

**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
SEPTEMBER 22, 2016**

The Legislature convened at 5:00 p.m. with a call to order by the Chairman, Daniel J. Reynolds. The Clerk, Aaron M. Martin, read the fire exit announcement and called the Attendance Roll, Present-11, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner).

The Chairman, Mr. Reynolds led the members of the Legislature in the Pledge of Allegiance to the Flag. The Clerk, Aaron M. Martin offered the invocation followed by a moment of silence.

**ANNOUNCEMENTS FROM THE CHAIR**

Mr. Baker and Mrs. Myers were designated with Chairman Reynolds in the "Short Roll Call".

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

- A. Letters from the County Executive, Debra A. Preston:
1. Adopted 2016-17 SUNY Broome Budget
  2. Appointments to Community Services Board
  3. Recommended 2017 County Budget
  4. Recommended 2017-2022 Capital Improvements Program (CIP)

**WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE**

- A. Letters from the Chair, Daniel J. Reynolds:
1. Designations for Mr. Keibel – September 15, 2016
  2. Designations for Mr. Baldwin – September 14, 2016

Mr. Pasquale made a motion, seconded by Mrs. Myers that the Session minutes of August 18, 2016 through September 21, 2016, be approved as prepared and presented by the Clerk.

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

Mr. Reynolds noted that the committee minutes for August 18, 2016 through September 21, 2016 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. Mr. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mrs. Myers seconded by Mr. Flagg.

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

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

1. NYS Taxation & Finance – Certified 2016 State Equalization Rates
2. SUNY Broome – June, July & August 2016 Above Minimum Hire Report
3. BC Soil & Water – Directors Meeting Minutes – July 26, 2016
4. SUNY Broome – Trustees Meeting Minutes – June 23, 2016
5. SUNY Broome – June, July & August 2016 Budget Transfers Report
6. Audit – 1<sup>st</sup> Qtr 2016 Accounts Payable Documentation Audit
7. SUNY Broome – Financial Reports
8. Whitney Point CSD – Letter of Support for Resolution Intro. No. 56 (DA SRO Program)
9. Windsor CSD – Letter of Support for Resolution Intro. No. 56 (DA SRO Program)

**RESOLUTIONS HELD OVER FROM A PREVIOUS SESSION**

**RESOLUTION NO. 309**

By Finance and Public Safety & Emergency Services Committees      Seconded by Mr. Baker  
**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE OFFICE OF THE DISTRICT ATTORNEY**



31, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 315**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH BROOME COUNTY COMMUNITY CHARITIES FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2016**

WHEREAS, the Commissioner of Planning & Economic Development requests authorization for an agreement with Broome County Community Charities for funding in the amount not to exceed \$25,000 from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said funding will be used to assist with expenses associated with the 2016 Dick's Sporting Goods Open, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome County Community Charities, PO Box 5571, Endicott, New York 13763-5571, for funding from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2016 through December 31, 2016, and be it

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 316**

By Economic Development, Education and Culture Committee

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING THE GREATER BINGHAMTON CHAMBER OF COMMERCE TO ACT AS THE AGENCY IN BROOME COUNTY FOR TOURISM AND CONVENTION PROMOTION FOR 2017**

WHEREAS, this County Legislature, by Resolution 474 of 2015, 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, 2016 through December 31, 2016, 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, 2017 through December 31, 2017 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, 2017 through December 31, 2017, 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 Greater Binghamton Chamber of Commerce shall submit a quarterly written report to this Legislature as to the disposition of said grant monies.

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 317**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF MAINE FOR PROFESSIONAL SERVICES PROVIDED BY THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2016-2018**

WHEREAS, the Director of Planning requests authorization for an intermunicipal agreement with the Town of Maine for professional services provided by the Department of Planning and Economic Development with revenue to the County in the amount of \$4,000, for the period August 1, 2016 through July 31, 2018, and

WHEREAS, said services are necessary for the County's Department of Planning and Economic Development to update the Town of Maine's Comprehensive Plan, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with Town of Maine, P.O. Box 336, Maine, New York 13802, for professional services provided by the Department of Planning and Economic Development for the period August 1, 2016 through July 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$4,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 37000007.5000189.1010 (Other Local Governments), and be it

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 318**

By Economic Development, Education & Culture Committee

Seconded by Mr. Pasquale

#### **RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY CENTRAL LIBRARY BOARD OF TRUSTEES**

WHEREAS, Debra A. Preston, 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 Central Library Board of Trustees for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Chelsea Reome	12/31/2017
165 West End Avenue, Apt. 3	New Appointment
Binghamton, New York 13905	(Filling unexpired term of Lisa Kost)
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 221 of 1984, confirms the appointment of the above-named individual to membership on the Broome County Central Library Board of Trustees for the term indicated, in accordance with her appointment by the County Executive.

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 319**

By Economic Development, Education & Culture and Finance Committees  
 Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE OFFICE OF MANAGEMENT AND BUDGET AND AMENDING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR 2016**

WHEREAS, this County Legislature, by Resolution 405 of 2015, authorized an agreement with Cooperative Extension of Broome County for the Regional Farmers Market at an amount not to exceed \$316,539, for the period January 1, 2016 through December 31, 2016, and

WHEREAS, there have been costs identified related to the enhancement of the Farmers Market which were not anticipated, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Cooperative Extension of Broome County to increase the not to exceed amount by \$40,000 for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in accordance with a request from the Office of Management and Budget, in order to provide funds to cover unanticipated start-up costs associated with the Farmers Market, this County Legislature hereby authorizes the Director of Management and Budget to make the following transfer of funds:

	<u>Dept.</u>	<u>Account</u>	<u>Fund</u>	<u>Account Title</u>	<u>Amount</u>
FROM:	90000099	6004595	1010	Transfer to Reserve	\$40,000
TO:	35020006	6005016	1010	Broome Co Coop Ext Assn	\$40,000

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 320**

By Finance and Public Safety & Emergency Services Committees  
 Seconded by Mr. Baker  
**RESOLUTION AMENDING THE 2016 CAPITAL IMPROVEMENT PROGRAM PUBLIC SAFETY COMMUNICATIONS SYSTEM UPGRADE PROJECT**

RESOLVED, that the 2016 Capital Improvement Program is hereby amended to create a new project for the Office of Emergency Services as follows:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>Federal</u>	<u>State</u>	<u>County</u>
2020015	Public Safety Communications System Upgrade	\$2,000,000	\$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>
2016	10	98	\$2,000,000	\$0

and be it

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 321**

By Public Works & Transportation and Finance Committees                      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING ACCEPTANCE AND EXPENDITURE OF DORMITORY AUTHORITY STATE OF NEW YORK (DASNY) GRANT FUNDING FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2016-2017**

WHEREAS, the Commissioner of Public Works requests authorization to accept Dormitory Authority State of New York (DASNY) SAM Grant Funding in the amount of \$2,000,000 for the period June 1, 2016 through December 31, 2017, and

WHEREAS, DASNY grant funding will be used to rehabilitate various County roadways, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance and expenditure of \$2,000,000 from the Dormitory Authority State of New York (DASNY), 515 Broadway, Albany, New York 12207 for the period June 1, 2016 through December 1, 2017, and be it

FURTHER RESOLVED, that the revenue herein above authorized shall be credited to various revenue lines in the Department of Public Works – County Road Maintenance Operating and Capital Budgets, and be it

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 322**

By Health & Human Services Committee    Seconded by Mr. Pasquale  
**RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY NURSING HOME ADVISORY BOARD**

WHEREAS, Debra A. Preston, Broome County Executive, pursuant to the authority vested in her by Article XIV of the Broome County Charter and Code, has duly designated and appointed the following named individual to membership on the Broome County Nursing Home Advisory Board for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Jeffrey Greenblott 4232 Emerson Place Vestal, NY 13850	12/31/2019

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 XIV of the Broome County Charter and Code, confirms the appointment of the above-named individual to membership on the Broome County Nursing Home Advisory Board for the term indicated, in accordance with his appointment by the County Executive.

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 323**

By Health & Human Services and Finance Committees    Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH LEADINGAGE NEW YORK TECHNOLOGY SOLUTIONS FOR PROFESSIONAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2016-2017**

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Leading Age New York Technology Solutions for professional services for the Willow Point Nursing Home at a cost not to exceed \$15,450, for the period October 1, 2016 through March 31, 2017, and

WHEREAS, said services are necessary to provide training as outlined in the New York State Advance Training Initiative (ATI) grant for Electronic Dementia Guide for Excellence (EDGE) Project which is designed to improve the process of caring for residents with dementia by teaching all persons who deal with the residents how to support the resident's attempt to obtain the highest quality of life, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with LeadingAge New York Technology Solutions, 13 British American Boulevard, Suite 2, Latham, New York 12110-1431 for professional services for the Willow Point Nursing Home for the period October 1, 2016 through March 31, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$15,450 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27060304.6004162.2051.2710004 (Education & 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 324**

By Health & Human Services and Finance Committees Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH LEADINGAGE NEW YORK TECHNOLOGY SOLUTIONS FOR PROFESSIONAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2016**

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Leading Age New York Technology Solutions for professional services for the Willow Point Nursing Home at a cost not to exceed \$21,458, for the period September 1, 2016 through December 31, 2016, and

WHEREAS, said services are necessary to provide training as outlined in the New York State Advance Training Initiative (ATI) grant for INTERACT Stop and Watch which is designed to improve the identification, evaluation, and communication of changes in resident status and reduce the frequency of transfers to the acute care hospital, which may potentially be emotionally and physically difficult for residents, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with LeadingAge New York Technology Solutions, 13 British American Boulevard, Suite 2, Latham, New York 12110-1431 for professional services for the Willow Point Nursing Home for the period September 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$21,458 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27060304.6004162.2051.2710004 (Education & 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 325**

By Health & Human Services and Finance Committees   Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF UNION FOR A COMMUNITY DEVELOPMENT BLOCK GRANT FOR THE OFFICE FOR AGING FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 299 of 2015, authorized and approved 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 \$15,000 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said agreement is necessary to offset operating expenses associated with the Broome West Senior Center in Endwell, and

WHEREAS, said agreement expires by its terms on September 30, 2016, 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 October 1, 2016 through September 30, 2017, 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, 2016 through September 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said agreement, the Town of Union shall pay the County \$15,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 34010006.5000946.3410568 (Federal Revenue-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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 326**

By Health & Human Services and Finance Committees   Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT (MIPPA)-SHIP & AAA ADRC PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH ACTION FOR OLDER PERSONS TO ADMINISTER SAID PROGRAM FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 104 of 2016 authorized and approved renewal of the Medicare Improvements for Patients and Providers Act Program Grant for the Office for Aging, adopted a program budget in the amount of \$11,158 and authorized an agreement with Action for Older Persons to administer said program for the period September 30, 2015 through September 29, 2016, 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 \$11,158, adopt a program budget and renew the agreement with Action for Older Persons to continue to administer said program for the period September 30, 2016 through September 29, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$11,158 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 (MIPPA)-SHIP & AAA ADRC Program for the period September 30, 2016 through September 29, 2017, 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 \$11,158, and be it



FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, Inc., 200 Plaza Drive, Suite B, Vestal, New York 13850 to administer said program for the Office for Aging for the period September 30, 2016 through September 29, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$11,158 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410591 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Medicare Improvements for Patients and Providers Act Program funds, for the period September 30, 2016 through September 29, 2017, 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 Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

#### **RESOLUTION NO. 327**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING RENEWAL OF THE BETTER BALANCE FOR BROOME FALL PREVENTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2017**

WHEREAS, this County Legislature, by 489 of 2015, authorized and approved the Better Balance for Broome Fall Prevention Program Grant for the Office for Aging and adopted a program budget in the amount of \$17,000 for the period August 1, 2015 through July 31, 2016, and

WHEREAS, said program grant provides funding for oversight in the areas of recruitment of instructors for Tai Chi and Stepping On, site promotion, connecting site coordinators with community based program leaders, coordination of fall prevention workshops, assist Broome County Health Department with marketing, assist with data collection and provide narrative and performance measurements, and

WHEREAS, it is desired to renew said program grant in the amount of \$10,000 for the period August 1, 2016 through July 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,000 from the Broome County Health Department, 225 Front Street, Binghamton, New York 13905 for the Office for Aging's Better Balance for Broome Fall Prevention Program Grant for the period August 1, 2016 through July 31, 2017, 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 Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 328**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING RENEWAL OF THE NY CONNECTS POINT OF ENTRY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 302 of 2015, authorized and approved renewal of the NY Connects Point of Entry Program Grant for the Office for Aging and adopted a program budget in the amount of \$59,348 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said program grant funds the point of entry system which provides free, objective and comprehensive information and assistance on long term care, and

WHEREAS, it is desired to renew said program grant in the amount of \$59,348 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$59,348 from the New York State Office for Aging, Empire State Plaza, Building 2, Albany, New York 12223-1251 for the Office for Aging's NY Connects Point of Entry Program Grant for the period October 1, 2016 through September 30, 2017, 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 \$59,348, and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional NY Connects Point of Entry Program funds for the period October 1, 2016 through September 30, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 329**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING RENEWAL OF THE NUTRITION SERVICES INCENTIVE PROGRAM (NSIP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 304 of 2015, 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 \$162,785 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said program grant provides a per meal reimbursement for eligible meals served to seniors through the congregate and home delivered meals program, and

WHEREAS, it is desired to renew said program grant in the amount of \$171,822 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$171,822 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, 2016 through September 30, 2017, 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 \$171,822, and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Nutrition Services Incentive Program funds for the period October 1, 2016 through September 30, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant 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 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 330**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 303 of 2015, authorized and approved renewal of the Home Energy Assistance Program (HEAP) Grant for the Office for Aging and adopted a program budget in the amount of \$51,240, for the period October 1, 2015 through September 30, 2016, 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 \$51,240 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$51,240 from the Broome County Department of Social Services, 36-38 Main Street, Binghamton, New York 13905, for the Office for Aging's Home Energy Assistance Program Grant for the period October 1, 2016 through September 30, 2017, 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 \$51,240, 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 for the period October 1, 2016 through September 30, 2017, 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 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 331**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE HARPURSVILLE CENTRAL SCHOOL DISTRICT FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 324 of 2015 and 254 of 2016, authorized an agreement with the Harpursville Central School District for services related to the Department of Health's Creating Healthy Schools and Communities Grant at a cost not to exceed \$8,000 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said services are necessary to create school district policies or administrative regulations to increase physical activity before, during or after the school day for students, teachers, staff and community members and to establish a school environment that supports and promotes healthful eating, and

WHEREAS, said agreement expires by its terms on September 30, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$9,273, for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Harpursville Central School District, P.O. Box 147, 54 Main Street, Harpursville, New York 13787 for services related to the Department of Health's Creating Healthy Schools and Communities Grant for the period October 1, 2016 through September 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,273 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2510531 (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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 332**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR EDUCATION SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2016-2019**

WHEREAS, the Public Health Director requests authorization for an agreement with Cornell Cooperative Extension of Broome County for education services for the Department of Health at no cost to the County, for the period September 23, 2016 through December 31, 2019, and

WHEREAS, said services are necessary for Cornell Cooperative Extension to provide supportive nutrition and obesity prevention education to WIC participants, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Cornell Cooperative Extension of Broome County, 840 Upper Front Street, Binghamton, New York 13905, for education services for the Department of Health at no cost to the County, for the period September 23, 2016 through December 31, 2019, and be it

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 333**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF THE SOUTHERN TIER/HRI AWARD PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 320 of 2015, authorized and approved renewal of the Cancer Services Program of the Southern Tier/HRI Award Program Grant for the Department of Health and adopted a program budget in the amount of \$166,000 for the period June 30, 2015 through June 29, 2016, and

WHEREAS, said program grant provides early screening and detection of breast and cervical cancer to uninsured and under-served individuals, and

WHEREAS, it is desired to renew said program grant in the amount of \$180,000 for the period June 30, 2016 through June 29, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$180,000 from Health Research Inc., Riverview Center, 150 Broadway Suite 560, Menands, New York 12204 for the Department of Health's Cancer Services Program of the Southern Tier/HRI Award Program for the period June 30, 2016 through June 29, 2017, 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 \$180,000, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Cancer Services Program of the Southern Tier/HRI Award Program funds, for the period June 30, 2016 through June 29, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

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

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### RESOLUTION NO. 334

By Health & Human Services and Finance Committees                      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR 2015-2016**

WHEREAS, this County Legislature, by Resolution 339 of 2015, authorized an agreement with Cornell Cooperative Extension for services related to the Department of Health's Creating Healthy Schools and Communities Grant at a cost not to exceed \$6,000 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said services are necessary to increase access to healthy foods for at least 10% of the population in selected communities and to create a Regional Farmer's Market to serve as a foundation for a mini food hub, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed by \$3,146 which will cover the cost of promotion, education and training support for farmers participating in Good Agricultural Practices (GAP) education from CCE staff, and

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

**RESOLVED**, that this County Legislature hereby authorizes an amendment to the agreement with Cornell Cooperative Extension, 840 front Street, Binghamton, New York 13905, to increase the not to exceed by \$3,146 for additional expenses associated with GAP education for local farmers, for services related to the Department of Health's Creating Healthy Schools and Communities Grant for the period October 1, 2015 through September 30, 2016, and be it

**FURTHER RESOLVED**, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$11,146 for the term of the agreement, and be it

**FURTHER RESOLVED**, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510510 (Subcontracted Program Expense), and be it

**FURTHER RESOLVED**, that Resolution 339 of 2015, 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### RESOLUTION NO. 335

By Health & Human Services, Personnel and Finance Committees                      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE CREATING HEALTHY SCHOOLS AND COMMUNITIES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 275 of 2015, authorized and approved the Creating Healthy Schools and Communities Program Grant for the Department of Health and adopted a program budget in the amount of \$260,025 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said program grant aims to implement sustainable policy, system and environmental changes in several Broome County school districts to address access to healthy affordable foods and physical activity opportunities, and

WHEREAS, it is desired to renew said program grant in the amount of \$250,000 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$250,000 from the New York State Department of Health Bureau of Community Chronic Disease Prevention, Health Research Inc., River View Center, 150 Broadway, Suite 560, Albany, New York 12204 for the Department of Health's Creating Health Schools and Communities Program Grant for the period October 1, 2016 through September 30, 2017, 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 Department of Health is authorized to accept and allocate additional Creating Healthy Schools and Communities Program funds, for the period October 1, 2016 through September 30, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 336**

By Health & Human Services, Personnel and Finance Committees   Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE EARLY INTERVENTION ADMINISTRATION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 289 of 2015, 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 \$77,359, for the period October 1, 2015 through September 30, 2016, 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 \$77,359 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$77,359 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 period October 1, 2016 through September 30, 2017 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 \$77,359, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Early Intervention Administration Program funds for the period October 1, 2016 through September 30, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 337**

By Health & Human Services and Finance Committees          Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH HARPURSVILLE CENTRAL SCHOOL DISTRICT FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S PRESCHOOL SPECIAL EDUCATION PROGRAM FOR 2016-2018**

WHEREAS, the Director of Public Health requests authorization for an agreement with Harpursville Central School District for services related to the Department of Health's Preschool Special Education Program at rates set by the New York State Department of Education for the period July 1, 2016 through June 30, 2018, and

WHEREAS, said services are necessary to provide related services, including 1:1 aides for children in the Preschool Special Education Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Harpursville Central School District, 54 Main Street, P.O. Box 147, Harpursville, New York 13787 for services related to the Department of Health's Preschool Special Education Program for the period July 1, 2016 through June 30, 2018, 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 Education, 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 25060004.25060004.6004405.(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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 338**

By Health & Human Services, Personnel and Finance Committees          Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE LEAD POISONING PREVENTION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 326 of 2015, 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 \$71,357, for the period October 1, 2015 through September 30, 2016, and

WHEREAS, as authorized by Resolution 326 of 2016, the Department of Health accepted additional Lead Poisoning Prevention Program funds in the amount of \$15,465, for a total program budget amount of \$86,822 for the period October 1, 2015 through September 30, 2016, 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 \$74,925 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$74,925 from the New York State Department of Health, Center for Environmental Health, Empire State Plaza, Corning Tower, Room 1619, Albany, New York 12237 for the Department of Health's Lead Poisoning Prevention Program Grant for the period October 1, 2016 through September 30, 2017, 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 \$74,925, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Childhood Lead Poisoning Prevention Program funds for the period October 1, 2016 through September 30, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant 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 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 339**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING RENEWAL OF THE WOMEN, INFANTS AND CHILDREN (WIC) SUPPLEMENTAL FOOD PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 288 of 2015, authorized and approved renewal of the Women, Infants, and Children's Supplemental Food Program Grant for the Department of Health and adopted a program budget in the amount of \$1,216,752, for the period October 1, 2015 through September 30, 2016, 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 \$1,310,957 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,310,957 from New York State Department of Health, 217 South Salina Street, Syracuse, New York 13201 for the Department of Health's Women, Infants, and Children's Supplemental Food Program Grant for the period October 1, 2016 through September 30, 2017, 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 \$1,310,957, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the Department of Health to accept and allocate additional Women, Infants, and Children's Supplemental Food

Program funding for the period October 1, 2016 through September 30, 2017 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 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### RESOLUTION NO. 340

By Health & Human Services and Finance Committees Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH BROOME-TIOGA BOCES FOOD SERVICE FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 323 of 2015, authorized an agreement with Broome Tioga BOCES Food Service for services related to the Department of Health's Creating Healthy Schools and Communities Grant at an amount not to exceed \$6,000 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said services are necessary to provide trainings, and legislation that will assist schools with the assessment of their wellness policies, school environments, and with their School Health Index module that pertains to nutrition, and

WHEREAS, said agreement expires by its terms on September 30, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$7,273 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Broome-Tioga BOCES Food Service, 535 Upper Glenwood Road, Binghamton, New York 13905-1699 for services related to the Department of Health's Creating Healthy Schools and Communities Grant for the period October 1, 2016 through September 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$7,273 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2510531 (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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### RESOLUTION NO. 341

By Health & Human Services and Finance Committees Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH BROOME-TIOGA BOCES PROFESSIONAL DEVELOPMENT FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 322 of 2015, as amended by Resolution 250 of 2016, authorized an agreement with Broome Tioga BOCES Professional Development for

services related to the Department of Health's Creating Healthy Schools and Communities Grant at an amount not to exceed \$10,862 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said services are necessary to provide trainings, and legislation that will assist schools with the assessment of their wellness policies, school environments, and with their School Health Index module that pertains to physical activity, and

WHEREAS, said agreement expires by its terms on September 30, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$11,273 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Broome-Tioga BOCES Professional Development, 535 Upper Glenwood Road, Binghamton, New York 13905-1699 for services related to the Department of Health's Creating Healthy Schools and Communities Grant for the period October 1, 2016 through September 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$11,273 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2510531 (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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### RESOLUTION NO. 342

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 339 of 2015, as amended by Resolution 249 of 2016, authorized an agreement with Cornell Cooperative Extension of Broome County for services related to the Department of Health's Creating Healthy Schools and Communities Grant at an amount not to exceed \$8,000 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said agreement is necessary to increase access to healthy foods for at least 10% of the population in selected communities and to create a Regional Farmer's Market to serve as a foundation for a mini food hub, and

WHEREAS, said agreement expires by its terms on September 30, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$10,273 for the period October 1, 2016 through September 30, 2017, 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 services related to the Department of Health's Creating Healthy Schools and Communities Grant for the period October 1, 2016 through September 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$10,273 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2510531 (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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### RESOLUTION NO. 343

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE BINGHAMTON CITY SCHOOL DISTRICT FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 319 of 2015, as amended by Resolution 253 of 2016, authorized an agreement with the Binghamton City School District for services related to the Department of Health's Creating Healthy Schools and Communities Grant at an amount not to exceed \$8,000 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said services are necessary to create school district policies or administrative regulations to increase physical activity before, during or after the school day for students, teachers, staff and community members and to establish a school environment that supports and promotes healthful eating, and

WHEREAS, said agreement expires by its terms on September 30, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$9,273 for the period October 1, 2016 through September 30, 2017, 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 13905 for services related to the Department of Health's Creating Healthy Schools and Communities Grant for the period October 1, 2016 through September 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,273 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2510531 (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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 344**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE DEPOSIT CENTRAL SCHOOL DISTRICT FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 321 of 2015, as amended by Resolution 252 of 2016, authorized an agreement with the Deposit Central School District for services related to the Department of Health's Creating Healthy Schools and Communities Grant at an amount not to exceed \$8,000 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said services are necessary to create school district policies or administrative regulations to increase physical activity before, during or after the school day for students, teachers, staff and community members and to establish a school environment that supports and promotes healthful eating, and

WHEREAS, said agreement expires by its terms on September 30, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$9,273 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Deposit Central School District, 171 Second Street, Deposit, New York 13754 for services related to the Department of Health's Creating Healthy Schools and Communities Grant for the period October 1, 2016 through September 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,273 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2510531 (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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 345**

By Finance Committee Seconded by Mr. Pasquale  
**RESOLUTION APPROVING THE SALE OF COUNTY-OWNED REAL PROPERTY IN THE TOWN OF MAINE**

WHEREAS, the County of Broome now owns real property, Tax Map #074.02-9.112, 2954 NYS Route 26 in the Town of Maine, 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 Tax Map #074.02-9.112, 2954 NYS Route 26 in the Town of Maine for \$700 to James and Staci Traffas, 2952 NYS Route 26, Glen Aubrey, New York 13777, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the sale of County-owned real property, Tax Map #074.02-9.112, 2954 NYS Route 26 in the Town of Maine for \$700 to James and Staci Traffas, 2952 NYS Route 26, Glen Aubrey, New York 13777, and be it

FURTHER RESOLVED, that the revenue hereinabove referenced shall be credited to budget line 17000001.5000002.1010 (Gain on Sale), 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 346**

By Finance Committee Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES PLUS ACCRUED INTEREST AND PENALTIES ON A PARCEL IN THE TOWN OF KIRKWOOD AND THE TOWN OF LISLE**

WHEREAS, it is necessary to clear the tax record on 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:	228.12-1-40
Town/Village:	Kirkwood
Owner:	Broome County
Address	55 Geiger Lane
Amount to be Cancelled:	\$90.37 plus penalty & interest
Reason:	County owned

Parcel ID:	025.00-2-3
Town/Village:	Lisle
Owner:	John Mihalko
Address	4 Arnold Road
Amount to be Cancelled:	\$510.28
Reason:	Tax was paid to the Town and should not have been returned to the County as unpaid

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 347**

By Finance and Public Works & Transportation Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING THE APPROPRIATION OF FUND BALANCE AND AMENDING THE 2016 CAPITAL IMPROVEMENT PROGRAM**

WHEREAS, the Commissioner of Public Works, Parks, Recreation and Youth Services has identified property to be acquired for Solid Waste Management, and

WHEREAS, the Commissioner of Public Works, Parks, Recreation and Youth Services has recommended that the County appropriate \$82,000 from the Solid Waste Management fund balance to fund a capital project to acquire land

RESOLVED, that this County Legislature authorizes the appropriation of \$82,000 from the Solid Waste Management fund balance for the funding of a capital project to acquire land, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is authorized to make the following transfer of funds:

Increase	38030007	2020	5000568	Approp Fund Balance	\$82,000
Increase	38030007	2020	6009001	Transfer to Capital Fund	\$82,000

and be it

FURTHER RESOLVED, that the 2016 Capital Improvement Program is amended to create a capital project as follows:

		Estimated Construction Cost:			
Code	Project Name	Total	Federal	State	County
3830010	Land Acquisition	\$82,000	\$0	\$0	\$82,000
		Local Finance Law Section 11			How Financed:
	Year Start	YPU	LFL	Bond	Current Revenue
	2016	30	21a	\$0	\$82,000

Description: Land Acquisition

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 348**

By Health & Human Services and Finance Committees Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE CHILD PASSENGER SAFETY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 359 of 2015, authorized and approved renewal of the Child Passenger Safety Program Grant for the Department of Health and adopted a program budget in the amount of \$14,500 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said program raises awareness about proper child passenger seat installation and use, and offers free child passenger safety seats, training and installation to Broome County residents, and

WHEREAS, it is desired to renew said program grant in the amount of \$5,770 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,770 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, 2016 through September 30, 2017, 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 \$5,770, and be it

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 349**

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF THE HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, the Office of Emergency Services requests authorization to accept a Hazardous Materials Emergency Preparedness Program Grant and adopt a program budget in the amount of \$5,172 for the period September 30, 2016 through September 30, 2017, and

WHEREAS, said program grant supports the Local Emergency Preparedness Committee and will be used specifically to support training and exercises, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,172 from New York State Homeland Security and Emergency Services, 1220 Washington Avenue, Building 7a, Albany, New York 12242 for the Office of Emergency Service's Hazardous Materials Emergency Preparedness Program Grant for the period September 1, 2016 through September 30, 2017, 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 \$5,172, and be it

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 350**

By Public Works & Transportation and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MCFARLAND JOHNSON, INC FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2011-2016**

WHEREAS, this County Legislature, by Resolution 309 of 2011, authorized an agreement with McFarland Johnson, Inc., for professional engineering services for the Department of Aviation for the period September 1, 2011 through August 31, 2016, and

WHEREAS, said agreement is necessary to provide term contract engineering services at the Greater Binghamton Airport, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2016, 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., P.O. Box 1980, Binghamton, New York 13902 to extend the period through December 31, 2016 for professional engineering services for the Department of Aviation, and be it

FURTHER RESOLVED, that Resolution 309 of 2011, 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

#### **RESOLUTION NO. 351**

By Public Works & Transportation and Finance Committees seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH MCFARLAND JOHNSON INC., FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2016-2017**

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with McFarland Johnson Inc., for professional services for the Department of Aviation at a cost not to exceed \$535,102, for the period September 22, 2016 through July 1, 2017, and

WHEREAS, said services are necessary for construction inspection and management services for the Runway 16/34 Rehabilitation Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland Johnson, Inc., P.O. Box 1980, Binghamton, New York 13902 for professional services for the Department of Aviation for the period September 22, 2016 through July 1, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$535,102 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 28010005.6002203.2012.2820055 (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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

#### **RESOLUTION NO. 352**

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH WOIDT ENGINEERING & CONSULTING PC FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2017-2019**

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Woidt Engineering & Consulting PC for professional engineering services at a cost not to exceed \$250,000, for the period January 1, 2017 through December 31, 2019, and

WHEREAS, said agreement is necessary to provide water resource engineering services on an as-needed basis, now, therefore, be it



RESOLVED, that this County Legislature hereby authorizes an agreement with Woitd Engineering & Consulting PC, 9-11 S. Washington Street, Suite 1, Binghamton, New York 13903-1775 for professional engineering services for the Department of Public Works for the period January 1, 2017 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates attached as Exhibit "A", total amount not to exceed \$250,000 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 353**

By Public Safety & Emergency Services and Finance Committees      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MASSACHUSETTS GENERAL HOSPITAL THINK:KIDS FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PROBATION FOR 2016**

WHEREAS, this County Legislature, by Resolution 267 of 2016, authorized an agreement with Massachusetts General Hospital Think:Kids for professional services for the Department of Probation at a cost not to exceed \$46,550 for the period January 1, 2016 through September 30, 2016, and

WHEREAS, said agreement is necessary to educate and train staff regarding the use of Collaborative Problem Solving to better understand and help challenging adolescents and their families, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through June 30, 2017 at no additional cost to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Massachusetts General Hospital Think:Kids, Massachusetts General Physicians Organization, Inc., P.O. Box 3662, Boston, Massachusetts 02241 to extend the period through June 30, 2017, at no additional cost to the County for professional services for the Department of Probation, and be it

FURTHER RESOLVED, that Resolution 267 of 2016, 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 354**

By Public Works & Transportation and Finance Committees      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH NEW YORK STATE ELECTRIC AND GAS CORPORATION (NYSEG) FOR AN EASEMENT AT 125 INGRAHAM HILL ROAD IN THE TOWN OF BINGHAMTON**

WHEREAS, the New York State Electric and Gas Corporation (NYSEG) has requested an easement through land owned by Broome County Road at 125 Ingraham Hill Road in the Town of Binghamton, and

WHEREAS, said easement is necessary for NYSEG to provide new electric service at the Office of Emergency Services Radio Tower, now, therefore, be it

RESOLVED, that this County Legislature hereby grants NYSEG an easement through land owned by Broome County at 125 Ingraham Hill Road in the Town of Binghamton, as

described on the map annexed hereto as Exhibit "A" to install electric service at the Office of Emergency Services Radio Tower, and be it

FURTHER RESOLVED, that in consideration of the aforesaid easement, NYSEG will pay Broome County the sum of \$1.00, and be it

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

#### RESOLUTION NO. 355

By Public Safety & Emergency Services Committee

Seconded by Mr. Pasquale

#### RESOLUTION AUTHORIZING MEMORANDUMS OF UNDERSTANDING WITH ANY AND ALL GOVERNMENT ENTITIES AND SCHOOL DISTRICTS WITH THE OFFICE OF EMERGENCY SERVICES FOR THE USE OF RADIO TOWERS

WHEREAS, the Director of Emergency Services requests authorization for Memorandums of Understanding with any and all government entities and school districts for the Office of Emergency Services, and

WHEREAS, said agreements are necessary for placing Land Mobile Radio or Microwave Radio antennas and equipment on Broome County owned and operated Office of Emergency Services Radio Towers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes Memorandums of Understanding with any and all government entities and school districts 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

#### RESOLUTION NO. 356

By Finance and Public Works & Transportation Committees

Seconded by Mr. Pasquale

#### RESOLUTION AUTHORIZING AN AGREEMENT WITH THE ESTATE OF SHIRLEY A. SWIDOWSKI FOR THE PURCHASE OF PROPERTY ON DUNHAM HILL ROAD IN THE TOWN OF BARKER

WHEREAS, the County is interested in purchasing areas around the Nanticoke Landfill, and

WHEREAS, Margaret A. Brown, Administrator for the Estate of Shirley A. Swidowski has agreed to sell 1023 Dunham Hill Road to the County of Broome at a cost not to exceed \$82,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Margaret A. Brown, Administrator for the Estate of Shirley A. Swidowski, 2478 Bernice Boulevard, Binghamton, New York 13903 for the purchase of real property located at 1023 Dunham Hill Road, Binghamton, New York 13905, Tax Map No. 054.03-1-29, and be it

FURTHER RESOLVED, that in consideration of said real property, the County shall pay the estate of Shirley A. Swidowski an amount not to exceed \$82,000 for the property, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 3801007.6002001.2023.3830010 (Original Acquisition Land), and be it

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 357**

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING A MASS TRANSPORTATION CAPITAL PROJECT SUPPLEMENTAL AGREEMENT #3 WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR SEVERAL PROJECTS FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION**

WHEREAS, the Commissioner of Public Transportation requests authorization to enter into a Mass Transportation Capital Project Supplemental Agreement #3 with the New York State Department of Transportation for several projects for the Department of Public Transportation as listed on Exhibit "A", and

WHEREAS, these projects are eligible for funding under Title 23, United States Code, as amended, that calls for the apportionment of the costs thereof to be borne at the ratio of 80% federal funds and 20% non-federal funds, and

WHEREAS, State Mass Transportation Capital Aid is available to fund the non-federal aid-eligible portion of projects approved by the Commissioner of Transportation, provided such state funds shall not be used in substitution for the non-federal share of the federally funded portion thereof, and

WHEREAS, this County Legislature desires to advance said Project by making a commitment of 100% of the Federal and Non-Federal share of the Project costs, now, therefore, be it

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

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

FURTHER RESOLVED, that this Resolution shall take effect immediately.

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 358**

By Economic Development, Education & Planning Committee Seconded by Mr. Pasquale  
**RESOLUTION ADOPTING THE FOLLOWING SECTION 504 POLICIES AND GRIEVANCE PROCEDURES FOR BROOME COUNTY**  
SECTION 504 RESOLUTION/BROOME COUNTY

WHEREAS, Section 504 of the Rehabilitation Act of 1973 prohibits discrimination on the basis of disability in programs and activities conducted by the U.S. Department of Housing and Urban Development (HUD) or by grantees that receive financial assistance from HUD, and

WHEREAS, Part 8 of Title 24 of the Code of Federal Regulations (24 CFR) requires adoption of grievance procedures to address complaints of those who feel they may have been discriminated against on the basis of disability and also requires the provision of notice of said grievance procedures, and

WHEREAS, it is the policy of Broome County not to discriminate against any individual, person, or group on the basis of disability and it is the intent of Broome County to address any complaints that may arise pursuant to Section 504, now, therefore, be it

RESOLVED that Broome County does hereby adopt by resolution internal grievance procedures (the "Procedure") providing for the prompt and equitable resolution of complaints alleging any action prohibited by Section 504 of the Rehabilitation Act of 1973 of the U.S. Department of Health and Human Services regulations implementing the Act, and be it

FURTHER RESOLVED, that Broome County does hereby designate the Personnel Officer, Thomas Behan, as the Grievance Coordinator who shall be responsible for receiving and addressing complaints pursuant to the Procedure adopted hereby and attached hereto, and be it

FURTHER RESOLVED, that Broome County will place its employees, the public, and potential beneficiaries of certain federal public programs on notice by undertaking certain actions that will include, but may not be limited to (1) providing a copy of the grievance procedure to its employees, (2) putting the public on notice by placing a notice in the county's official newspaper, posting of notices in the county's offices and facilities, placing notices in the county's publications, and/or distribution of memoranda or other written communications subsequent to adoption of this Procedure, (3) placing copies of the Procedure in the Personnel Department, 3rd Floor, Broome County Office Building, 60 Hawley Street, Binghamton, New York for review and dissemination, and (4) adding language to federal program brochures to insure all potential program beneficiaries are aware of Broome County's adopted grievance procedures.

**BACKGROUND:** Section 504 of the Rehabilitation Act of 1973 (the "Act") as amended prohibits discrimination on the basis of disability in programs and activities conducted by HUD or that receive financial assistance from HUD. This includes the New York State Community Development Block Grant-Disaster Recovery (CDBG-DR) Program funded by HUD, administered by the Governor's Office of Storm Recovery (GOSR), and under which Broome County has received financial assistance. The Act specifically provides that no qualified individual shall, solely by reason of his or her handicap, be excluded from program participation, including employment, be denied program benefits, or be subjected to discrimination. The Americans with Disabilities Act of 1990 (ADA) established provisions for assuring equality of opportunity, full participation, independent living, and self-sufficiency of disabled persons relative to employment, benefits and services, accommodations, commercial facilities, and multi-family housing.

**SECTION 504 POLICY/COMPLIANCE:** Part 8 of Title 24 of the Code of Federal Regulations (24 CFR) requires the adoption and notice/publication of ADA grievance procedures for municipalities with 15 or more employees, Sections 8.53 and 8.54, respectively. Therefore, be it known that it is the policy of Broome County not to discriminate on the basis of disability. Towards that end, Broome County has adopted by resolution an internal grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) of the U.S. Department of Health and Human Services regulations implementing the Act. The subject law and implementing regulations may be examined in the Personnel Department, 3rd Floor, Broome County Office Building, 60 Hawley Street, Binghamton, New York. The Personnel Officer for Broome County has been designated to coordinate the efforts of Broome County with respect to Section 504 compliance. This information can also be accessed on the Internet at the following address: [http://portal.hud.gov/hudportal/HUD?src=/program\\_offices/fair\\_housing\\_equal\\_opp/disabilities/sect504](http://portal.hud.gov/hudportal/HUD?src=/program_offices/fair_housing_equal_opp/disabilities/sect504). The Personnel Department is located at 60 Hawley St, Binghamton, New York. The Section 504 Coordinator can be reached at 607-778-3887.

**GRIEVANCE PROCEDURE:** Any person who believes he or she has been subjected to discrimination on the basis of disability may file a grievance under the procedure adopted by Broome County as outlined below.

- Grievances must be submitted to the Section 504 Coordinator within 60 days of the date the person filing the grievance becomes aware of the alleged discriminatory action.
- A complaint must be in writing, containing the name and address of the person filing it. The complaint must state the problem or action alleged to be discriminatory and the remedy or relief sought.
- The Section 504 Coordinator (or her/his designee) shall conduct an investigation of the complaint. This investigation may be informal, but it must be thorough, affording all interested persons an opportunity to submit evidence relevant to the complaint. The Section 504 Coordinator will maintain the files and records of the Broome County

relating to such grievances.

- The Section 504 Coordinator will issue a written decision on the grievance no later than 30 days after its filing.
- The person filing the grievance may appeal the decision of the Section 504 Coordinator by writing to Broome County's Legislature within 15 days of receiving the Section 504 Coordinator's decision. The County Legislature shall issue a written decision in response to the appeal no later than 30 days after its filing.
- The availability and use of this grievance procedure does not prevent a person from filing a complaint of discrimination on the basis of disability with the U. S. Department of Health and Human Services, Office for Civil Rights.

Broome County will make appropriate arrangements to ensure that disabled persons are provided accommodations, if needed, to participate in this grievance process. Such arrangements may include, but are not limited to, providing interpreters for the deaf, providing taped cassettes of material for the blind, or assuring a barrier-free location for the proceedings. The Section 504 Coordinator will be responsible for such arrangements.

It is against the law for Broome County to retaliate against anyone who files a grievance or cooperates in the investigation of a grievance.

### RESOLUTION NO. 359

By Public Works & Transportation and Finance Committees      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE DEPARTMENT OF TRANSPORTATION ACCELERATED TRANSIT CAPITAL PROGRAM FUNDS FOR THE BROOME COUNTY DEPARTMENT OF PUBLIC TRANSPORTATION**

WHEREAS, the Commissioner of Public Transportation requests authorization to accept New York State Department of Transportation Accelerated Transit Capital Program Funds for the Broome County Department of Public Transportation in the amount of \$376,797, and

WHEREAS, said program is intended to provide flexible use of capital funding to support system needs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$376,797 from the New York State Department of Transportation Accelerated Transit Capital Program, 50 Wolf Road, POD 54, Albany, New York 12232, for the Broome County Department of Public Transportation, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 31010105.5000806.2040, and be it

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to 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 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 Department of Transportation for aid in financing capital and/or operating assistance program of projects and budget.

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### RESOLUTION NO. 360

By Health & Human Services and Finance Committees      Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE JOHNSON CITY CENTRAL SCHOOL DISTRICT FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 325 of 2015 and 251 of 2016, authorized an agreement with the Johnson City Central School District for services related to the Department of Health's Creating Healthy Schools and Communities Grant at a cost not to exceed \$8,000 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said services are necessary to create school district policies or administrative regulations to increase physical activity before, during or after the school day for students, teachers, staff and community members and to establish a school environment that supports and promotes healthful eating, and

WHEREAS, said agreement expires by its terms on September 30, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$9,273, for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Johnson City Central School District, 666 Reynolds Road, Johnson City, New York 13790, for services related to the Department of Health's Creating Healthy Schools and Communities Grant for the period October 1, 2016 through September 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,273 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2510531 (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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 361**

Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING RENEWAL OF THE GIVE INITIATIVE PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 268 of 2015, authorized and approved the GIVE Initiative Program Grant for the Office of the District Attorney and adopted a program budget in the amount of \$93,509 for the period July 1, 2015 through June 30, 2016, and

WHEREAS, said program grant will be used to support coordinated reduction and prevention initiatives with the express goal of reducing violent firearm related offenses, and

WHEREAS, it is desired to renew said program grant in the amount of \$93,657 for the period July 1, 2016 through June 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$88,718 from the New York Division of Criminal Justice Services, 80 South Swan Street, Albany, New York 12210 for the Office of the District Attorney's GIVE Initiative Program Grant for the period July 1, 2016 through June 30, 2017, 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 \$93,657, and be it

FURTHER RESOLVED, that the Office of the District Attorney is authorized to accept and allocate additional GIVE Initiative Program funds for the period July 1, 2016 through June 20, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

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

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 362**

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AID TO PROSECUTION GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 192 of 2015, authorized and approved renewal of the Aid to Prosecution Grant for the Office of the District Attorney and adopted a program budget in the amount of \$380,220 for the period April 1, 2015 through September 30, 2016, and

WHEREAS, said program grant funds approximately 32% 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 program in the amount of \$268,820 for the period October 1, 2016 through September 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$79,300 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 Aid to Prosecution Grant for the period October 1, 2016 through September 30, 2017, 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 \$268,820, and be it

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 363**

By Public Safety & Emergency Services Committee

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING THE BROOME COUNTY DISTRICT ATTORNEY TO DONATE A COUNTY FLEET VEHICLE TO THE CITY OF BINGHAMTON POLICE DEPARTMENT**

WHEREAS, the Broome County District Attorney requests authorization to donate a vehicle from District Attorney's fleet to the City of Binghamton Police Department, and

WHEREAS, said vehicle will be used by the City of Binghamton Police Department, and

WHEREAS, under the authority of County Law Section 215, Subdivision 9 and County Charter Code 28-5, the Broome County Legislature may authorize the disposal of property having no nominal value to the County and no longer required for use by the District Attorney, now therefore be it

RESOLVED, that the County Legislature hereby authorizes the Broome County District Attorney to donate a vehicle from District Attorney's fleet to the City of Binghamton Police Department, 38 Hawley Street, Binghamton, New York 13901, and be it

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### RESOLUTION NO. 364

By Personnel Committee

Seconded by Mr. Pasquale

#### RESOLUTION AUTHORIZING THE CREATION OF A TITLE VI COORDINATOR

WHEREAS, as a recipient of federal and state funds, Broome County is subject to the requirements and provisions of Title VI of the Civil Rights Act of 1964, as amended, and

WHEREAS, Title VI has been expanded by the Civil Rights Restoration Act of 1987, the Americans with Disabilities Act, Executive Order 12898 (Environmental Justice) and Executive Order 13166 (Limited English Proficiency), and

WHEREAS, Broome County endeavors to ensure nondiscrimination in all of its programs and activities, now, therefore be it

RESOLVED, that this County Legislature authorizes the creation of a Title VI Coordinator reporting directly to the County Executive, periodically reporting to the Broome County Legislature, now, therefore, be it

RESOLVED, that this County Legislature confirms the designation of Thomas Dellapenna as Broome County Title VI Coordinator, and be it

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### RESOLUTION NO. 365

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

#### RESOLUTION AUTHORIZING RENEWAL OF THE GRANT-IN-AID PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016-2018

WHEREAS, this County Legislature, by Resolution 305 of 2015, authorized and approved the Grant-In-Aid Program Grant for the Office For Aging and adopted a program budget in the amount of \$10,000 for the period July 1, 2015 through June 30, 2016, and

WHEREAS, said program grant provides funding for new or expanded services at senior centers, and

WHEREAS, it is desired to renew said program grant in the amount of \$10,000 for the period July 1, 2016 through June 30, 2018, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,000 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Grant-In-Aid Program Grant for the period July 1, 2016 through June 30, 2018, 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 Office for Aging is authorized to accept and allocate additional Grant-In-Aid Program funds from the New York State Office for Aging, for the period July 1, 2016 through June 30, 2018, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### **RESOLUTION NO. 366**

By County Administration, Personnel and Finance Committees                      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE COMPUTER HARDWARE TECHNICIAN PROGRAM GRANT FOR THE DIVISION OF INFORMATION TECHNOLOGY AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 418 of 2015, authorized and approved renewal of the Computer Hardware Technician Program Grant for the Division of Information Technology and adopted a program budget in the amount of \$84,439 for the period June 22, 2015 through August 28, 2016, and

WHEREAS, said program grant provides funding for a Computer Hardware Technician at the Office of Emergency Services to support the needs of police, fire and ambulance mobile units, and

WHEREAS, it is desired to renew said program grant in the amount of \$65,520 for the period August 29, 2016 through August 27, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$65,520 from the Broome County Office of Emergency Services, for the Division of Information Technology's Computer Hardware Technician Program Grant for the period August 29, 2016 through August 27, 2017, 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 \$65,520, and be it

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

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

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

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 367**

By Public Works & Transportation and Finance Committees Mr. Shaw  
**RESOLUTION AUTHORIZING ACCEPTANCE OF THE 1605 DAVIS AVENUE DEMOLITION PROGRAM GRANT FOR THE DEPARTMENT OF PUBLIC WORKS AND ADOPTING A PROGRAM BUDGET 2016-2017**

WHEREAS, the Commissioner of Public Works requests authorization to accept a 1605 Davis Avenue Demolition Program Grant for the Department of Public Works and adopt a program budget in the amount of \$274,000, for the period September 1, 2016 through December 31, 2017, and

WHEREAS, said program grant provides funds for demolition of two County-owned buildings located at 1605 Davis Avenue in the Town of Union, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$162,000 from the Town of Union, and \$50,000 from the Broome County Land Bank for the Department of Public Work's 1605 Davis Avenue Demolition Program Grant, for the period September 1, 2016 through December 31, 2017, 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 \$274,000, 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 Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Mr. Shaw made a motion, seconded by Mr. Baker to amend first Resolved paragraph to read "...approves acceptance of \$157,500 from the Town of Union..." and amend the amounts on Exhibit "A" for Other-Local Governments to \$157,500 and County Contribution to \$66,500

**Amendment carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**Resolution as amended carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 368**

By Public Safety & Emergency Services, Personnel and Finance Committees  
Seconded by Mr. Baker

**RESOLUTION AUTHORIZING THE DISTRICT ATTORNEY TO CONTRACT WITH SCHOOL DISTRICTS WITHIN BROOME COUNTY FOR SCHOOL RESOURCE OFFICERS AND AUTHORIZING THE CREATION OF THE DISTRICT ATTORNEY SCHOOL RESOURCE OFFICER PROGRAM GRANT, AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, the District Attorney requests authorization to contract with school districts in Broome County for District Attorney's Investigators to work within schools as School Resource Officers (SRO) to promote safety and provide law enforcement services, and

WHEREAS, said Investigators (a/k/a SROs) will be classified as part-time District Attorney's Investigators, who on days when school is not in session, during school breaks, and

during the summer, said Investigators will work on other matters within the District Attorney's Office, and

WHEREAS, the positions will pay \$25.18876 per hour, with the exact hours and days of the week to be determined by each school district with a total not to exceed \$40,000 per year to which the school districts will fund 100% of the positions, and

WHEREAS, the District Attorney also requests authorization to create the District Attorney School Resource Officer Program Grant for the Office of the District Attorney to fund the School Resource Officer Program and adopting a program budget in the amount of \$200,000 for the period October 1, 2016 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the District Attorney to contract with school districts in Broome County for District Attorney's Investigators to work within schools as School Resource Officers (SRO) to promote safety and provide law enforcement services through memorandum of understandings with each individual school district that wishes to participate in the program, and be it

FURTHER RESOLVED, that said Investigators (a/k/a SROs) will be classified as part-time District Attorney's Investigators, who on days when school is not in session, during school breaks, and during the summer, said Investigators will work on other matters within the District Attorney's Office, and be it

FURTHER RESOLVED, the positions will pay \$25.18876 per hour, with the exact hours and days of the week to be determined by each school district with a total not to exceed \$40,000 per year to which the school districts will fund 100% of the positions, and be it

FURTHER RESOLVED that this County Legislature hereby authorizes the creation of the District Attorney School Resource Officer Program Grant, for the Office of the District Attorney for the period October 1, 2016 through December 31, 2017, 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 County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

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

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

Heldover by Mrs. Myers

### **RESOLUTION NO. 369**

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH C & S COMPANIES FOR PROFESSIONAL SERVICES FOR THE OFFICE OF EMERGENCY SERVICES FOR 2015-2016**

WHEREAS, this County Legislature, by Resolution 422 of 2015, authorized an agreement with C & S Companies for professional services for the Office of Emergency Services at a cost not to exceed \$230,925 for the period November 19, 2015 through December 31, 2016, and

WHEREAS, said agreement is necessary for an emergency communications system upgrade, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$210,218 and extend the term of the contract through December 31, 2018 to provide for additional engineering services for completion of the project, and

WHEREAS, the Director of Emergency Services 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 Companies, 499 Col. Eileen Collins Boulevard, Syracuse, New York 13212, to increase the not to exceed by \$210,218 and extend the term of the contract, for professional services for the Office of Emergency Services for the period November 19, 2015 through December 31, 2018, 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 \$441,143, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 20010003.6004572.1011.2010029 (Engineering & Architectural Services), and be it

FURTHER RESOLVED, that Resolution 422 of 2015, 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### RESOLUTION NO. 370

By Finance Committee

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH HUMANA FOR ADMINISTRATION OF THE MEDICARE ADVANTAGE HEALTH PLAN FOR THE OFFICE OF RISK AND INSURANCE FOR 2017**

WHEREAS, this County Legislature, by Resolution 382 of 2015, authorized an agreement with Humana for administration of the Medicare Advantage Health Plan for the Office of Risk and Insurance at an amount not to exceed \$1,611,000 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said agreement is necessary for administration of the Medicare Advantage Plan for Medicare-eligible retirees, and

WHEREAS, said agreement expires by its terms on December 31, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$1,733,736, for the period January 1, 2017 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Humana, 500 W. Main Street, Louisville, Kentucky 40202, for administration of the Medicare Advantage Health Plan for the Office of Risk and Insurance for the period January 1, 2017 through December 31, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,733,736 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18010001.6004211 (Medicare Part C Medicare 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

### RESOLUTION NO. 371

By Public Works & Transportation Committee

Seconded by Mr. Pasquale

**RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY AND ADOPTING A NEGATIVE DECLARATION UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT**

WHEREAS, as authorized by Resolution 224 of 2013, it is necessary to lower Section IV, Cell 4 at the Broome County Landfill to extend the life of the Landfill, 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 lowering of Section IV, Cell 4 at the Broome County Landfill, 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 the lowering of Section IV, Cell 4 at the Broome County Landfill 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-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 372**

By Finance Committee

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SOLAR CITY CORPORATION FOR SOLAR POWER PROJECTS**

WHEREAS, this County Legislature, pursuant to Resolution 558 of 2015, authorized an agreement with Solar City Corporation for solar power projects, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the price per kilowatt hour to reflect the additional scope of work to be performed by Solar City for tree clearing and stump removal within the construction zone and a reduction in cost for interconnection with NYSEG's system, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Solar City Corporation, 3055 Clearview Way, San Mateo, CA 94402 to amend the scope of services to include tree clearing and stump removal and a reduction in the cost for interconnection with NYSEG's system, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$0.071 per kilowatt hour and said rate will increase by 2% per year during the term of the agreement, and be it

FURTHER RESOLVED, that the anticipated commercial operation date shall be May 31, 2017 and the outside commercial operation date shall be July 31, 2017, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 15020501.6004115.1010 (Electric Current) and 28150005.6004115.2010 (Electric Current), and be it

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

**RESOLUTION NO. 373**

By County Administration and Finance Committees

Seconded by Mr. Shaw

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 7 OF 2016, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 89 OF THE BROOME COUNTY CHARTER AND CODE REGARDING THE SALE OF COUNTY PROPERTY TO A MUNICIPALITY OR QUASI-GOVERNMENTAL AGENCY LOCATED WITHIN BROOME COUNTY"**

WHEREAS, this County Legislature and County Executive have jointly submitted this Resolution and Local Law which authorizes the sale of County owned properties to municipalities or quasi-government agencies for the purpose of demolition for either one year's unpaid county taxes or one year's administrative fees and waives 50% of the tipping fees for said demolitions, now, therefore, be it

RESOLVED, that Local Law Intro. No. 7 of 2016, entitled: "A Local Law Amending Chapter 89 of the Broome County Charter and Code Regarding the Sale of County Property to a Municipality or Quasi-Government Agency Located Within Broome County," 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. 7 of 2016  
A LOCAL LAW AMENDING CHAPTER 89 OF THE  
BROOME COUNTY CHARTER AND CODE REGARDING  
THE SALE OF COUNTY PROPERTY TO A MUNICIPALITY  
OR QUASI-GOVERNMENTAL AGENCY LOCATED  
WITHIN BROOME COUNTY**

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

**SECTION 1.** Chapter 89 of the Broome County Charter and Code is amended to add a new Section 89-6 to read as follows:

**§89-6 Sale of County Property to a municipality or quasi-governmental entity located within Broome County.**

- a) Definitions.
  - 1) Municipality – A Town, Village, City or School District.
  - 2) Quasi-governmental entity – An Industrial Development Agency governed by the provisions of Article 18 of the General Municipal Law, a Local Development Corporation under Article 14 of the Not for Profit Corporation Law or a Land Bank governed by Article 16 of the Not for Profit Corporation Law.
  - 3) Residential property – A one or two family home.
- b)
  - 1) Any residential property acquired by the County pursuant to Article 11 of the Real Property Tax Law, which is being sold to a municipality or quasi-governmental entity located within Broome County for demolition by the municipality or quasi-governmental entity, shall be sold for a price not to exceed one year's unpaid county taxes or one year's administrative fees.
  - 2) Any residential property purchased pursuant to (b)(1) by a municipality or quasi-governmental entity for demolition shall be charged only 50% of the tipping fees at the Broome County Landfill for disposal of demolition debris.
  - 3) Any residential property purchased pursuant to (b)(1) by a municipality or quasi-governmental entity for demolition shall be eligible to apply for a grant from the 2% occupancy tax brownfields fund to cover the expenses for a pre-demolition survey. The grant applications shall be determined by a five person committee, appointed by the County Legislature, which shall include as two of its members the Director of Real Property Tax Services and the Deputy Commissioner for Solid Waste.
  - 4) Any property for which an application pursuant to (b)(3) is submitted, is required to dispose of demolition debris at the Broome County Landfill. If the demolition debris is disposed of somewhere other than the Broome County Landfill, any grant funds pursuant to (b)(3) are forfeited by the municipality or quasi-governmental entity back to the 2% occupancy tax brownfields fund.

5) Any residential property purchased pursuant to (b)(1) by a municipality or quasi-governmental entity for demolition can only be acquired by the County pursuant to Article 11 of the Real Property Tax Law from a third party good faith buyer, and not directly from the purchasing municipality or quasi-governmental entity.

**SECTION 2.** This Local Law shall take effect upon filing with the Secretary of State.

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

#### **RESOLUTION NO. 374**

By County Administration Committee

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH NEW YORK STATE ELECTRIC AND GAS CORPORATION (NYSEG) FOR AN EASEMENT AT 146 PEASE HILL ROAD IN THE TOWN OF BARKER**

WHEREAS, the New York State Electric and Gas Corporation (NYSEG) has requested an easement at 146 Pease Hill Road in the Town of Barker, and

WHEREAS, said easement is necessary for NYSEG to provide underground electrical services for the Office of Emergency Services Pease Hill Road Tower Project, now, therefore, be it

RESOLVED, that this County Legislature hereby grants NYSEG an easement at 146 Pease Hill Road in the Town of Barker, as described on the map annexed hereto as Exhibit "A", for the Office of Emergency Services Pease Hill Road Tower Project, and be it

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

**Carried.** Ayes-11, Nays-0, Absent-4 (Kaminsky, Keibel, Whalen, Wildoner)

Mr. Flagg made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.** Ayes-11, Nays-0, Absent-4 (Baldwin, O'Brien, Flagg, Wildoner). The meeting was adjourned at 5:20 p.m.

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