40	07 - BAPA	22
Data Communications Technician	40	04 - CSEA	18
Data Entry Machine Operator	37.5	04 - CSEA	8
Data Entry Machine Operator	40	04 - CSEA	8
Delivery Driver	37.5	04 - CSEA	10
Dental Assistant	37.5	04 - CSEA	7
Dental Hygienist	37.5	04 - CSEA	14
Dental Program Coordinator	37.5	04 - CSEA	15
* Deputy Clerk Of The County Legislature	37.5	09 - Admin I	18
* Deputy Commissioner Of Aviation	40	02 - Admin II	E
* Deputy Commissioner Of Community Mental Health	40	02 - Admin II	G
* Deputy Commissioner Of Dss/Administrative	40	02 - Admin II	G
* Deputy Commissioner Of Elections	40	02 - Admin II	C
* Deputy Commissioner Of Parks & Recreation	40	02 - Admin II	E
* Deputy Commissioner Of Public Works -	40	02 - Admin II	G
* Deputy Commissioner Of Public Works - Highway	40	02 - Admin II	F
* Deputy Commissioner Of Public Works - Solid	40	02 - Admin II	F
* Deputy Commissioner Of Public Works-Bldgs &	40	02 - Admin II	F
* Deputy Commissioner Of Social Services	40	02 - Admin II	E
* Deputy County Attorney	40	29 - Attorney	AT-5
* Deputy County Clerk	40	09 - Admin I	17
* Deputy County Executive	40	02 - Admin II	K
Deputy County Executive - Human Services	40	02 - Admin II	K
Deputy County Executive - Physical Services	40	02 - Admin II	K
Deputy County Historian	37.5	01 - Misc.	0
Deputy Director Of Office For Aqing	40	02 - Admin II	A
* Deputy Director Of OMB - Accounting	40	02 - Admin II	F
* Deputy Director Of OMB - Budget	40	02 - Admin II	D
* Deputy Director Of OMB - Treasury	40	02 - Admin II	F
* Deputy Director Of Public Health	40	02 - Admin II	E
Deputy Director Of Public Works - Highways	40	02 - Admin II	F
Deputy Director Of Workforce & Economic	40	02 - Admin II	H
* Deputy Employment & Training Director	40	02 - Admin II	A
Deputy Fire Coordinator	40	52 - Seasonal	0
* Deputy Nursing Home Administrator For Fiscal	40	02 - Admin II	F
* Deputy Nursing Home Administrator For Health	40	02 - Admin II	F
* Deputy Probation Director Iii	40	02 - Admin II	D
* Deputy Sheriff	40	26 - Local	0
* Deputy Sheriff Captain	40	02 - Admin II	F
* Deputy Sheriff Detective	40	26 - Local	0
* Deputy Sheriff Detective Serqeant	40	26 - Local	0
* Deputy Sheriff Lieutenant	40	26 - Local	0

2011 BROOME COMMUNITY SALARY SCHEDULE

* Deputy Sheriff Sergeant	40	26 - Local	0
* Deputy Sheriff Training Director	40	26 - Local	0
Dietetic Technician	40	04 - CSEA	11
Dietitian	40	07 - BAPA	19
* Director Of Budget & Research	40	02 - Admin II	J
* Director Of Central Foods & Nutritional Services	37.5	09 - Admin I	24
Director Of Children With Special Needs Program	40	02 - Admin II	C
Director Of Clinic Services	40	02 - Admin II	C
* Director Of Economic Development	40	02 - Admin II	H
* Director Of Emergency Services/Fire Coordinator	40	02 - Admin II	E
Director Of Employee Relations	40	02 - Admin II	E
Director Of Environmental Health Services	40	02 - Admin II	C
Director Of Golf	40	01 - Misc.	0
Director Of Health Education	40	07 - BAPA	22
Director Of Home Health Services	40	02 - Admin II	C
* Director Of Information Services	40	02 - Admin II	I
Director Of Maternal Child Health & Development	40	02 - Admin II	C
Director Of Medical Services	37.5	07 - BAPA	24
Director Of Nature Interpretation	40	07 - BAPA	15
Director Of Nursing Home Social Services	40	07 - BAPA	21
* Director Of Office For Aging	40	02 - Admin II	F
* Director Of Public Health	40	02 - Admin II	I
Director Of Public Works Administration	40	09 - Admin I	24
Director Of Purchasing	40	02 - Admin II	F
Director Of Real Property Tax Services Iii	40	02 - Admin II	H
Director Of Rehabilitation Services	40	07 - BAPA	24
* Director Of Security	40	02 - Admin II	F
* Director Of The Office Of Management & Budget	40	02 - Admin II	K
Director Of Therapeutic Recreational Services	40	07 - BAPA	15
Director Of Transit Administration	40	09 - Admin I	23
Director Of Transit Maintenance	40	09 - Admin I	23
* Director Of Transit Operations	40	09 - Admin I	23
Director Of Transportation Planning	40	07 - BAPA	25
Director Of Weights & Measures	40	09 - Admin I	21
Disability Review Coordinator	37.5	04 - CSEA	18
Dispatcher	40	04 - CSEA	10
District Attorney	37.5	01 - Misc.	0
Dog Shelter Manager	37.5	07 - BAPA	17
Drug Abuse Counselor	37.5	04 - CSEA	14
Early Intervention Service Coordinator	37.5	04 - CSEA	16
Election Auditor	37.5	04 - CSEA	14
Election Clerk	37.5	52 - Seasonal	0
Election Data Specialist	37.5	04 - CSEA	14
Election Night Data Entry Operator	37.5	52 - Seasonal	0
Election Registrar	37.5	04 - CSEA	14
Electrician	40	11 - Local	0
Emergency Management Assistance Coordinator	40	09 - Admin I	20
* Emergency Medical Services Coordinator	37.5	09 - Admin I	22

2011 BROOME COMMUNITY SALARY SCHEDULE

	Emergency Medical Services Officer	37.5	04 - CSEA	11
*	Emergency Services Dispatcher	40	04 - CSEA	14
	Employment & Training Assistant	37.5	04 - CSEA	9
	Employment & Training Coordinator	37.5	04 - CSEA	14
	Employment & Training Counselor	37.5	04 - CSEA	14
*	Employment & Training Director I	40	02 - Admin II	F
	Employment Coordinator	37.5	07 - BAPA	18
	Engineer I	37.5	04 - CSEA	21
	Engineer Ii	37.5	04 - CSEA	24
	Engineer Iii	37.5	07 - BAPA	28
	Engineering Aide	37.5	04 - CSEA	6
	Engineering Aide	37.5	52 - Seasonal	0
	Equal Employment Opportunity Compliance Officer	37.5	09 - Admin I	18
	Equipment Mechanic I	40	10 - Local	0
	Equipment Mechanic Ii	40	10 - Local	0
	Equipment Mechanic Iii	40	10 - Local	0
	Equipment Mechanic Iii	40	12 - Local	0
	Equipment Service Supervisor	40	14 - Local	0
	Events Coordinator	40	02 - Admin II	B
*	Executive Assistant To County Executive	40	09 - Admin I	22
*	Executive Deputy County Clerk	40	02 - Admin II	C
	Executive Director To The Workforce Investment	40	02 - Admin II	A
	Facilities Planner	37.5	04 - CSEA	21
	Facility Manager	40	07 - BAPA	22
	Family Court Liaison	37.5	04 - CSEA	12
	Family Violence Prevention Coordinator	37.5	04 - CSEA	20
	Field Supervisor	37.5	04 - CSEA	12
	Financial Analyst	40	04 - CSEA	19
	Fire Investigator	40	52 - Seasonal	0
	Fiscal Manager	37.5	07 - BAPA	17
	Fiscal Manager	40	07 - BAPA	17
	Fiscal Services Administrator	40	09 - Admin I	24
	Food Service Director	40	07 - BAPA	20
	Food Service Helper	37.5	04 - CSEA	5
	Food Service Helper	40	04 - CSEA	5
	Food Service Manager	37.5	07 - BAPA	14
	Food Service Manager	40	07 - BAPA	14
	GIS Administrator	37.5	07 - BAPA	24
	GIS Specialist	37.5	04 - CSEA	20
	GIS Technician	37.5	04 - CSEA	15
	Golf Course Supervisor	40	52 - Seasonal	0
	Golf Course Technician	40	52 - Seasonal	0
	Graphic Technician	40	04 - CSEA	20
	Groundwater Management Specialist	37.5	07 - BAPA	23
	Head Automotive Mechanic	40	04 - CSEA	17
	Head Social Services Examiner	37.5	07 - BAPA	21
	Head Usher	40	04 - CSEA	11
	Head Usher	40	52 - Seasonal	0

2011 BROOME COMMUNITY SALARY SCHEDULE

Health Information Administrator	37.5	07 - BAPA	14
Health Information Administrator	40	07 - BAPA	14
Health Information Technician	37.5	04 - CSEA	11
Health Program Director	40	07 - BAPA	20
Health Program Specialist	37.5	04 - CSEA	8
Heap Clerk	37.5	04 - CSEA	6
Heap Coordinator	37.5	04 - CSEA	17
Highway Crew Supervisor	40	14 - Local	0
HIV Program Representative	37.5	04 - CSEA	14
Homemaker	37.5	04 - CSEA	6
Housekeeping Supervisor	40	07 - BAPA	14
Human Services Coordinator Iii	37.5	07 - BAPA	23
Human Services Program Coordinator I	37.5	04 - CSEA	17
Human Services Program Coordinator Ii	37.5	04 - CSEA	20
HVAC Systems Technician I	40	11 - Local	0
HVAC Systems Technician Ii	40	11 - Local	0
HVAC Systems Technician Iii	40	11 - Local	0
Index Clerk	40	04 - CSEA	8
Inmate Records Clerk	40	04 - CSEA	10
Intake Specialist	37.5	04 - CSEA	11
Intensive Case Manager	37.5	04 - CSEA	18
Intern (College)	37.5	52 - Seasonal	0
Intern (High School)	37.5	52 - Seasonal	0
Intern (Legal)	37.5	52 - Seasonal	0
Internal Auditor	40	04 - CSEA	21
Internal Auditor Trainee	40	04 - CSEA	19
Investigator - District Attorney	37.5	09 - Admin I	22
Investigator - Public Defender	37.5	09 - Admin I	21
Job Developer	37.5	04 - CSEA	16
Job Placement Assistant	37.5	04 - CSEA	11
Kennel Person	37.5	04 - CSEA	7
Keyboard Specialist	37.5	04 - CSEA	8
Keyboard Specialist	40	04 - CSEA	8
Keyboard Specialist	37.5	09 - Admin I	9
Keyboard Specialist	37.5	30 - Library	8
Laborer	40	10 - Local	0
Laborer	40	12 - Local	0
Laborer	40	52 - Seasonal	0
Laborer - Seasonal	40	52 - Seasonal	0
Landfill Clerk	40	12 - Local	0
Laundry Worker	40	04 - CSEA	6
Laundry Worker	37.5	04 - CSEA	6
Legal Associate	37.5	01 - Misc.	0
Legal Associate	40	52 - Seasonal	0
Legislative Aide	37.5	09 - Admin I	16
Legislative Assistant	37.5	09 - Admin I	22
Legislator	30	01 - Misc.	0
Leisure Time Activities Leader	37.5	04 - CSEA	7

2011 BROOME COMMUNITY SALARY SCHEDULE

Librarian I	37.5	30 - Library	16
Librarian II	37.5	30 - Library	18
Librarian III	37.5	30 - Library	20
Library Assistant	37.5	30 - Library	13
Library Clerk	37.5	04 - CSEA	5
Library Clerk	37.5	30 - Library	6
* Library Director Iii	40	02 - Admin II	F
Licensed Practical Nurse	37.5	04 - CSEA	10
Licensed Practical Nurse	40	04 - CSEA	10
Lifeguard	40	52 - Seasonal	0
Mail Clerk	37.5	04 - CSEA	6
Mail Clerk	40	04 - CSEA	6
Maintenance Mechanic	37.5	04 - CSEA	10
Maintenance Mechanic	40	04 - CSEA	10
Maintenance Mechanic	40	11 - Local	0
Maintenance Worker	40	04 - CSEA	7
Maintenance Worker	40	11 - Local	0
Management Associate	37.5	07 - BAPA	18
Management Associate	40	07 - BAPA	18
Management Associate	37.5	09 - Admin I	18
Management Associate	40	14 - Local	0
* Manager Of Performing Arts Theater	37.5	09 - Admin I	20
* Manager Of Risk And Insurance	40	02 - Admin II	H
Materials Recovery Manager	37.5	04 - CSEA	21
Mds Coordinator	40	07 - BAPA	18
Medical Assistant	37.5	04 - CSEA	11
Medical Director - Employee Health Services	37.5	01 - Misc.	0
Medical Director Std/Hiv Clinic	37.5	01 - Misc.	0
Medical Director Tb	37.5	01 - Misc.	0
Medical Laboratory Technician	37.5	04 - CSEA	11
Mental Health Clinic Services Director	40	07 - BAPA	24
Mental Health Program Coordinator	37.5	07 - BAPA	23
Micro Computer Training Coordinator	37.5	04 - CSEA	18
Mobility Manager	40	04 - CSEA	16
Motor Equipment Operator I	40	10 - Local	0
Motor Equipment Operator Ii	40	10 - Local	0
Motor Equipment Operator Iii	40	10 - Local	0
Motor Equipment Operator Iii	40	12 - Local	0
Motor Equipment Operator Iii	40	13 - Local	0
Motor Vehicle Clerk	37.5	04 - CSEA	8
Motor Vehicle Clerk	40	04 - CSEA	8
Naturalist	40	04 - CSEA	14
Naturalist - Seasonal	40	52 - Seasonal	0
Network Specialist	40	07 - BAPA	22
Nurse Practitioner	37.5	04 - CSEA	27
* Nursing Home Administrator	40	02 - Admin II	O
Nutrition Assistant	37.5	04 - CSEA	9
Nutrition Services Coordinator	37.5	07 - BAPA	22

2011 BROOME COMMUNITY SALARY SCHEDULE

Nutritionist	37.5	04 - CSEA	17
Occupational Therapist	40	04 - CSEA	24
Occupational Therapy Assistant	40	04 - CSEA	16
Office Manager	37.5	07 - BAPA	16
Office Manager	37.5	09 - Admin I	16
Office Manager	40	14 - Local	0
Offset Duplicating Machine Operator	40	04 - CSEA	11
Page	37.5	30 - Library	5
Paint Crew Supervisor-Public Works	40	14 - Local	0
Painter - Public Works	40	10 - Local	0
Paralegal	40	04 - CSEA	15
Paralegal	37.5	09 - Admin I	15
Park Equipment Maintenance Mechanic	40	13 - Local	0
Park Manager	40	17 - Local	0
Park Operations Manager	40	17 - Local	0
Park Technician	40	13 - Local	0
Parking Attendant	37.5	04 - CSEA	6
Parking Attendant	37.5	52 - Seasonal	0
Passenger Van Operator	40	06 - ATU	0
Patient Accounts Representative	37.5	04 - CSEA	8
Payroll Supervisor	40	04 - CSEA	19
Peer Counselor	37.5	52 - Seasonal	0
Personnel Assistant	37.5	09 - Admin I	11
Personnel Associate	37.5	09 - Admin I	16
Personnel Associate Trainee	37.5	09 - Admin I	14
Personnel Clerk	37.5	09 - Admin I	9
Personnel Clerk	40	09 - Admin I	9
Personnel Coordinator	40	09 - Admin I	14
* Personnel Officer	40	02 - Admin II	H
Physical Therapist	40	04 - CSEA	25
Physical Therapy Aide	40	04 - CSEA	7
Physical Therapy Assistant	40	04 - CSEA	13
Planner	37.5	04 - CSEA	18
Planner Trainee	37.5	04 - CSEA	16
Preschool Special Education Program Coordinator	37.5	04 - CSEA	17
Pretrial Investigator	37.5	04 - CSEA	15
Principal Account Clerk	37.5	04 - CSEA	13
Principal Account Clerk	40	04 - CSEA	13
Principal Account Clerk	37.5	09 - Admin I	14
Principal Account Clerk	37.5	30 - Library	13
Principal Library Clerk	37.5	30 - Library	12
Principal Motor Vehicle Clerk	40	04 - CSEA	11
Principal Social Services Examiner	37.5	04 - CSEA	17
Probation Assistant	37.5	04 - CSEA	12
* Probation Director Iii	40	02 - Admin II	G
Probation Officer	37.5	04 - CSEA	17
Probation Officer Trainee	37.5	04 - CSEA	16
Probation Supervisor	37.5	07 - BAPA	21

2011 BROOME COMMUNITY SALARY SCHEDULE

Program Assistant	37.5	04 - CSEA	10
Program Assistant	40	04 - CSEA	10
Psychology Assistant	37.5	04 - CSEA	21
* Public Defender	40	29 - Attorney	AT-6
Public Health Educator	37.5	04 - CSEA	18
Public Health Emergency Preparedness Coordinator	40	07 - BAPA	22
Public Health Engineer	37.5	07 - BAPA	23
Public Health Nurse	37.5	04 - CSEA	17
Public Health Program Coordinator	37.5	07 - BAPA	20
Public Health Program Coordinator	40	07 - BAPA	20
Public Health Representative	37.5	04 - CSEA	14
Public Health Sanitarian	37.5	04 - CSEA	17
Public Health Technician	37.5	04 - CSEA	14
Public Transportation Analyst	37.5	09 - Admin I	22
Public Works Office Assistant	40	10 - Local	0
Purchasing Agent	37.5	07 - BAPA	20
Quality Improvement Nurse	37.5	07 - BAPA	20
Real Property Appraiser	40	04 - CSEA	18
Real Property Manager	40	07 - BAPA	14
Real Property Tax Service Assistant	40	04 - CSEA	14
Real Property Tax Services Specialist	40	04 - CSEA	16
Receptionist	37.5	04 - CSEA	6
Receptionist Typist	37.5	04 - CSEA	6
Receptionist Typist	37.5	09 - Admin I	7
Receptionist Typist	37.5	52 - Seasonal	0
Records Clerk	40	04 - CSEA	7
Records Management Officer	40	09 - Admin I	18
Recreation Coordinator	37.5	52 - Seasonal	0
Recreation Facility Manager	40	07 - BAPA	20
Recreation Specialist	37.5	52 - Seasonal	0
Registered Professional Nurse	37.5	04 - CSEA	14
Registered Professional Nurse -Nursing Home	40	04 - CSEA	14
Rehabilitation Aide	40	04 - CSEA	7
Resource Consultant	40	04 - CSEA	14
Safety Specialist	40	09 - Admin I	22
Sanitary Landfill Supervisor	40	16 - Local	0
Seasonal Motor Equipment Operator	37.5	52 - Seasonal	0
* Second Deputy Clerk Of County Legislature	37.5	09 - Admin I	14
Secretary	37.5	04 - CSEA	13
Secretary	40	04 - CSEA	13
Secretary	37.5	09 - Admin I	14
Secretary To County Attorney	37.5	09 - Admin I	16
Secretary To Deputy County Executive	40	09 - Admin I	14
Secretary To Director Of Budget & Research	40	09 - Admin I	14
Secretary To Personnel Officer	37.5	09 - Admin I	14
Secretary To The Comptroller	40	09 - Admin I	14
Secretary To The County Clerk	40	09 - Admin I	14
Secretary To The Sheriff	37.5	09 - Admin I	14

2011 BROOME COMMUNITY SALARY SCHEDULE

Security Officer	40	52 - Seasonal	0
Security Officer - Seasonal	40	52 - Seasonal	0
Security Officer I	40	04 - CSEA	7
Security Officer II	40	04 - CSEA	12
Security Officer III	40	07 - BAPA	18
Security Services Investigator	37.5	04 - CSEA	17
Security Supervisor	40	07 - BAPA	18
Senior Account Clerk	37.5	04 - CSEA	9
Senior Account Clerk	40	04 - CSEA	9
Senior Account Clerk	37.5	30 - Library	9
Senior Account Clerk	37.5	30 - Library	9
Senior Account Clerk Typist	37.5	04 - CSEA	9
Senior Account Clerk Typist	37.5	30 - Library	9
Senior Accountant	37.5	07 - BAPA	18
Senior Accountant	40	07 - BAPA	18
* Senior Assistant County Attorney	37.5	29 - Attorney	AT-3
* Senior Assistant District Attorney	37.5	29 - Attorney	AT-3
* Senior Assistant Public Defender	37.5	29 - Attorney	AT-3
Senior Attendant	40	52 - Seasonal	0
Senior Buyer	37.5	07 - BAPA	15
Senior Caseworker	37.5	04 - CSEA	18
Senior Citizen Site Supervisor	37.5	04 - CSEA	10
Senior Clerk	37.5	04 - CSEA	8
Senior Clerk	40	04 - CSEA	8
Senior Computer Hardware Technician	40	04 - CSEA	18
Senior Computer Operator	40	04 - CSEA	16
Senior Court Attendant	37.5	52 - Seasonal	0
Senior Custodial Worker	40	04 - CSEA	9
Senior Dispatcher	40	04 - CSEA	12
* Senior Emergency Services Dispatcher	40	07 - BAPA	18
Senior Employment & Training Assistant	37.5	04 - CSEA	11
Senior Employment & Training Counselor	37.5	04 - CSEA	15
Senior Employment Coordinator	37.5	07 - BAPA	21
Senior Environmental Planner	37.5	04 - CSEA	21
Senior Financial Analyst	40	07 - BAPA	21
Senior Fire Investigator	40	52 - Seasonal	0
Senior Food Service Director	37.5	09 - Admin I	21
Senior Food Service Helper	37.5	04 - CSEA	9
Senior Food Service Manager	37.5	04 - CSEA	18
Senior Index Clerk	40	04 - CSEA	9
Senior Library Clerk	37.5	30 - Library	8
Senior Licensed Practical Nurse	40	04 - CSEA	11
Senior Maintenance Mechanic	40	11 - Local	0
Senior Medical Assistant	37.5	04 - CSEA	13
Senior Motor Vehicle Clerk	40	04 - CSEA	9
Senior Nutritionist	37.5	04 - CSEA	18
Senior Offset Duplicating Machine Operator	40	04 - CSEA	12
Senior Park Technician	40	13 - Local	0

2011 BROOME COMMUNITY SALARY SCHEDULE

Senior Personnel Associate	37.5	09 - Admin I	18
Senior Planner	37.5	04 - CSEA	21
Senior Probation Officer	37.5	04 - CSEA	19
Senior Public Health Engineer	37.5	07 - BAPA	28
Senior Public Health Sanitarian	37.5	07 - BAPA	20
Senior Records Clerk	40	04 - CSEA	9
Senior Registered Professional Nurse	37.5	04 - CSEA	16
Senior Registered Professional Nurse	40	04 - CSEA	16
Senior Security Services Investigator	40	04 - CSEA	20
Senior Social Services Examiner	37.5	04 - CSEA	13
Senior Social Work Assistant	37.5	04 - CSEA	16
Senior Support Investigator	37.5	04 - CSEA	16
Senior Transit Mechanic	40	06 - ATU	0
Senior Transportation Planner	37.5	04 - CSEA	21
Sheriff	37.5	01 - Misc.	0
Shopper	37.5	04 - CSEA	6
Shopper Supervisor	37.5	04 - CSEA	8
Skate Guard	40	52 - Seasonal	0
Small Craft Instructor	40	52 - Seasonal	0
Social Services Examiner	37.5	04 - CSEA	11
Social Services Operations Coordinator	37.5	04 - CSEA	13
Social Work Assistant	37.5	04 - CSEA	14
Solid And Hazardous Waste Facility Technician	40	04 - CSEA	19
Solid Waste Management Specialist	37.5	04 - CSEA	21
Staff Development Director	37.5	07 - BAPA	19
Staff Development Specialist	37.5	04 - CSEA	17
Staff Psychiatrist	37.5	01 - Misc.	0
Staff Psychiatrist	40	01 - Misc.	0
Staff Psychologist	37.5	07 - BAPA	29
Stationary Engineer	40	15 - Local	0
Stenographic Secretary	37.5	04 - CSEA	13
Stenographic Specialist	37.5	04 - CSEA	8
* Stop Dwi Coordinator	37.5	09 - Admin I	22
Stores Clerk	37.5	04 - CSEA	10
Stores Clerk	40	06 - ATU	0
Stores Clerk	40	10 - Local	0
Student Assistant	37.5	52 - Seasonal	0
Superintendent Of Golf	40	01 - Misc.	0
Supervising Clinical Social Worker	37.5	07 - BAPA	21
Supervising Dentist	37.5	01 - Misc.	0
Supervising Fraud Investigator	40	07 - BAPA	23
Supervising Nurse I	40	07 - BAPA	15
Supervising Nurse II	40	07 - BAPA	16
Supervising Public Health Educator	37.5	07 - BAPA	21
Supervising Public Health Nurse	37.5	07 - BAPA	20
Supervising Senior Clerk	37.5	04 - CSEA	10
Supervising Support Investigator	37.5	07 - BAPA	17
Support Collection Supervisor	37.5	07 - BAPA	17

2011 BROOME COMMUNITY SALARY SCHEDULE

Support Investigator	37.5	04 - CSEA	11
Systems Analyst	37.5	07 - BAPA	26
Systems Analyst	40	07 - BAPA	26
Systems Programmer I	40	07 - BAPA	23
Systems Programmer II	40	07 - BAPA	26
Systems Programmer Trainee	40	07 - BAPA	21
Tax Map Technician	40	04 - CSEA	18
Tax Map Technician Trainee	40	04 - CSEA	10
Tax Receiver (Pending)	40	04 - CSEA	9
Telecommunications Manager	40	07 - BAPA	25
Telecommunications Technician	40	04 - CSEA	20
Telecommunications Technician Trainee	40	04 - CSEA	16
Telephone Operator	37.5	04 - CSEA	7
Test Administrator	37.5	52 - Seasonal	0
Third Deputy Clerk Of The Legislature	37.5	09 - Admin I	12
Title Searcher	40	04 - CSEA	10
Title Searcher Trainee	40	04 - CSEA	8
Traffic Counter	37.5	52 - Seasonal	0
Traffic Engineer	37.5	04 - CSEA	23
Transit Mechanic	40	06 - ATU	0
Transit Mechanic Helper	40	06 - ATU	0
Transit Mechanic Supervisor	40	04 - CSEA	17
Transit Route Clerk	40	04 - CSEA	9
Transit Supervisor	40	07 - BAPA	18
Transportation Analyst	37.5	04 - CSEA	23
Transportation Planner	37.5	04 - CSEA	18
Treasury Associate	40	07 - BAPA	19
Treasury Clerk	40	04 - CSEA	14
Treasury Manager	40	07 - BAPA	23
* Undersheriff	40	02 - Admin II	G
Unit Aide	37.5	52 - Seasonal	0
Usher	40	52 - Seasonal	0
* Veteran's Director	37.5	09 - Admin I	24
Volunteer Recruiter	37.5	04 - CSEA	11
Voting Machine Trainer	37.5	52 - Seasonal	0
Waterfront Director	40	52 - Seasonal	0
Weights & Measures Inspector Trainee	40	04 - CSEA	9
Weights And Measures Inspector	40	04 - CSEA	15
Welfare Management Systems Coordinator	37.5	07 - BAPA	20
WIC Nutrition Services Director	37.5	07 - BAPA	21
WIC Nutrition Services Director	40	07 - BAPA	21
Workers Compensation Analyst	40	09 - Admin I	22
Workers Compensation Analyst Trainee	37.5	09 - Admin I	14
Youth Services Specialist	37.5	04 - CSEA	18

CSEA 75 HOUR SALARY SCHEDULE

75 HR	ANNUAL	BIWEEKLY	HOURLY
GRADE	MIN	MIN	MIN
1	17,015.00	654.44	8.7258
2	17,839.00	686.12	9.1482
3	18,683.00	718.57	9.5809
4	19,607.00	754.11	10.0548
5	20,571.00	791.19	10.5492
6	21,596.00	830.60	11.0747
7	22,681.00	872.33	11.6310
8	23,805.00	915.59	12.2079
9	24,991.00	961.18	12.8157
10	26,256.00	1,009.85	13.4647
11	27,582.00	1,060.85	14.1446
12	28,988.00	1,114.94	14.8658
13	30,475.00	1,172.11	15.6281
14	32,042.00	1,232.38	16.4317
15	33,689.00	1,295.74	17.2765
16	35,417.00	1,362.18	18.1624
17	37,265.00	1,433.27	19.1102
18	39,213.00	1,508.21	20.1095
19	41,243.00	1,586.25	21.1500
20	43,392.00	1,668.92	22.2523
21	45,662.00	1,756.23	23.4164
22	48,073.00	1,848.95	24.6527
23	50,584.00	1,945.53	25.9404
24	53,276.00	2,049.07	27.3209
25	56,088.00	2,157.24	28.7632
26	59,061.00	2,271.59	30.2879
27	62,195.00	2,392.13	31.8950
28	65,490.00	2,518.84	33.5845

2011 BROOME COMMUNITY SALARY SCHEDULE

29	68,985.00	2,653.28	35.3771
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3% step increase on base hourly rate

CSEA SALARY SCHEDULE 80 HOUR

80 HR	ANNUAL	BIWEEKLY	HOURLY
GRADE	MIN	MIN	MIN
1	18,150.00	698.06	8.7258
2	19,028.00	731.86	9.1482
3	19,928.00	766.47	9.5809
4	20,914.00	804.38	10.0548
5	21,942.00	843.94	10.5492
6	23,035.00	885.98	11.0747
7	24,192.00	930.48	11.6310
8	25,392.00	976.63	12.2079
9	26,657.00	1,025.26	12.8157
10	28,007.00	1,077.18	13.4647
11	29,421.00	1,131.57	14.1446
12	30,921.00	1,189.26	14.8658
13	32,507.00	1,250.25	15.6281
14	34,178.00	1,314.54	16.4317
15	35,935.00	1,382.12	17.2765
16	37,778.00	1,452.99	18.1624
17	39,749.00	1,528.82	19.1102
18	41,828.00	1,608.76	20.1095
19	43,992.00	1,692.00	21.1500
20	46,285.00	1,780.18	22.2523
21	48,706.00	1,873.31	23.4164
22	51,278.00	1,972.22	24.6527
23	53,956.00	2,075.23	25.9404
24	56,827.00	2,185.67	27.3209
25	59,828.00	2,301.06	28.7632
26	62,999.00	2,423.03	30.2879
27	66,342.00	2,551.60	31.8950
28	69,856.00	2,686.76	33.5845
29	73,584.00	2,830.17	35.3771
11A	31,092.00	1,195.86	14.9482
14A	35,871.00	1,379.64	17.2455

3% step increase on base hourly rate

BAPA SALARY SCHEDULE 75 HOUR

75 HR GRADE	NEGOTIATED ANNUAL	26.0 BIWEEKLY	NON-FACTORED HOURLY	FACTORED 1.0 HOURLY
8	26,590.00	1022.69	13.6359	13.6359
9	27,799.00	1069.19	14.2559	14.2559
10	29,071.00	1118.12	14.9083	14.9083
11	30,410.00	1169.62	15.5949	15.5949
12	31,831.00	1224.27	16.3236	16.3236
13	33,321.00	1281.58	17.0877	17.0877
14	34,899.00	1342.27	17.8969	17.8969
15	36,561.00	1406.19	18.7492	18.7492
16	38,314.00	1473.62	19.6483	19.6483
17	40,169.00	1544.96	20.5995	20.5995
18	42,123.00	1620.12	21.6016	21.6016
19	44,179.00	1699.19	22.6559	22.6559
20	46,351.00	1782.73	23.7697	23.7697
21	48,645.00	1870.96	24.9461	24.9461
22	51,067.00	1964.12	26.1883	26.1883
23	53,613.00	2062.04	27.4939	27.4939
24	56,312.00	2165.85	28.8780	28.8780
25	59,150.00	2275.00	30.3333	30.3333
26	62,150.00	2390.38	31.8717	31.8717
27	65,306.00	2511.77	33.4903	33.4903
28	68,641.00	2640.04	35.2005	35.2005
29	72,162.00	2775.46	37.0061	37.0061

STEP INCREMENTS ARE 3% ON BASE ANNUAL SALARY

2011 BROOME COMMUNITY SALARY SCHEDULE

BAPA SALARY SCHEDULE 80 HOURS

80 HR GRADE	NEGOTIATED ANNUAL	26.0 BIWEEKLY	NON-FACTORED HOURLY	FACTORED 1.0 HOURLY
8	28,133.00	1082.04	13.5255	13.5255
9	29,416.00	1131.38	14.1423	14.1423
10	30,779.00	1183.81	14.7976	14.7976
11	32,217.00	1239.12	15.4890	15.4890
12	33,731.00	1297.35	16.2169	16.2169
13	35,334.00	1359.00	16.9875	16.9875
14	37,016.00	1423.69	17.7961	17.7961
15	38,797.00	1492.19	18.6524	18.6524
16	40,675.00	1564.42	19.5553	19.5553
17	42,652.00	1640.46	20.5058	20.5058
18	44,741.00	1720.81	21.5101	21.5101
19	46,951.00	1805.81	22.5726	22.5726
20	49,275.00	1895.19	23.6899	23.6899
21	51,727.00	1989.50	24.8688	24.8688
22	54,318.00	2089.15	26.1144	26.1144
23	57,050.00	2194.23	27.4279	27.4279
24	59,922.00	2304.69	28.8086	28.8086
25	62,963.00	2421.65	30.2706	30.2706
26	66,296.00	2549.85	31.8731	31.8731
27	69,557.00	2675.27	33.4409	33.4409
28	73,126.00	2812.54	35.1568	35.1568
29	76,893.00	2957.42	36.9678	36.9678

STEP INCREMENTS ARE 3% ON BASE ANNUAL SALARY

LIBRARY 37.5 HR. SALARY SCHEDULE - ANNUAL

GRAD	MIN	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5
1	18,687.0	19,202.00	19,729.00	20,274.00	20,831.0	21,412.0
2	19,626.0	20,168.00	20,723.00	21,301.00	21,890.0	22,504.0
3	20,620.0	21,190.00	21,775.00	22,381.00	23,004.0	23,644.0
4	21,666.0	22,267.00	22,887.00	23,527.00	24,187.0	24,861.0
5	22,615.0	23,409.00	24,049.00	24,730.00	25,428.0	26,143.0
6	23,933.0	24,607.00	25,291.00	26,000.00	26,733.0	27,492.0
7	25,165.0	25,872.00	26,594.00	27,347.00	28,120.0	28,910.0
8	26,458.0	27,209.00	27,970.00	28,762.00	29,579.0	30,414.0
9	27,828.0	28,621.00	29,417.00	30,257.00	31,115.0	31,996.0
10	29,268.0	30,098.00	30,948.00	31,834.00	32,744.0	33,672.0
11	30,788.0	31,667.00	32,564.00	33,497.00	34,453.0	35,433.0
12	32,395.0	33,319.00	34,269.00	35,248.00	36,258.0	37,300.0
13	34,091.0	35,064.00	36,060.00	37,101.00	38,164.0	39,261.0
14	35,878.0	36,907.00	37,961.00	39,051.00	40,177.0	41,340.0
15	37,759.0	38,843.00	39,958.00	41,118.00	42,333.0	43,607.0
16	39,746.0	40,898.00	42,096.00	43,362.00	44,659.0	46,000.0
17	41,865.0	43,123.00	44,265.00	45,745.00	47,121.0	48,527.0
18	44,172.0	45,495.00	46,856.00	48,269.00	49,711.0	51,198.0
19	46,597.0	48,003.00	49,435.00	50,915.00	52,447.0	54,018.0
20	49,159.0	50,640.00	52,150.00	53,721.00	55,333.0	56,987.0
21	51,866.0	53,428.00	55,020.00	56,673.00	58,371.0	60,122.0
22	54,718.0	56,357.00	58,047.00	59,791.00	61,585.0	63,429.0
23	57,720.0	59,460.00	61,238.00	63,078.00	64,970.0	66,920.0
24	60,900.0	62,735.00	64,607.00	66,551.00	68,548.0	70,597.0
25	64,250.0	66,176.00	68,163.00	70,212.00	72,312.0	74,479.0
26	67,790.0	69,823.00	71,913.00	74,071.00	76,292.0	78,580.0
27	71,510.0	73,661.00	75,861.00	78,139.00	80,484.0	82,907.0
28	75,443.0	77,708.00	80,034.00	82,440.00	84,911.0	87,459.0
29	79,590.0	81,991.00	84,434.00	86,977.00	89,579.0	92,267.0

LIBRARY 37.5 HR. SALARY SCHEDULE – BIWEEKLY NONFACTORED (26)

GRADE	MIN	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5
1	718.73	738.54	758.81	779.77	801.19	823.54
2	754.85	775.69	797.04	819.27	841.92	865.54
3	793.08	815.00	837.50	860.81	884.77	909.38
4	833.31	856.42	880.27	904.88	930.27	956.19
5	869.81	900.35	924.96	951.15	978.00	1,005.50
6	920.50	946.42	972.73	1,000.00	1,028.19	1,057.38
7	967.88	995.08	1,022.85	1,051.81	1,081.54	1,111.92
8	1,017.62	1,046.50	1,075.77	1,106.23	1,137.65	1,169.77
9	1,070.31	1,100.81	1,131.42	1,163.73	1,196.73	1,230.62
10	1,125.69	1,157.62	1,190.31	1,224.38	1,259.38	1,295.08
11	1,184.15	1,217.96	1,252.46	1,288.35	1,325.12	1,362.81
12	1,245.96	1,281.50	1,318.04	1,355.69	1,394.54	1,434.62
13	1,311.19	1,348.62	1,386.92	1,426.96	1,467.85	1,510.04
14	1,379.92	1,419.50	1,460.04	1,501.96	1,545.27	1,590.00
15	1,452.27	1,493.96	1,536.85	1,581.46	1,628.19	1,677.19
16	1,528.69	1,573.00	1,619.08	1,667.77	1,717.65	1,769.23
17	1,610.19	1,658.58	1,702.50	1,759.42	1,812.35	1,866.42
18	1,698.92	1,749.81	1,802.15	1,856.50	1,911.96	1,969.15
19	1,792.19	1,846.27	1,901.35	1,958.27	2,017.19	2,077.62
20	1,890.73	1,947.69	2,005.77	2,066.19	2,128.19	2,191.81
21	1,994.85	2,054.92	2,116.15	2,179.73	2,245.04	2,312.38
22	2,104.54	2,167.58	2,232.58	2,299.65	2,368.65	2,439.58
23	2,220.00	2,286.92	2,355.31	2,426.08	2,498.85	2,573.85
24	2,342.31	2,412.88	2,484.88	2,559.65	2,636.46	2,715.27
25	2,471.15	2,545.23	2,621.65	2,700.46	2,781.23	2,864.58
26	2,607.31	2,685.50	2,765.88	2,848.88	2,934.31	3,022.31
27	2,750.38	2,833.12	2,917.73	3,005.35	3,095.54	3,188.73
28	2,901.65	2,988.77	3,078.23	3,170.77	3,265.81	3,363.81
29	3,061.15	3,153.50	3,247.46	3,345.27	3,445.35	3,548.73

LIBRARY 37.5 HR. SALARY SCHEDULE – HOURLY FACTORED/NONFACTORED

GRAD	MIN	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5
1	9.5831	9.8472	10.1175	10.3969	10.6825	10.9805
2	10.0647	10.3425	10.6272	10.9236	11.2256	11.5405
3	10.5744	10.8667	11.1667	11.4775	11.7969	12.1251
4	11.1108	11.4189	11.7369	12.0651	12.4036	12.7492
5	11.5975	12.0047	12.3328	12.6820	13.0400	13.4067
6	12.2733	12.6189	12.9697	13.3333	13.7092	14.0984
7	12.9051	13.2677	13.6380	14.0241	14.4205	14.8256
8	13.5683	13.9533	14.3436	14.7497	15.1687	15.5969
9	14.2708	14.6775	15.0856	15.5164	15.9564	16.4083
10	15.0092	15.4349	15.8708	16.3251	16.7917	17.2677
11	15.7887	16.2395	16.6995	17.1780	17.6683	18.1708
12	16.6128	17.0867	17.5739	18.0759	18.5939	19.1283
13	17.4825	17.9816	18.4923	19.0261	19.5713	20.1339
14	18.3989	18.9267	19.4672	20.0261	20.6036	21.2000
15	19.3636	19.9195	20.4913	21.0861	21.7092	22.3625
16	20.3825	20.9733	21.5877	22.2369	22.9020	23.5897
17	21.4692	22.1144	22.7000	23.4589	24.1647	24.8856
18	22.6523	23.3308	24.0287	24.7533	25.4928	26.2553
19	23.8959	24.6169	25.3513	26.1103	26.8959	27.7016
20	25.2097	25.9692	26.7436	27.5492	28.3759	29.2241
21	26.5980	27.3989	28.2153	29.0631	29.9339	30.8317
22	28.0605	28.9011	29.7677	30.6620	31.5820	32.5277
23	29.6000	30.4923	31.4041	32.3477	33.3180	34.3180
24	31.2308	32.1717	33.1317	34.1287	35.1528	36.2036
25	32.9487	33.9364	34.9553	36.0061	37.0831	38.1944
26	34.7641	35.8067	36.8784	37.9851	39.1241	40.2975
27	36.6717	37.7749	38.9031	40.0713	41.2739	42.5164
28	38.6887	39.8503	41.0431	42.2769	43.5441	44.8508
29	40.8153	42.0467	43.2995	44.6036	45.9380	47.3164

2011 BROOME COMMUNITY SALARY SCHEDULE

AFSCME LOCAL 1912 BLUE COLLAR SALARY SCHEDULE					
Division	Title	UC	Entry Rate	2nd Yr Rate	Job Rate
Highway	Assistant Carpenter (40)	10	17.24	18.24	19.17
Highway	Carpenter (40)	10	18.48	19.43	20.37
Highway	Equipment Mechanic I (40)	10	17.40	18.32	19.30
Highway	Equipment Mechanic li (40)	10	18.30	19.26	20.23
Highway	Equipment Mechanic lii (40)	10	20.55	21.76	22.52
Highway	Laborer (40)	10	16.66	17.62	18.60
Highway	Laborer (40) (Hired On Or After 7/1/98)	10	12.46	13.88	15.28
Highway	Motor Equipment Operator I (40)	10	17.36	18.30	19.26
Highway	Motor Equipment Operator li (40)	10	17.70	18.66	19.60
Highway	Motor Equipment Operator lii (40)	10	19.30	20.28	21.28
Highway	Motor Equipment Operator Iv (40)	10	20.02	20.97	21.99
Highway	Painter - Public Works (40)	10	18.17	19.14	20.06
Highway	Public Works Office Assistant (40)	10	19.14	20.06	21.03
Highway	Stores Clerk (40)	10	19.14	20.06	21.03
Building/Grounds	Custodial Worker (40)	10	13.10	14.06	15.05
Building/Grounds	Electrician (40)	10	22.29	23.28	24.28
Building/Grounds	HVAC Systems Technician I (40)	10	14.61	15.57	16.54
Building/Grounds	HVAC Systems Technician li (40)	10	16.09	17.09	18.01
Building/Grounds	HVAC Systems Technician lii (40)	10	16.85	17.83	18.79
Building/Grounds	Maintenance Mechanic (40)	10	16.09	17.09	18.01
Building/Grounds	Maintenance Worker (40)	10	14.61	15.57	16.54
Building/Grounds	Senior Maintenance Mechanic (40)	10	17.13	18.12	19.06
SWM/Landfill	Equipment Mechanic lii (40)	10	20.55	21.53	22.52
SWM/Landfill	Laborer (40)	10	16.66	17.62	18.60
SWM/Landfill	Laborer (40) (Hired On Or After 7/1/98)	10	12.46	13.88	15.28
SWM/Landfill	Landfill Clerk (40) (Hired On Or After 6/16/95)	10	13.35	14.27	15.26
SWM/Landfill	Landfill Clerk (40) (Hired Prior To 6/16/95)	10	16.84	17.80	18.74
SWM/Landfill	Motor Equipment Operator li (40)	10	17.70	18.66	19.60
SWM/Landfill	Motor Equipment Operator lii (40)	10	19.30	20.28	21.28
Parks	Arborist (40)	10	17.88	18.73	19.68
Parks	Construction Worker (40)	10	17.88	18.73	19.68
Parks	Motor Equipment Operator lii (40)	10	19.30	20.28	21.28
Parks	Park Equipment Maintenance Mechanic (40)	10	20.55	21.53	22.52
Parks	Park Technician (40)	10	16.45	17.42	18.42
Parks	Senior Park Technician (40)	10	17.23	18.19	19.15
DSS	Custodial Worker (40)	10	13.10	14.06	15.05

AFSCME LOCAL 1883 FOREMAN SALARY SCHEDULE

Title	UC	ENTRY	2ND YR	JOB RATE
General Highway Supervisor (40)	14	27.37	28.22	29.77
Assistant General Highway Supervisor (40)	14	25.29	26.19	27.73
Management Associate	14	25.29	26.14	27.66
Equipment Service Supervisor (40)	14	25.94	26.83	28.39
Asst. Equipment Service Spvr. (40)	14	24.06	24.94	26.53
Highway Crew Supervisor (40)	14	21.64	22.53	24.06
Office Manager (40)	14	21.64	22.53	24.06
Paint Crew Supervisor-Public Works (40)	14	22.53	23.41	25.04
Custodial Supervisor (40)	14	18.41	19.29	20.81
Senior Custodial Supervisor (40)	14	18.11	18.80	20.37
Maintenance Supervisor (400)	14	22.24	23.08	24.64
Stationary Engineer (40)	14	22.94	23.79	25.36
Sanitary Landfill Supervisor (40)	14	25.29	26.19	27.73
Assistant Park Manager (40)	14	21.07	21.91	23.47
Chief Arborist(40)	14	21.07	21.91	23.47
Park Manager (40)	14	24.13	25.02	26.55
Park Operations Manager (40)	14	24.67	25.53	27.09
Stationary Engineer	14	22.94	23.79	25.36

CORRECTIONS LOCAL 2012 SALARY SCHEDULE

Annual				
Title	STEP 1	STEP 2	STEP 3	STEP 4
Correction Officer	38,611.00	42,298.00	47,204.00	56,827.00
Correction Sergeant				62,509.00
Correction Lieutenant				68,190.00
Bi-Weekly (26)				
Title	STEP 1	STEP 2	STEP 3	STEP 4
Correction Officer	1,485.04	1,626.85	1,815.54	2,185.65
Correction Sergeant				2,404.19
Correction Lieutenant				2,622.69
Non-Factored				
Title	STEP 1	STEP 2	STEP 3	STEP 4
Correction Officer	18.5630	20.3356	22.6943	27.3206
Correction Sergeant	-	-	-	30.0524
Correction Lieutenant	-	-	-	32.7836
Hourly Factored 1.0				
Title	STEP 1	STEP 2	STEP 3	STEP 4
Correction Officer	18.5630	20.3356	22.6943	27.3206
Correction Sergeant	-	-	-	30.0524
Correction Lieutenant	-	-	-	32.7836

2008 LAW ENFORCEMENT LOCAL 8500 SALARY SCHEDULE

Annual				
Title	STEP 1	STEP 2	STEP 3	STEP 4
Deputy Sheriff	41,267	46,369	51,468	56,573
Deputy Sheriff Detective				58,553
Deputy Sheriff Sergeant				61,491
Deputy Sheriff Det. Sgt.				63,643
Deputy Sheriff - Lieutenant				65,542
Deputy Sheriff Training Dir.				65,542
Biweekly (26)				
Title	STEP 1	STEP 2	STEP 3	STEP 4
Deputy Sheriff	1,587.19	1,783.42	1,979.54	2,175.88
Deputy Sheriff Detective				2,252.04
Deputy Sheriff Sergeant				2,365.04
Deputy Sheriff Det. Sgt.				2,447.81
Deputy Sheriff - Lieutenant				2,520.85
Deputy Sheriff Training Dir.				2,520.85
Hourly Non-Factored				
Title	STEP 1	STEP 2	STEP 3	STEP 4
Deputy Sheriff	19.8399	22.2928	24.7443	27.1985
Deputy Sheriff Detective				28.1505
Deputy Sheriff Sergeant				29.5630
Deputy Sheriff Det. Sgt.				30.5976
Deputy Sheriff - Lieutenant				31.5106
Deputy Sheriff Training Dir.				31.5106
Hourly Factored (1.0)				
Title	STEP 1	STEP 2	STEP 3	STEP 4
Deputy Sheriff	19.8399	22.2928	24.7443	27.1985
Deputy Sheriff Detective				28.1505
Deputy Sheriff Sergeant				29.5630
Deputy Sheriff Det. Sgt.				30.5976
Deputy Sheriff - Lieutenant				31.5106
Deputy Sheriff Training Dir.				31.5106

ATU SALARY SCHEDULE

Hourly Rate		STARTING	PT RATE	FULL TIME
Coach Operator (40)		16.91	21.24	21.73
Senior Transit Mechanic (40)		17.51		22.54
Stores Clerk (40)		15.79		20.75
Transit Mechanic (40)		17.10		22.07
Transit Mechanics Helper (40)		15.44		20.38
BC Country				
Passenger Van Operator				
Hired Pre 1/1/99				14.94
Passenger Van Operator				
Hired 1/1/99 Or After				13.59

2011 BROOME COMMUNITY SALARY SCHEDULE

ADMIN I SALARY SCHEDULE 75 HOUR				
75 HR GRADE	ANNUAL	26.0 BIWEEKLY	NON-FACTORED HOURLY	FACTORED 1.0 HOURLY
7	23,335.00	897.50	11.9667	11.9667
8	24,450.00	940.38	12.5384	12.5384
9	25,629.00	985.73	13.1431	13.1431
10	26,869.00	1,033.42	13.7789	13.7789
11	28,178.00	1,083.77	14.4503	14.4503
12	29,562.00	1,137.00	15.1600	15.1600
13	31,021.00	1,193.12	15.9083	15.9083
14	32,559.00	1,252.27	16.6969	16.6969
15	34,181.00	1,314.65	17.5287	17.5287
16	35,890.00	1,380.38	18.4051	18.4051
17	37,700.00	1,450.00	19.3333	19.3333
18	39,604.00	1,523.23	20.3097	20.3097
19	41,612.00	1,600.46	21.3395	21.3395
20	43,736.00	1,682.15	22.4287	22.4287
21	45,971.00	1,768.12	23.5749	23.5749
22	48,336.00	1,859.08	24.7877	24.7877
23	50,858.00	1,956.08	26.0811	26.0811
24	53,452.00	2,055.85	27.4113	27.4113
25	56,223.00	2,162.42	28.8323	28.8323
26	59,154.00	2,275.15	30.3353	30.3353
27	62,234.00	2,393.62	31.9149	31.9149
28	65,488.00	2,518.77	33.5836	33.5836
29	68,923.00	2,650.88	35.3451	35.3451

Step increments are 3% on base annual salary

2011 BROOME COMMUNITY SALARY SCHEDULE

ADMIN I SALARY SCHEDULE 80 HOUR

80 HR GRADE	ANNUAL	26.0 BIWEEKLY	NON-FACTORED HOURLY	FACTORED 1.0 HOURLY
7	24,892.00	957.38	11.9673	11.9673
8	26,079.00	1,003.04	12.5380	12.5380
9	27,338.00	1,051.46	13.1433	13.1433
10	28,535.00	1,097.50	13.7188	13.7188
11	30,057.00	1,156.04	14.4505	14.4505
12	31,533.00	1,212.81	15.1601	15.1601
13	33,090.00	1,272.69	15.9086	15.9086
14	34,625.00	1,331.73	16.6466	16.6466
15	36,460.00	1,402.31	17.5289	17.5289
16	38,283.00	1,472.42	18.4053	18.4053
17	40,212.00	1,546.62	19.3328	19.3328
18	42,247.00	1,624.88	20.3110	20.3110
19	44,386.00	1,707.15	21.3394	21.3394
20	46,589.00	1,791.88	22.3985	22.3985
21	48,981.00	1,883.88	23.5485	23.5485
22	51,509.00	1,981.12	24.7640	24.7640
23	54,177.00	2,083.73	26.0466	26.0466
24	56,979.00	2,191.50	27.3938	27.3938
25	59,972.00	2,306.62	28.8328	28.8328
26	63,097.00	2,426.81	30.3351	30.3351
27	66,384.00	2,553.23	31.9154	31.9154
28	69,852.00	2,686.62	33.5828	33.5828
29	73,517.00	2,827.58	35.3448	35.3448

Step increments are 3%on base annual salary

ADMIN II SALARY SCHEDULE

GRADE	SALARY
A	57,386.00
B	60,418.00
C	63,451.00
D	66,483.00
E	69,517.00
F	72,549.00
G	75,581.00
H	81,042.00
I	84,075.00
J	93,174.00
K	96,206.00
L	101,666.00
M	107,125.00
N	112,585.00
O	118,045.00

2011 ATTORNEY SALARY SCHEDULE FACTORED & NON-FACTORED

GRADE	MINIMUM ANNUAL	MAXIMUM ANNUAL
AT1	\$51,009	\$58,662
AT2	\$63,291	\$72,786
AT3	\$76,936	\$88,383
AT4	\$90,582	
AT5	\$97,406	
AT6	\$111,052	

GRADE HRS	MINIMUM ANNUAL	BIWEEKLY NON-FACTOR 26.0	HOURLY NON-FACTOR 26.0	HOURLY FACTORED 1.0
AT1	\$51,009	1,961.88	26.1584	26.1584
AT2	\$63,291	2,434.27	32.4569	32.4569
AT3	\$76,936	2,959.08	39.4544	39.4544
AT4	\$90,582	3,483.92	43.5490	43.5490
AT5	\$97,406	3,746.38	46.8298	46.8298
AT6	\$111,052	4,271.23	53.3904	53.3904

GRADE HRS	MAXIMUM ANNUAL	BIWEEKLY NON-FACTOR 26.0	HOURLY NON-FACTOR 26.0	HOURLY FACTORED 1.0
AT1	\$58,662	2,256.23	30.0831	30.0831
AT2	\$72,786	2,799.46	37.3261	37.3261
AT3	\$88,383	3,399.35	45.3247	45.3247

APPOINTED POSITIONS ADMIN I AND ADMIN II (Resolution 10-439)

Res	Title	40/37.5	Union Code	2011 Min Salary
	Administrative Assistant To The County Exec.	40	09	47,282
*	Commissioner Of Aviation	40	02	74,391
*	Commissioner Of Community Mental Health Svcs	40	02	VACANT
*	Commissioner Of Parks & Recreation	40	02	VACANT
*	Commissioner Of Planning & Economic Dev.	40	02	74,391
*	Commissioner Of Public Works	40	02	89,501
*	Commissioner Of Social Services	40	02	108,357
	Commissioner Of Public Transportation	40	02	69,380
*	County Attorney	40	29	101,938
*	Deputy County Executive	40	02	88,311
*	Director Of Emergency Services/Fire Coord.	40	02	63,811
*	Director Of Office For Aging	40	02	67,017
*	Director Of Public Health	40	02	77,175
	Director Of Purchasing	40	02	VACANT
	Director Of Real Property Tax Services Iii	40	02	74,391
*	Employment & Training Director I	40	02	66,595
	Executive Assistant To County Executive	40	09	47,282
*	Executive Director Youth Bureau	40	02	52,675
*	Nursing Home Administrator	40	02	108,357
*	Personnel Officer	40	02	74,391
*	Probation Director III	40	02	71,434
*	Public Defender	40	29	101,938
*	Stop DWI Program Coordinator	37.5	09	44,369
	Veteran's Director	37.5	09	49,065

2011 BROOME COMMUNITY SALARY SCHEDULE

ELECTED AND MISCELLANEOUS COUNTY EMPLOYEES

<u>Title</u>	<u>UC</u>	<u>Annual FTE</u>	<u>Hrly</u>
Chairman County Legislature	01	7,500	
Clinical Laboratory Director	01		55.00
Commissioner Of Elections	01	7,500	
Coroner	01	28,000	
County Clerk	01	77,648	
County Executive	01	96,929	
County Historian	01	7,500	
Deputy County Historian	01		7.9725
Director Of Golf months work, paid over 12 months effective. 1/1/2010, Reso: 09-551)	01	67,989 (Based On 10	
District Attorney	01	125,600	
Legal Associate	01	13,000	
Legislator	01	12,500	
Medical Director	01		64.02
Medical Director – Employee Health Services	01		60.00
Medical Director Std/HIV Clinic	01		72.00
Medical Director TB	01		60.00
Occupational Therapist	01		30.00
Sheriff	01	85,714	
Staff Psychiatrist	01		71.85
Staff Psychiatrist (40)	01	141,450	
Superintendent Of Golf 10 months work; paid over 12 months effective. 1/1/2010, Reso. 09-551)	01	63,531 (Based On	
Supervising Dentist	01		50.00

2011 BROOME COMMUNITY SALARY SCHEDULE

NON-UNION, TEMPORARY, SEASONAL HOURLY RATE SCHEDULE

The provisions of the Fair Labor Standards Act will apply to the positions listed on the schedule. All rates remain the same unless otherwise indicated. The effective date is January 1, 2011 unless otherwise indicated.

<u>DEPARTMENT</u>	<u>UNION CODE</u>	<u>HOURLY RATE</u>
<u>All Departments:</u>		
Laborer - Seasonal	52	7.25
Student Assistant	52	7.25
Intern (High School)	52	7.25
Intern (College)	52	9.00
Intern (Legal)	52	10.00
Engineering Aide	52	7.25
Legal Associate	52	17.00
<u>Aviation</u>		
Parking Attendant*	52	
Entry	52	7.25
After 6 months	52	7.30
After 12 months	52	7.69
After 24 months	52	8.07
Airport Maintenance	52	7.25
*Pay will be time and one-half for work on the following holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas.		
\$.25/hour for that assigned person trained and capable of programming the parking fee computer system.		
\$.25/hour for that assigned person to be on call to handle problems related to fee computers, ticket spitters and sick time in the absence or unavailability of the parking manager.		
<u>County Attorney</u>		
Legal Associate (40)	52	17.00
<u>District Attorney</u>		
Legal Associate	52	17.00
<u>Elections</u>		
Custodian of Voting Machines	52	3,000.00 per election
Election Clerk	52	11.00
Election Night Data Entry Operator	52	50.00 per election
Voting Machine Trainer	52	20.00
<u>Emergency Services</u>		
Senior Fire Investigator	52	13.39
Fire Investigator	52	11.29
Deputy Fire Coordinator	52	11.29

2011 BROOME COMMUNITY SALARY SCHEDULE

Health

TB Med Observer/Interpreter	52	12.00
Peer Counselor	52	7.25

Highway

Seasonal Motor Equipment	52	10.58
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Mental Health

Psychology Assistant (PT)	52	12.40
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Parks & Recreation

Arena Police	52	20.00
Receptionist Typist	52	9.25
Waterfront Director (40)	52	9.25
Assistant Waterfront Director (40)	52	8.75
Boathouse Director (40)	52	8.00
Lifeguard (40)	52	8.50
Recreation Specialist	52	7.50
Small Craft Specialist (40)	52	8.50
Skate Guard (40)	52	7.50
Laborer (40)	52	7.50
Attendant (40)	52	7.50
Boat Tender (40)	52	7.50
Clerk (40)	52	8.00
Head Usher (40)	52	9.00
Usher (40)	52	8.00
Naturalist – Seasonal (40)	52	10.00
Golf Course Supervisor (40)	52	13.75
Golf Course Technician (40)	52	8.50
Senior Attendant (40)	52	9.00

All titles except waterfront staff will receive \$.10/hr for each certification in:

1. ARC Standard First Aid or Equivalent
2. ARC CPR-BLS or Equivalent
3. ARC Lifeguard Training – ARC or Equivalent (Boat Tenders only)
4. ARC Outboard Boating & Water Safety ARC (Boat Tenders only)

Authorize the payment of a \$50 allowance to Lifeguards, Waterfront Directors and Assistant Waterfront Directors who become certified or recertified in CPR and who complete a minimum of eight weeks of employment with a final evaluation that recommends rehire with payment to be made to eligible employees in the final paycheck. (Resol. 01-365 effective 7/23/2001)

Personnel

Test Administrator	52	10.00
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Planning/BMTS

Traffic Counter	52	9.50
Engineering Aide	52	7.25

2011 BROOME COMMUNITY SALARY SCHEDULE

Public Defender

Legal Associate	52	17.00
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Public Works

Court Attendant	52	7.88
Court Attendant	52	8.88
Senior Court Attendant	52	10.08
Security Officer (40)	52	9.00
Security Officer-Seasonal (40) 52		9.00
Laborer (40)	52	7.25

Sheriff

Chaplain	52	13.70
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Solid Waste Management/Landfill

Laborer (40)	52	7.25
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WPNH

Unit Aide	52	7.25
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\$.10/hr increase for each year of service, to start again after each minimum wage increase.

NEGOTIATION UNION CODES

<u>UNION CODES W/ BENEFITS</u>	<u>UNION CODES** WITH AND WITHOUT POSSIBLE BENEFITS</u>	<u>DEFINITION</u>
01*	01*	Elected, Miscellaneous County Employees, Part-time and Full-time
02*	53*(**)	Management (Admin II)
04	54**	Civil Service Employees Association (CSEA), Full-time
05	55*(**)	AFSCME Council 82, Local 2012 (Corrections)
06	56	Amalgamated Transit Union (ATU), Local 1145
07	57	Broome Administrative & Professional Association (BAPA)
08	70*	CSEA, not full-time
09*	59** 71*	Excluded Personnel (Admin I) Full-time Excluded Personnel (Admin I) Part-time
10	60*(**)	AFSCME Council 66, Local 1912 (Blue Collar - all divisions)
14	64*(**)	AFSCME Council 66, Local 1883 (Foremen - all divisions)
26	68*(**)	AFSCME Council 82, Local 8500 (Law Enforcement Officers)
29		Excluded Personnel (Attorneys)
30	69*	CSEA, Local 804 (Library Employees)
52*	52*	Extra help employees covered by the Hourly Rate Schedule Non Union, Temporary, Seasonal

* Not Union Represented, not benefit eligible, or select benefits eligible

** If full-time, employee may be eligible for benefits pursuant to Executive Order 1-2002

BROOME COUNTY 2011 PAYROLL DATE SCHEDULE
 260 WORK DAYS (26.0 PAYROLLS / 1.0) IN THE 2011 WORK YEAR

PAYROLL	PERIOD COVERED	PAYMENT DUE
1	12/27/2010 - 01/09/2011	01/14/2011
2	01/10/2011 - 01/23/2011	01/28/2011
3	01/24/2011 - 02/06/2011	02/11/2011
4	02/07/2011 - 02/20/2011	02/25/2011
5	02/21/2011 - 03/06/2011	03/11/2011
6	03/07/2011 - 03/20/2011	03/25/2011
7	03/21/2011 - 04/03/2011	04/08/2011
8	04/04/2011 - 04/17/2011	04/22/2011
9	04/18/2011 - 05/01/2011	05/06/2011
10	05/02/2011 - 05/15/2011	05/20/2011
11	05/16/2011 - 05/29/2011	06/03/2011
12	05/30/2011 - 06/12/2011	06/17/2011
13	06/13/2011 - 06/26/2011	07/01/2011
14	06/27/2011 - 07/10/2011	07/15/2011
15	07/11/2011 - 07/24/2011	07/29/2011
16	07/25/2011 - 08/07/2011	08/12/2011
17	08/08/2011 - 08/21/2011	08/26/2011
18	08/22/2011 - 09/04/2011	09/09/2011
19	09/05/2011 - 09/18/2011	09/23/2011
20	09/19/2011 - 10/02/2011	10/07/2011
21	10/03/2011 - 10/16/2011	10/21/2011
22	10/17/2011 - 10/30/2011	11/04/2011
23	10/31/2011 - 11/13/2011	11/18/2011
24	11/14/2011 - 11/27/2011	12/02/2011
25	11/28/2011 - 12/11/2011	12/16/2011
26	12/12/2011 - 12/25/2011	12/30/2011
1	12/26/2011 - 01/08/2012	01/13/2012

LONGEVITY

CSEA Union – Union Codes 04 and 08 - Two types of longevity payments: Lump Sum Longevity which is paid on or about November 1st each year and Recurring Longevity which is included in the employee's annual salary. Recognized part-time employees receive half of the full time amount.

<u>Years</u>	<u>Amount</u>
6 – 9	\$ 600
10 - 14	800
15 - 19	1,100
20 - 24	1,300
25 – 29	1,500
30 +	1,700

Longevity for the remaining unions is paid as a lump sum "on or about November 1st". Part-time longevity is different for each bargaining unit. Please refer to the contract for detail information.

AFSCME Council 82, Local 2012 (Corrections) - Union Code 05

<u>Years</u>	<u>Amount</u>
5 - 9	\$ 600
10 - 14	900
15 - 19	1,300
20 +	1,550

AFSCME Council 82, Local 8500 (Law Enforcement Officers) - Union Code 26

<u>Years</u>	<u>Amount</u>
5 - 9	\$ 450
10 - 14	600
15 - 19	900
20 +	1,100

Broome Administrative & Professional Association (BAPA) - Union Code 07

<u>Years</u>	<u>Amount</u>
6 - 9	\$ 850
10 – 14	1,100
15 - 19	1,300
20 - 24	1,500
25 - 29	1,700
30 - 35	1,900

2011 BROOME COMMUNITY SALARY SCHEDULE

Administration I and II - Union Codes 02, 09 and 29.

<u>Years</u>	<u>Amount</u>
6 - 9	\$ 900
10 - 14	1,100
15 - 19	1,300
20 - 24	1,500
25 - 29	1,700
30 - 35	1,900

AFSCME Council 66, Local 1912 (Blue Collar) - Union Codes 10 - 13

<u>Years</u>	<u>Amount</u>
6 - 9	\$ 450
10 - 14	1,050
15 - 19	1,200
20 - 24	1,500
25 - 29	1,600
30 +	1,900

AFSCME Council 66, Local 1883 (Foreman) - Union Codes 14 - 17

<u>Years</u>	<u>Amount</u>
6 - 9	\$ 300
10 - 14	1,000
15 - 19	1,200
20 - 24	1,400
25 - 29	1,600
30 +	1,800

ATU - Union Code 06 - Effective 1/1/2006 part-time employees hired after 1/1/2000 receive full longevity.

<u>Years</u>	<u>Amount</u>
5 - 9	\$ 750
10 - 14	1,000
15 - 19	1,200
20 - 24	1,450
25 +	1,550

CSEA - Library Union Code 30

<u>Years</u>	<u>Amount</u>
10 - 14	\$ 900
15 - 19	1,100
20 - 24	1,300
25 - 29	1,500
30 +	1,700

2011 REAL PROPERTY TAX LEVY

Schedule of Real Property Taxes Levied 2011

	Barter	Binghamton	Chenango	Colesville	Conklin	Dickinson	Fenton	Kirkwood	Liste
County Taxes and Assessments	861,195.29	2,280,067.27	4,694,523.89	1,637,260.97	1,731,833.18	1,527,025.34	1,944,710.29	2,350,337.08	788,435.96
General Tax									
Add: Towns and Cities Account	29,750.00	100,331.00	107,130.00	68,321.00	53,875.00	0.00	0.00	0.00	24,553.00
Workers Compensation	1.89	1,989.61	953.36	130.49	11,174.09	462.15	1,123.86	1,924.18	10,737.82
Charges for erroneous assessments	2,940.00	9,750.00	12,901.00	2,940.00	9,750.00	9,750.00	4,890.00	5,369.00	7,320.00
Election Costs									
Exemption Adjustments									
Deduct: Towns and Cities Account	(32,691.89)	(110,081.00)	(120,984.36)	(71,391.49)	(74,799.09)	(10,212.15)	(6,013.86)	(7,393.18)	(43,630.82)
Payments to reduce County Levy	861,195.29	2,282,056.88	4,694,523.89	1,637,260.97	1,731,833.18	1,527,025.34	1,944,710.29	2,350,337.08	788,435.96
Total County Levy	861,195.29	2,282,056.88	4,694,523.89	1,637,260.97	1,731,833.18	1,527,025.34	1,944,710.29	2,350,337.08	788,435.96
Deduct: Sales Tax to reduce levy	246,270.74	516,421.36	710,481.10	376,790.79	558,690.94	170,357.53	268,787.73	380,388.54	185,864.13
Net County Levy	1,107,466.03	2,798,478.24	5,405,004.99	2,014,051.76	2,290,524.12	1,697,382.87	2,213,478.02	2,731,225.62	974,300.09
Add: Returned School/Village Taxes									
Total to County Treasurer									
Town Taxes		324,000.34	105,999.64		330,556.83	206,565.43		365,850.25	162,508.00
General-Townwide									
General-Outside Village									
General-Inside Village									
Highway-Townwide									
Highway-Outside Village									
Total Town Levy	\$152,299.82	482,967.37	643,620.09	599,438.94	375,730.60	97,207.16	278,032.81	425,240.76	429,548.09
Special District Taxes	132,854.07	178,599.53	570,087.17	374,974.82	219,289.92	141,524.08	395,401.68	361,890.41	179,065.97
Fire District									
Fire Protection		8,250.02	81,999.99	22,555.14	27,450.02	64,999.85	38,999.98	14,623.04	1,999.98
Lighting		139,915.76	774,813.85	54,747.72	0.00	0.00	6,250.04	282,934.97	
Sewer		946.15							
Drainage		241,848.01	148,286.75		13,545.00	9,800.22		70,938.08	
Water			55,380.16		600.00	350.00		0.00	
Compost		7,842.95	400.00					1,175.00	
Lawnmowing			6,999.98						
Side-walk									
Garbage									
Ambulance									
Library									
Parks									
Curbs and gutters				9,600.00	12,857.99	0.00			
Building Demolition							1,147.70		
Property Maintenance									
Code Enforcement									
Total Special Districts	165,203.96	577,412.42	1,637,967.90	407,129.96	328,490.65	313,876.39	462,974.40	730,385.50	208,666.12
Delinquent Assessments, water, et al	318,503.78	1,384,380.13	2,387,587.63	1,006,568.90	1,034,778.08	619,648.98	721,007.21	1,521,476.51	800,719.21
Alarms	0.00	70,309.35	79,522.85	0.00	26,721.79	147,711.38	17,453.56	145,208.31	10,783.67
Property Cleanup									
Exemption Adjustments									
Garbage violations									
Total Due to Supervisor	1,425,969.81	4,253,167.72	7,872,115.47	3,020,620.66	3,352,023.99	2,464,743.23	2,951,938.79	4,397,910.44	1,785,802.97
Total All Taxes									

2011 REAL PROPERTY TAX LEVY

Schedule of Real Property Taxes Levied 2011

	Maine	Nanticoke	Sanford	Triangle	Union	Vestal	Windsor	C.Binghamton	
County Taxes and Assessments	1,821,619.30	465,090.08	1,594,016.06	828,936.08	19,857,773.60	12,587,696.79	2,131,589.09	10,816,872.90	67,918,983.17
General Tax									
Add: Towns and Cities Account	126,243.00	9,441.00	42,075.00	27,174.00	0.00	0.00	37,874.00		627,767.00
Workers Compensation	102.19	1,145.65	151.20	368.26	52,353.07	126,904.13	2,269.41		211,811.36
Charges for erroneous assessments	7,799.00	888.00	5,850.00	3,870.00	95,641.00	39,870.00	9,750.00		229,278.00
Election Costs								2,793.86	2,793.86
Exemption Adjustments									
Deduct: Towns and Cities Account	(134,144.19)	(11,474.65)	(47,925.00)	(31,412.26)	(95,788.11)	(166,774.13)	(49,893.41)	0.00	(1,014,509.59)
Payments to reduce County levy	1,821,619.30	465,090.08	1,594,167.26	828,936.08	19,909,979.56	12,587,696.79	2,131,589.09	10,819,666.76	67,976,123.80
Total County Levy	1,821,619.30	465,090.08	1,594,167.26	828,936.08	19,909,979.56	12,587,696.79	2,131,589.09	10,819,666.76	67,976,123.80
Deduct: Sales Tax to reduce levy	340,724.55	116,568.37	411,965.56	210,053.92	3,942,975.10	1,423,484.83	576,281.95	0.00	10,436,387.14
Net County Levy	2,162,343.85	581,458.45	2,006,132.82	1,038,990.00	23,852,954.66	14,011,181.62	2,707,871.04	10,819,666.76	78,412,510.94
Add: Returned School/Village Taxes									
Total to County Treasurer	122,136.83	353,440.09	211,734.48	2,614,368.58	5,063,381.57	439,662.19	34,282,040.50		44,582,244.73
Town Taxes		34,745.19		604,990.36					639,735.55
General-Townwide									
General-Outside Village									
General-Inside Village									
Highway-Townwide	450,000.14	97,000.11	519,799.95	115,428.64	2,444,598.74	2,098,477.05	11,274.61		6,776,063.14
Highway-Outside Village	572,136.97	97,000.11	1,042,257.77	327,163.12	5,663,957.68	7,161,848.62	783,704.67	34,282,040.50	29,111,639.15
Total Town Levy									54,909,682.57
Special District Taxes									
Fire District	369,086.43	109,539.84	82,942.78	95,205.90	1,995,007.57	1,138,751.79	226,039.38		770,376.50
Fire Protection	14,450.03								5,799,884.84
Lighting									531,519.84
Sewer		67,900.00							1,820,654.84
Drainage									100,141.85
Water									824,662.92
Compost									55,380.16
Lawnmowing									10,142.95
Sidewalk									8,174.98
Garbage									99,202.24
Ambulance									322,248.42
Library									1,466,819.21
Parks									1,160,900.44
Curbs and gutters									5,601.31
Building Demolition									22,457.99
Property Maintenance									10,646.30
Code Enforcement									3,405.00
Total Special Districts	383,536.46	109,539.84	150,842.78	132,005.96	4,862,455.42	2,332,692.65	226,039.38	0.00	13,012,219.79
Total Town and Special Districts	955,673.43	206,539.95	1,193,100.55	459,169.08	10,526,413.10	9,494,551.27	1,009,744.05	34,282,040.50	67,921,902.36
Delinquent Assessments, water, et al									
Alarms									
Property Cleanup									
Exemption Adjustments									
Garbage violations									
Total Due to Supervisor	955,673.43	206,539.95	1,197,528.05	464,468.50	10,607,083.06	9,526,854.84	1,043,642.57	34,935,649.39	69,229,811.13
Total All Taxes	3,118,017.28	787,998.40	3,203,660.87	1,503,448.50	34,460,037.72	23,538,036.46	3,751,513.61	45,755,316.15	147,642,322.07

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