

**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
October 20, 2016**

The Legislature convened at 5:02 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-15, Absent-0.

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. Baldwin and Mrs. Kaminsky were designated with Chairman Reynolds in the "Short Roll Call".

Mr. Heebner and Mrs. Myers presented a Certificate of Achievement to the BU Men's Baseball Team and Coaches.

Commissioner Johnson, Mr. Bernhardsen and Mrs. Kaminsky presented a Certificate of Appreciation to DSS Retiree Carol Clement.

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

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

- A. Letters from the Chair, Daniel J. Reynolds:
1. Designation for Mr. Heebner – October 10, 2016
  2. Designations for Mr. Pasquale – October 10, 2016
  3. Designation for Mr. Baldwin – October 12, 2016

Mr. Flagg made a motion, seconded by Mr. Pasquale that the Session minutes of September 15, 2016, September 22, 2016 and September 29, 2016, be approved as prepared and presented by the Clerk.

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

Mr. Reynolds noted that the committee minutes for September 22, 2016 through October 19, 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-14, Nays-0, Absent-1 (Whalen)

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

1. STOP-DWI – Additional STOP-DWI Crackdown Funding
2. DA – Request for Special Session on SRO Resolution
3. Windsor CSD – Request for Special Session on SRO Resolution
4. Legislature Clerk – Finance Committee Budget Review Schedule
5. Legislature Clerk – Notice of Special Session on September 29, 2016 at 5:00 PM
6. SUNY Broome – September 2016 Above Minimum Hire Report
7. Broome Historical Society – Annual Report
8. SUNY Broome – September 2016 Budget Transfer Report

**RESOLUTIONS HELD OVER FROM A PREVIOUS SESSION**

**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"**  
Carried. Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTIONS INTRODUCED AT THIS SESSION**

**RESOLUTION NO. 375**

By Economic Development, Education & Culture and Finance Committees  
Seconded by Mrs. Kaminsky  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE TOWN OF UNION FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2016 AND AUTHORIZING THE TRANSFER FROM THE BROWNFIELD REMEDIATION APPROPRIATION TO THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX**

WHEREAS, the Director of Planning requests authorization for an agreement with the Town of Union to provide \$25,000 in Hotel-Motel Funds for the Chugnut Trail Extension, and

WHEREAS, the Hotel-Motel funds will be a portion of the match to a \$75,000 State grant received by the Town of Union, and

WHEREAS, said funding will be used to assist with expenses associated with the route survey, trail design and construction documents, and permitting, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with The Town of Union, 3111 East Main Street, Endwell, New York, 13760 for funding from the Marketing and Economic Development allocation of the occupancy tax for the period October 1, 2016 through December 31, 2018, 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 Director of Management and Budget is hereby authorized to make the following transfer:

| <u>Department</u> | <u>Account</u> | <u>Fund Title</u>              | <u>Amount</u> |          |
|-------------------|----------------|--------------------------------|---------------|----------|
| 90000099          | 6005026        | 1010 Marketing & Economic Dev. | \$ 25,000     | Increase |
| 90000099          | 6005035        | 1010 Brownfield Remediation    | \$ 25,000     | Decrease |

and be it

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

Carried. Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 376**

By Finance Committee Seconded by Mrs. Kaminsky  
**RESOLUTION APPROVING THE SALE OF 2014 IN REM FORECLOSURE PROPERTIES TO THE FORMER OWNERS**

WHEREAS, the County of Broome now owns certain parcels of real property by virtue of the completion of proceedings and foreclosure in rem for year 2014, and

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

WHEREAS, the Director of Real Property Tax Service advises that the former owners of certain properties have requested to have the property sold back to them, and the Director of Real Property Tax Service recommends that such requests be granted based on the unusual circumstances of each such case as reviewed, now, therefore, be it

RESOLVED, that the sale back to former owners of the parcels listed on Exhibit "A" for the amounts stated is hereby approved by this County Legislature based on the unusual circumstances of each such case, and be it

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 377**

By Finance Committee

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING CANCELLATION OF VILLAGE AND SCHOOL TAXES PLUS ACCRUED INTEREST AND PENALTIES ON VARIOUS PARCELS OF REAL PROPERTY IN BROOME COUNTY**

WHEREAS, it is necessary to cancel village and school tax records plus accrued interest and penalties on various parcels of real property in Broome County, annexed hereto as Exhibit "A", now, therefore, be it

RESOLVED, that taxes plus accrued interest and penalties will be cancelled on various parcels of real property in Broome County, annexed hereto as Exhibit "A".

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 378**

By Finance Committee

Seconded by Mrs. Kaminsky

**RESOLUTION LEVYING THE COST OF WORKERS' COMPENSATION FOR 2017**

WHEREAS, a budget for the operation of the Broome County Self-Insurance Plan for Workers' Compensation for the year 2017 has been prepared, now, therefore, be it

RESOLVED, that the estimated costs of the Broome County Self Insurance Plan for Workers' Compensation for the year 2017, as apportioned to the County and the towns and villages participating in the fund are hereby approved, and be it

FURTHER RESOLVED, that the apportioned amounts as to the towns and County shall be included in the respective next succeeding tax levies by the County Legislature unless otherwise provided for and paid to the Director of the Office of Management and Budget, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized to bill the Village of Lisle for the amount apportioned to it, and be it

FURTHER RESOLVED, that when said amounts are collected, they shall be deposited to the Workers' Compensation account as follows:

| <b>Municipalities</b> | <b>2017 Total Premium</b> |
|-----------------------|---------------------------|
| Broome County         | 2,885,649                 |
| Barker                | 67,209                    |
| Binghamton (T)        | 53,449                    |
| Chenango              | 107,697                   |
| Colesville            | 64,808                    |
| Conklin               | 48,563                    |
| Lisle (T)             | 33,470                    |
| Lisle (V)             | 9,406                     |
| Maine                 | 62,359                    |
| Nanticoke             | 16,289                    |

|                |             |
|----------------|-------------|
| Port Dickinson | 20,165      |
| Sanford        | 47,901      |
| Triangle       | 18,470      |
| Whitney Point  | 13,165      |
| Windsor (T)    | 51,057      |
| Total          | \$3,499,659 |

Carried. Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 379**

By Finance Committee

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING AN AGREEMENT WITH EXCELLUS BLUE CROSS BLUE SHIELD TO ADMINISTER THE COUNTY'S HEALTH INSURANCE BENEFIT PLANS FOR THE DEPARTMENT OF RISK AND INSURANCE FOR 2017-2021**

WHEREAS, RFP 2016-072 Medical Claims Administrative Services was advertised, and WHEREAS, as a result of said RFP the Risk Manager requests authorization for an agreement with Excellus Blue Cross Blue Shield, to administer the County's health insurance benefit plans for the Department of Risk and Insurance at the following amounts:

\$36 per member per month for the period January 1, 2017 through December 31, 2017  
 \$37.02 per member per month for the period January 1, 2018 through December 31, 2018  
 \$38.07 per member per month for the period January 1, 2019 through December 31, 2019, with the option for two one-year renewals as follows  
 \$38.07 per member per month for the period January 1, 2020 through December 31, 2020  
 \$39.15 per member per month for the period January 1, 2021 through December 31, 2021, and

WHEREAS, said agreement is necessary to administer Broome County's health care benefit plans, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Blue Cross Blue Shield, 165 Court Street, Rochester, New York 14647 to administer the County's health insurance benefit plans for the Department 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 \$36 per member per month for the period January 1, 2017 through December 31, 2017

\$37.02 per member per month for the period January 1, 2018 through December 31, 2018  
 \$38.07 per member per month for the period January 1, 2019 through December 31, 2019, with the option for two one-year renewals as follows  
 \$38.07 per member per month for the period January 1, 2020 through December 31, 2020  
 \$39.15 per member per month for the period January 1, 2021 through December 31, 2021, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18010001.6004569.2080 (Claims Administration), and be it

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

Carried. Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 380**

By Finance Committee

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH HAYLOR FREYER & COON, INC., FOR CRIME INSURANCE COVERAGE (EMPLOYEE BOND POLICY) FOR THE OFFICE OF RISK AND INSURANCE FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 383 of 2015, authorized an agreement with Haylor Freyer & Coon, Inc., for Crime Insurance Coverage (Employee Bond Policy) for the Office of Risk and Insurance at a cost not to exceed \$4,643, for the period October 2, 2015 through October 1, 2016, and

WHEREAS, said agreement expires by its terms on October 2, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$8,280, for the period November 1, 2016 through October 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Haylor Freyer & Coon, Inc., 231 Salina Meadows Parkway, P.O. Box 4743, Syracuse, New York 13221-4743 for Crime Insurance Coverage (Employee Bond Policy) for the Office of Risk & Insurance for the period October 2, 2016 through October 1, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,280 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201 (Insurance Premiums), and be it

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

### RESOLUTION NO. 381

By Finance Committee

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH HAYLOR FREYER & COON, INC., FOR AIRPORT LIABILITY INSURANCE COVERAGE FOR THE OFFICE OF RISK AND INSURANCE FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 384 of 2015, authorized an agreement with Haylor Freyer & Coon, Inc., for Airport Liability Insurance Coverage for the Office of Risk and Insurance at a cost not to exceed \$26,850, for the period October 2, 2015 through October 1, 2016, and

WHEREAS, said agreement expires by its terms on October 1, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$26,850, for the period October 2, 2016 through October 1, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Haylor Freyer & Coon, Inc., 231 Salina Meadows Parkway, P.O. Box 4743, Syracuse, New York 13221-4743 for Airport Liability Insurance Coverage for the Office of Risk & Insurance for the period October 2, 2016 through October 1, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$26,850 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201 (Insurance Premiums), and be it

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

### RESOLUTION NO. 382

By Finance Committee

Seconded by Mrs. Kaminsky

**RESOLUTION AN AUTHORIZING AN AGREEMENT WITH THE GUARDIAN LIFE INSURANCE COMPANY OF NEW YORK FOR ADMINISTRATION OF BROOME COUNTY'S DENTAL INSURANCE PLAN FOR THE OFFICE OF RISK AND INSURANCE FOR 2017**

WHEREAS, the Risk Manager requests authorization for an agreement with Guardian Life Insurance Company of New York for administration of Broome County's dental insurance plan for

the Office of Risk and Insurance, at no cost to the County, for the period January 1, 2017 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Guardian Life Insurance Company of New York, 3900 Burgess Place, Bethlehem, Pennsylvania 18017 for the administration of Broome County's dental insurance plan for the Office of Risk and Insurance, at no cost to the County, for the period January 1, 2017 through December 31, 2017, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.  
**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

### RESOLUTION NO. 383

By Finance Committee

Seconded by Mrs. Kaminsky

#### RESOLUTION AUTHORIZING SALE OF COUNTY PROPERTIES FROM THE 2016 TAX SALE AUCTION

WHEREAS, the County of Broome owns certain parcels of real property as a result of in rem foreclosures, and

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

WHEREAS, the Director of Real Property Tax Service advises that a tax sale auction for 2016 was held and all bids submitted were tabulated, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of certain real property to the successful bidders from the 2016 Broome County tax sale auction as indicated on the attached Exhibit "A", and be it

FURTHER RESOLVED, that this County Legislature hereby rejects the bids as indicated on the attached Exhibit "B", 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 successful bidders in each such case, together with other such documents as may be necessary to implement the intent of this Resolution.

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

### RESOLUTION NO. 384

By Health & Human Services Committee

Seconded by Mrs. Kaminsky

#### RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY COMMUNITY SERVICES BOARD

WHEREAS, Debra A. Preston, Broome County Executive, pursuant to the authority vested in her by Article VIII, Section C803 and Section A804 of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individuals to membership on the Broome County Community Services Board, for the terms indicated, subject to confirmation by this County Legislature:

| <u>NAME</u>   | <u>TERM EXPIRING</u> |
|---|----------------------|
| William J. Knecht<br>453 Chrysler Road<br>Endwell, New York 13760 | 12/31/2020           |

|  |             |
|--|-------------|
| Kim E. Taro<br>241 Prospect Street<br>Binghamton, New York 13905 | 1 2/31/2020 |
|--|-------------|

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Article VIII, Section C803 and A804 of the Broome County Charter and Administrative Code, confirms the appointment of the above-named individuals to membership on the Broome County Community Services Board in accordance with their appointment by the County Executive.

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 385**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE VETERANS ADMINISTRATION FOR SERVICES RELATED TO THE OFFICE FOR AGING'S VETERANS ADMINISTRATION PROGRAM GRANT FOR 2016-2021**

WHEREAS, the Director of the Office for Aging requests authorization for an agreement with the Veterans Administration for services related to the Office for Aging's Veterans Administration Program Grant at monthly reimbursable amounts listed on Exhibit "A" for the period October 1, 2016 through September 30, 2021, and

WHEREAS, said agreement is necessary for the Office for Aging to provide reimbursable services, including but not limited to, consumer-directed service, home delivered meals and case management for veterans living in Broome County that have been assessed by the VA and chosen to receive various services pertaining to their individual needs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Veterans Administration, Syracuse VA Medical Center, 800 Irving Avenue, Syracuse, New York 12223-1251 for services related to the Office for Aging's Veterans Administration Program Grant for the period October 1, 2016 through September 30, 2021, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County at the monthly reimbursable amounts listed on Exhibit "A" for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 34010006.500946.1011.3410603 (Other Federal Revenue), and be it

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 386**

By Health & Human Services, Personnel and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING REVISION OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2016**

WHEREAS, this County Legislature, by Resolution 493 of 2015, authorized and approved renewal of the Title III-B Supportive Services Program Grant for the Office for Aging and adopted a program budget in the amount of \$833,082 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said program grant provides a variety of services including transportation, information and assistance, mandated legal assistance, the "Senior News" newsletter and shopping services, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$11,032 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-B Supportive Services Program Grant to reflect an increase of \$11,032 for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$844,114, and be it

FURTHER RESOLVED, that Resolution 493 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 authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

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

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

### **RESOLUTION NO. 387**

By Health & Human Services, Personnel and Finance Committees Seconded by Mrs. Kaminsky  
**RESOLUTION AUTHORIZING REVISION OF THE TITLE III-C CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2016**

WHEREAS, this County Legislature, by Resolution 494 of 2015, authorized and approved renewal of the Title III-C Congregate Meals Program Grant for the Office for Aging and adopted a program budget in the amount of \$1,135,526 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said program grant provides support for congregare meals, senior center operation, health and wellness activities, and access to benefits in accordance with the standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$15,465 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-C Congregate Meals Program Grant to reflect a decrease of \$15,465 for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$1,120,061, and be it

FURTHER RESOLVED, that Resolution 494 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 authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

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

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)





By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING RENEWAL OF THE CHILDREN'S HOME OF WYOMING CONFERENCE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH THE CHILDREN'S HOME OF WYOMING CONFERENCE TO ADMINISTER SAID PROGRAM FOR 2017**

WHEREAS, this County Legislature, by Resolution 394 of 2015, authorized and approved renewal of the Children's Home of Wyoming Conference Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$61,063 and authorized an agreement with the Children's Home of Wyoming Conference to administer said program for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said program grant provides support and respite services to children and families of children who have serious emotional illness, and

WHEREAS, it is desired to renew said program grant in the amount of \$61,114, adopt a program budget and renew the agreement with the Children's Home of Wyoming Conference to continue to administer said program for the period January 1, 2017 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$61,114 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Children's Home of Wyoming Conference Program Grant for the period January 1, 2017 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 \$61,114, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York 13901-1696, to administer said program for the Department of Mental Health 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 \$61,114 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005029.2610425 (Contracted Services-Children's Home of Wyoming Conference), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Children's Home of Wyoming Conference Program funds, for the period January 1, 2017 through December 31, 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-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 390**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING RENEWAL OF THE COMMUNITY OPTIONS PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH COMMUNITY OPTIONS OF NEW YORK, INC. TO ADMINISTER SAID PROGRAM FOR 2017**

WHEREAS, this County Legislature, by Resolution 395 of 2015, authorized and approved renewal of the Community Options Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$39,157 and authorized an agreement with Community Options of New York, Inc. to administer said program for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said program grant provides services to the Office of Mental Health clients enrolled in the VESID Program to help them maintain employment through community integration skills and activities, and

WHEREAS, it is desired to renew said program grant in the amount of \$39,315, adopt a program budget and renew the agreement with Community Options of New York, Inc. to continue to administer said program for the period January 1, 2017 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$39,315 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Community Options Program Grant for the period January 1, 2017 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 \$39,315, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Community Options of New York, Inc., 16 Farber Road, Princeton, New Jersey 08540 to administer said program for the Department of Mental Health 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 \$39,315 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005031.2610426 (Contracted Services-Community Options), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Community Options Program funds, for the period January 1, 2017 through December 31, 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-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 391**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING RENEWAL OF THE FAIRVIEW RECOVERY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH FAIRVIEW RECOVERY SERVICES, INC. TO ADMINISTER SAID PROGRAM FOR 2017**

WHEREAS, this County Legislature, by Resolution 389 of 2015, authorized and approved renewal of the Fairview Recovery Services Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$1,408,145 and authorized an agreement with Fairview Recovery Services, Inc. to administer said program for the period January 1, 2016 through December 31, 2016 and

WHEREAS, said program grant provides short and long-term residential services crisis services and crisis intervention for men and women with alcohol-related problems, and

WHEREAS, it is desired to renew said program grant in the amount of \$1,414,794, adopt a program budget, and renew the agreement with Fairview Recovery Services, Inc. to continue to administer said program for the period January 1, 2017 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$138,214 from the New York State Office of Alcoholism & Substance Abuse Services, 1450 Western Avenue, Albany, New York 12203 and \$1,276,580 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Fairview Recovery Services Program Grant for the period January 1, 2017 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 \$1,414,794, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Fairview Recovery Services, Inc., 5 Merrick Street, Binghamton, New York 13904 to administer said program for the Department of Mental 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 \$1,414,794 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005012.2610427 (Contracted Services-Fairview Recovery Services), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Fairview Recovery Services Program funds, for the period January 1, 2017 through December 31, 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-14, Nays-0, Absent-1 (Whalen)

### **RESOLUTION NO. 392**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING RENEWAL OF THE FAMILY AND CHILDREN'S SOCIETY PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY TO ADMINISTER SAID PROGRAM FOR 2017**

WHEREAS, this County Legislature, by Resolution 390 of 2015, as amended by Resolution 291 of 2016, authorized and approved renewal of the Family and Children's Society

Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$408,868 and authorized an agreement with the Family and Children's Society to administer said program for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said program grant allows the Family and Children's Society to work with local school systems to provide mental health services to children in the community and enhance their family support center, and

WHEREAS, it is desired to renew said program grant in the amount of \$381,084, adopt a program budget and renew the agreement with the Family and Children's Society to continue to administer said program for the period January 1, 2017 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$381,084 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Family and Children's Society Program Grant for the period January 1, 2017 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 \$381,084, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Family and Children's Society, 355 Riverside Drive, Johnson City New York 13790 to administer said program for the Department of Mental Health 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 \$381,084 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005007.2610428 (Contracted Services-Family and Children's Society), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate Family & Children's Society Program funds, for the period January 1, 2017 through December 31, 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-14, Nays-0, Absent-1 (Whalen)

### **RESOLUTION NO. 393**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING RENEWAL OF THE FAMILY ENRICHMENT NETWORK PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH THE FAMILY ENRICHMENT NETWORK TO ADMINISTER SAID PROGRAM FOR 2017**

WHEREAS, this County Legislature, by Resolution 392 of 2015, authorized and approved renewal of the Family Enrichment Network Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$102,807 and authorized an agreement with the Family Enrichment Network to administer said program for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said grant program is necessary to provide broad-based screenings to children in schools for the C & F Outreach and Testing Program, and

WHEREAS, it is desired to renew said grant program in the amount of \$103,868, adopt a program budget and renew the agreement with the Family Enrichment Network to continue to administer said program for the period January 1, 2017 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$103,868 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Family Enrichment Network Program Grant for the period January 1, 2017 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 \$103,868, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Family Enrichment Network, 24 Cherry Street, Johnson City, New York 13790 to continue to administer said program for the Department of Mental Health 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 \$103,868 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 36000004.6004573.2610429 (Other Fees for Services) and 36000004.6004621.2610429 (Building/Land Rental Chargeback), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Family Enrichment Network Program funds, for the period January 1, 2017 through December 31, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the 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 Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

#### **RESOLUTION NO. 394**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING RENEWAL OF THE UNITED HEALTH SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH UNITED HEALTH SERVICES TO ADMINISTER SAID PROGRAM FOR 2017**

WHEREAS, this County Legislature, by Resolution 388 of 2015, authorized and approved renewal of the United Health Services Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$1,087,659 and authorized an agreement with United Health Services to administer said program for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said program grant provides advocacy and support services as well as crisis intervention services and maintains a mobile adolescent crisis team, and







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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

### **RESOLUTION NO. 397**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH VARIOUS VENDORS FOR TEMPORARY STAFFING SERVICES AT THE WILLOW POINT NURSING HOME FOR 2015-2016**

WHEREAS, this County Legislature, by Resolution 195 of 2015, as amended by Resolutions 287 and 501 of 2015 and 273 of 2016, authorized an agreement with various vendors for temporary staffing services for the Willow Point Nursing Home at an aggregate cost not to exceed \$725,000 for the period June 1, 2015 through December 31, 2016, and

WHEREAS, said agreements are necessary to provide appropriate staffing to cover the residents of the Willow Point Nursing Home's needs, and

WHEREAS, it is necessary to authorize the amendment of said agreements to increase the aggregate not to exceed amount by \$200,000, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with various vendors, attached as Exhibit "A" to increase the aggregate not to exceed amount by \$200,000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors an aggregate amount not to exceed \$925,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27060304.6004410.2050 (Nursing Services), and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized to make a transfer in the 2016 accounts as follows:

From: 27060304.6008007.2050      \$200,000

To: 27060304.6004410.2050      \$200,000

and be it

FURTHER RESOLVED, that Resolutions 195, 287 and 501 of 2015, and 273 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-14, Nays-0, Absent-1 (Whalen)

### **RESOLUTION NO. 398**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH THE CITY OF BINGHAMTON FOR PARTIAL FUNDING FOR A VETERANS RESIDENCE AND AUTHORIZING A TRANSFER OF FUNDS**

WHEREAS, the City of Binghamton has proposed a redevelopment project at 27 Pine Street for use as a residence for Veterans, and

WHEREAS, the City has asked the County for partial funding for this project in the amount of \$89,500, and

WHEREAS, the total project cost is \$302,000, and

WHEREAS, the County has funds available in the Veterans Services Trust Fund for its contribution, now, therefore, be it

RESOLVED, that this County Legislature authorizes an agreement with the City of Binghamton, 38 Hawley Street, Binghamton, NY 13901 for the partial funding of a residence for Veterans at 27 Pine Street in the City of Binghamton, and be it

FURTHER RESOLVED, the County shall contribute an amount not to exceed \$89,500 towards the cost of the renovations of this property, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 36000006.6004146.1010 (Subcontracted Program Expense), 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 | 36000006.6004146.1010 | Subcontracted Program Expense | \$89,500 |
| Increase | 36000006.5000561.1010 | Transfer from Reserve         | \$89,500 |

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

### **RESOLUTION NO. 399**

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING RENEWAL OF THE MOTORCYCLE SAFETY PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 338 of 2015, authorized and approved the Motorcycle Safety Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$2,300 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said program grant promotes motorcycle riding practices and increases motorcycle safety awareness to the general public, and

WHEREAS, it is desired to renew said program grant in the amount of \$2,000 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 \$2,000 from the New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Albany, New York 12228 for the Office of the Sheriff's Motorcycle Safety 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 \$2,000, 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-14, Nays-0, Absent-1 (Whalen)

### **RESOLUTION NO. 400**

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING RENEWAL OF THE POLICE TRAFFIC SERVICES PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 423 of 2015, authorized and approved the Police Traffic Services Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$17,550 for the period October 1, 2015 through September 30, 2016, and

WHEREAS, said program grant provides funding for programs to increase seat belt and child safety seat usage and curb dangerous driving behaviors to reduce injuries and deaths from traffic accidents, and

WHEREAS, it is desired to renew said program grant in the amount of \$18,553 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 \$18,553 from the New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Albany, New York 12228 for the Office of the Sheriff's Police Traffic Services 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 \$18,553, and be it

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for 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-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 401**

By Finance Committee

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING AN AGREEMENT WITH PRO-FLEX ADMINISTRATORS TO ADMINISTER THE COUNTY'S FLEXIBLE BENEFITS PLAN FOR THE OFFICE OF RISK AND INSURANCE FOR 2017-2021**

WHEREAS, the Risk Manager requests authorization for an agreement with Proflex to administer the County's Flexible Benefits Plan for the Office of Risk & Insurance at an amount not to exceed \$3.60 per member per month, for the period January 1, 2017 through December 31, 2021, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Pro-Flex Administrators, 8321 Main Street, Williamsville, New York 14221 to administer the County's Flexible Benefits Plan for the Office of Risk & Insurance for the period January 1, 2017 through December 31, 2021, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3.60 per member per month for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18010001.6004569 (Claims Administration), and be it

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

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

#### **RESOLUTION NO. 402**

By Finance and Personnel Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH SECURITY MUTUAL LIFE INSURANCE COMPANY OF NEW YORK FOR LIFE INSURANCE FOR ELIGIBLE BROOME COUNTY EMPLOYEES FOR THE OFFICE OF RISK AND INSURANCE FOR 2017**

WHEREAS, the Risk Manager requests authorization for an agreement with Security Mutual Life Insurance Company of New York for life insurance for eligible Broome County employees for the Office of Risk and Insurance at a rate of \$0.95 per enrollee per month, and \$0.30 per enrollee per month for accidental death and dismemberment insurance for the period January 1, 2017 through December 31, 2017, and

WHEREAS, said agreement is necessary to provide life insurance coverage for eligible Broome County employees, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Security Mutual Life insurance Company of New York, 100 Court Street, PO Box 1625, Binghamton, New York 13902-1625, for life insurance for eligible Broome County employees 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 at the rate of \$0.95 per enrollee per month for life insurance and \$0.30 per enrollee per month for accidental death and dismemberment insurance for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201.2090 (Insurance Premiums), and be it

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

#### **RESOLUTION NO. 403**

By Finance Committee

Seconded by Mrs. Kaminsky

#### **RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY**

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

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

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

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 17000001.50000002.1010 (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-14, Nays-0, Absent-1 (Whalen)

#### **RESOLUTION NO. 404**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH CAYUGA MEDICAL ASSOCIATES D/B/A SURGICAL ASSOCIATES OF CAYUGA MEDICAL ASSOCIATES FOR SERVICES**

**RELATED TO THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF THE SOUTHERN TIER PROGRAM FOR 2016-2017**

WHEREAS, the Director of Public Health requests authorization for an agreement with Cayuga Medical Associates d/b/a Surgical Associates of Cayuga Medical Associates for services related to the Department of Health's Cancer Services Program of the Southern Tier Program at rates set by the New York State Department of Health for the period October 1, 2016 through March 31, 2017, and

WHEREAS, said agreement is necessary to provide breast, cervical and colorectal cancer screening services, diagnostics and follow-up services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Cayuga Medical Associates d/b/a Surgical Associates of Cayuga Medical Associates, 1301 Trumansburg Road, Suite P, Ithaca, New York 14850 for services related to the Department of Health's Cancer Services Program of the Southern Tier Program 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 according to the New York State Department of Health Cancer Services Program Reimbursement Rate Schedule for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413.1011.2510514 (Other Health & Medical Services), and be it

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 405**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING AN AGREEMENT WITH BERGMANN ASSOCIATES FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2016-2018**

WHEREAS, RFQ 2016-066 Endicott iDistrict Revitalization Plan was advertised, and

WHEREAS, as a result of said RFQ, the Director of Planning & Economic Development requests authorization for an agreement with Bergman Associates for professional services for the Department of Planning and Economic Development at a cost not to exceed \$49,980 for the period November 1, 2016 through October 31, 2018, and

WHEREAS, said services are necessary to develop the Endicott iDistrict Revitalization Plan, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Bergmann Associates, P.O. Box 8000, Dept. 238, Buffalo, New York 14267 for professional services for the Department of Planning and Economic Development for the period November 1, 2016 through October 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$49,980 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.1011.3710087 (Contracted Services), and be it

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 406**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING AN AGREEMENT WITH BERGMANN ASSOCIATES FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2016-2018**

WHEREAS, RFQ 2016-067 Endicott-Johnson Industrial Spine BOA was advertised, and

WHEREAS, as a result of said RFQ, the Director of Planning & Economic Development requests authorization for an agreement with Bergman Associates for professional services for the Department of Planning and Economic Development at a cost not to exceed \$120,610 for the period November 1, 2016 through January 31, 2018, and

WHEREAS, said services are necessary for the Endicott-Johnson Industrial Spine Brownfield Opportunity Area Step #3, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Bergmann Associates, P.O. Box 8000, Dept. 238, Buffalo, New York 14267 for professional services for the Department of Planning and Economic Development for the period November 1, 2016 through January 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$120,610 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.1011.3710080 (Contracted Services), and be it

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 407**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING AN AGREEMENT WITH VARIOUS VENDORS FOR IN-HOME RESPITE SERVICES FOR THE OFFICE FOR AGING'S CAREGIVER SUPPORT INITIATIVE GRANT FOR 2016-2017**

WHEREAS, the Director of the Office for Aging requests authorization for an agreement with various vendors for in-home respite services for the Office for Aging's Caregiver Support Initiative Grant at rates listed on Exhibit "A" for the period October 1, 2016 through December 31, 2017, and

WHEREAS, said agreements are necessary to provide in-home respite services for caregivers of OFA managed clients, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with various vendors listed on Exhibit "A" for in-home respite services for the Office for Aging's Caregiver Support Initiative Grant period October 1, 2016 through December 31, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the rates listed on Exhibit "A" 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-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 408**

By Health & Human Services, Personnel and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING REVISION OF THE TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2016**

WHEREAS, this County Legislature, by Resolution 495 of 2015, authorized and approved renewal of the Title III-C-2 Home Delivered Meals Program Grant for the Office for Aging and adopted a program budget in the amount of \$662,124 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said program grant provides support for home delivered meals (Meals on Wheels) to individuals age 60 and older in accordance with standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$6,366 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-C-2 Home Delivered Meals Program Grant to reflect a decrease of \$6,366 for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$655,758, and be it

FURTHER RESOLVED, that Resolution 495 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 authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

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

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 409**

By Finance and Public Works & Transportation Committees Seconded by Mr. Baker

**RESOLUTION AMENDING THE 2016 CAPITAL IMPROVEMENT PROGRAM RUNWAY 16 REHAB CONSTRUCTION PROJECT**

RESOLVED, that the 2016 Capital Improvement Program is hereby amended as follows:

FROM:

| <u>Code</u> | <u>Project Name</u>                | <u>Total</u> | <u>Estimated Construction Cost:</u> |                |               |
|-------------|------------------------------------|--------------|-------------------------------------|----------------|---------------|
|             |                                    |              | <u>State</u>                        | <u>Federal</u> | <u>Other*</u> |
| 2820060     | Runway 16<br>Rehab<br>Construction | \$9,000,000  | \$450,000                           | \$8,100,000    | \$450,000     |

| <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                                | 30         | 15         | \$9,000,000          | \$0                    |

TO:

| <u>Code</u> | <u>Project Name</u>                | <u>Total</u> | <u>Estimated Construction Cost:</u> |                |               |
|-------------|------------------------------------|--------------|-------------------------------------|----------------|---------------|
|             |                                    |              | <u>State</u>                        | <u>Federal</u> | <u>Other*</u> |
| 2820060     | Runway 16<br>Rehab<br>Construction | \$11,906,348 | \$594,724                           | \$10,705,035   | \$606,589     |

| Local Finance Law Section 11 |            |            | How Financed: |                        |
|------------------------------|------------|------------|---------------|------------------------|
| <u>Year Start</u>            | <u>YPU</u> | <u>LFL</u> | <u>Bond</u>   | <u>Current Revenue</u> |
| 2016                         | 30         | 15         | \$11,906,348  | \$0                    |

\* PFC Funds

Description: To amend the original CIP project amount for Runway 16/34 Rehabilitation Construction

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-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 410**

By Finance Committee

Seconded by Mr. Baldwin

**TAX ANTICIPATION NOTE RESOLUTION DATED OCTOBER 22, 2016**

BE IT RESOLVED by the affirmative vote of the County Legislature of the County of Broome, New York, as follows:

Section 1. The power to authorize, from time to time during fiscal year 2017, the issuance and sale of tax anticipation notes of the County of Broome, New York, including renewals thereof in an amount not to exceed ten million dollars (\$10,000,000) in anticipation of the collection of real property taxes levied, or to be levied during the fiscal year of said County during which such issuance and sale shall be authorized for the fiscal year during which such notes shall be issued and sold and shall have a term not to exceed three months from date of sale is hereby delegated to the Director of the Office of Management and Budget, the chief fiscal officer. Such notes shall be of such terms, form and contents as may be determined by said Director of the Office of Management and Budget, pursuant to the Local Finance Law of the State of New York. This power shall apply to tax anticipation notes to be issued by said County within 30 days prior to the commencement of the 2017 fiscal year in anticipation of the collection of real estate taxes levied or to be levied for such fiscal year.

Section 2. It is the intent of the County Legislature that this resolution shall remain in full force and effect until December 31, 2017, at which time the powers granted to the Director of the Office of Management and Budget shall automatically terminate without further action of this Legislature.

Section 3. This resolution shall take effect immediately.

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 411**

By Personnel, Public Works & Transportation and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR BINGHAMTON METROPOLITAN TRANSPORTATION STUDY**

RESOLVED, that in accordance with a request contained in PCR# 16-266 from the Executive Director of the Binghamton Metropolitan Transportation Study, this County Legislature hereby upgrades the position of Traffic Engineer, Grade 23, Union Code 04 CSEA, minimum hourly rate \$26.7186, 37.5 hours weekly, budget line 37000007.3710086.6001000.1011 to Traffic Engineer, Grade 24, Union Code 04, CSEA, minimum hourly rate \$28.1405, 37.5 hours weekly, budget line 37000007.3710086.6001000.1011, effective October 24, 2016.

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)



**RESOLUTION NO. 412**

By Economic Development, Education & Culture and Finance Committees  
Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE BROOME COUNTY LAND BANK CORPORATION (BCLBC) FOR ADMINISTRATIVE SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2015-2016**

WHEREAS, this County Legislature, by Resolution 349 of 2015, authorized an agreement with the Broome County Land Bank Corporation (BCLBC) for administrative services for the Department of Planning and Economic Development at a cost not to exceed \$70,000 for the period January 1, 2015 through November 11, 2016, and

WHEREAS, said agreement is necessary to administer a grant for housing rehabilitation and blight removal, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$25,000 to allow the BCLBC to subcontract with an agency to prepare bid specifications, conduct bidding, supervise rehabilitation work and inspect completed projects and extend the period through November 11, 2017, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Broome County Land Bank Corporation (BCLBC), 60 Hawley Street, 5<sup>th</sup> Floor Binghamton, New York 13901 to increase the not to exceed amount by \$25,000 to allow the BCLBC to subcontract with an agency to prepare bid specifications, construct bidding, supervise rehabilitation work and inspect completed projects and extend the period through November 11, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$95,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.3710078 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 349 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-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 413**

By Health & Human Services and finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING AN AGREEMENT WITH DR. RANA Z. AHMAD FOR MEDICAL DIRECTOR SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2017**

WHEREAS, RFP 2016-078 Medical Director Services for the Willow Point Nursing Home was advertised, and

WHEREAS, as a result of said RFP, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Dr. Rana Z. Ahmad for medical director services for the Willow Point Nursing Home at a cost not to exceed \$65,000, for the period January 1, 2017 through December 31, 2017, and

WHEREAS, said agreement is necessary to have a Medical Director on staff at the Willow Point Nursing Home as required by New York State, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Dr. Rana A. Ahmad, c/o United Health Services, Attention Monica Herzing, 20 Mitchell Avenue, 4<sup>th</sup> Floor, Binghamton, New York 13903 for medical director services for the Willow Point Nursing Home 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 \$65,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27010404.6004411.2050 (Physician Services), and be it

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

#### **RESOLUTION NO. 414**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING RENEWAL OF THE LOURDES HOSPITAL PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL TO ADMINISTER SAID PROGRAM FOR 2017**

WHEREAS, this County Legislature, by Resolution 391 of 2015, authorized and approved renewal of the Lourdes Hospital Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$448,236 and authorized an agreement with Our Lady of Lourdes Hospital to administer said program for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said program grant provides school-based counseling and prevention services to students who are at risk of drug and alcohol use due to personal, school, peer or family problems, who are exhibiting risk-taking behaviors, and

WHEREAS, it is desired to renew said grant program in the amount of \$451,250, adopt a program budget, and renew the agreement with Our Lady of Lourdes Hospital to continue to administer said program for the period January 1, 2017 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$451,250 from New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, New York 12223-3526, for the Department of Mental Health's Lourdes Hospital Program Grant for the period January 1, 2017 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 \$451,250, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905, to administer said program for the Department of Mental Health for the period January 1, 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 \$451,250 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004416.2610430 (Contracted Services-Lourdes Hospital), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Lourdes Hospital Program funds, for the period January 1, 2016 through December 31, 2016, 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-14, Nays-0, Absent-1 (Whalen)

#### **RESOLUTION NO. 415**

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF THE INDIGENT LEGAL SERVICES PROGRAM GRANT FOR THE OFFICE OF THE PUBLIC DEFENDER AND ADOPTING A PROGRAM BUDGET FOR 2015-2017**

WHEREAS, the Public Defender requests authorization to accept an Indigent Legal Services Program Grant for the Office of the Public Defender and adopt a program budget in the amount of \$1,305,531 for the period January 1, 2015 through December 31, 2017, and

WHEREAS, said program grant provides funding to improve the quality of services provided under Articles 18-A and 18-B of the County Law, including resources for representation in Broome County Family Court, as well as resources for additional personnel to handle the increasing number of indigent clients requesting services, client mitigation in sentencing and additional support personnel, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,305,531 from the New York State Office of Indigent Legal Services, A. E. Smith Building, 11<sup>th</sup> Floor, 80 South Swan Street, Albany, New York 12210 for the Office of the Public Defender's Indigent Legal Services Program Grant for the period January 1, 2015 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 \$1,305,531, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes a stipend for the Public Defender in the amount of \$10,000 per year for the grant period January 1, 2015 through December 31, 2017, pending receipt of funds from the New York State Office of Indigent Legal Services, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-14, Nays-0, Absent-1 (Whalen)

#### **RESOLUTION NO. 416**

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF THE INDIGENT LEGAL SERVICES PROGRAM GRANT FOR THE OFFICE OF THE PUBLIC DEFENDER AND ADOPTING A PROGRAM BUDGET FOR 2016-2018**

WHEREAS, the Public Defender requests authorization to accept an Indigent Legal Services Program Grant for the Office of the Public Defender and adopt a program budget in the amount of \$652,767 for the period January 1, 2016 through December 31, 2018, and

WHEREAS, said program grant provides funding, including resources for personnel, staff development and training and miscellaneous expenses associated with indigent defense services provided under Articles 18-A and 18-B of the County Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$652,767 from the New York State Office of Indigent Legal Services, A. E. Smith Building, 11<sup>th</sup> Floor, 80 South Swan Street, Albany, New York 12210 for the Office of the Public Defender's Indigent Legal Services Program Grant for the period January 1, 2016 through December 31, 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 \$652,767, and be it

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for 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-14, Nays-0, Absent-1 (Whalen)

#### **RESOLUTION NO. 417**

By Personnel, Public Safety & Emergency Services and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING MOVEMENT BETWEEN EMERGENCY SERVICES DISPATCHER I AND EMERGENCY SERVICES DISPATCHER II POSITIONS FOR THE OFFICE OF EMERGENCY SERVICES WITHOUT FURTHER LEGISLATIVE APPROVAL**

WHEREAS, the Office of Emergency Services recognizes the complexity and varying time of completion of fully trained Emergency Services dispatchers, and

WHEREAS, the Department of Personnel recommends that an Emergency Services Dispatcher I be upgraded to Emergency Services Dispatcher II upon fully completing all necessary training and being reachable on the Dispatcher II civil service list without further Legislative authorization, now, therefore, be it

RESOLVED, that this County Legislature authorizes movement between Emergency Services Dispatcher I (CSEA Grade 12) and Emergency Services Dispatcher II (CSEA Grade 14) titles for the Office of Emergency Services as determined by the Director of Emergency Services,

and be it

FURTHER RESOLVED, that the Personnel Officer, and Director of Management and Budget are hereby authorized to take any and all steps necessary to implement the intent and purpose of this Resolution, and be it

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

**RESOLUTION NO. 418**

By Finance Committee

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH A CONTRACT AGENCY SUPPORTED BY BROOME COUNTY FOR 2017**

WHEREAS, the County has contributed financial support to numerous agencies and organizations involved in various fields of endeavor which benefit, aid or assist with the many needs of the broad spectrum of the Broome County community, and

WHEREAS, it is the desire of this Legislature to give approval for the execution of a contract with the Broome County Soil & Water Conservation District, said contract to be in general form heretofore used, subject to and conditioned upon the financial allocation made and accounting procedure prescribed by the County Law Department to the contract agency in the 2017 Broome County Budget, and

WHEREAS, said financial support shall be distributed on a quarterly basis, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or her duly authorized representative to execute such agreement, approved as to form by the Department of Law, with the contract amount authorized in the 2017 Broome County Budget as follows:

| <u>Agency</u>                                    | <u>Amount</u> | <u>Department</u> | <u>Account</u> |
|--|---------------|-------------------|----------------|
| Broome County Soil & Water Conservation District | \$ 70,970     | 37000007          | 6005017        |

and be it

FURTHER RESOLVED, that said contract shall be in form substantially similar to those used in prior years for each specific agency conditioned upon and limited to the monetary amount and funding distribution criteria as set forth herewith and/or as approved in the 2017 County Budget, and to be subject to any necessary approvals required by the State or Federal Government or for any other valid reason which may require the approval of Federal or State government and to be conditioned upon the submission and filing with the Clerk of this Legislature and the County Executive a written annual report, detailing the agency's use of these funds received from the County during the previous calendar year, and be it

FURTHER RESOLVED, that the agency receiving funds from Broome County Government shall be subject to annual audits by the County Comptroller and shall provide, upon the request of the County Executive, all documents pertaining to or dealing with current and/or past individual program funding, and be it

FURTHER RESOLVED, said annual report shall be filed prior to the release of the second payment provided for by said contract and such payments are further subject to the provisions of Resolutions 262 of 1978 and 243 of 1979.

Heldover by Mr. Flagg

**RESOLUTION NO. 419**

By Finance Committee

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH SEVERAL CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2017**

WHEREAS, the County has contributed financial support from occupancy tax receipts to numerous agencies and organizations involved in various fields of endeavor which benefit, aid or assist with the many needs of the broad spectrum of the Broome County community, and

WHEREAS, it is the desire of this Legislature to give approval for the execution of the contracts with such agencies, said contracts to be in general form heretofore used, subject to and conditioned upon the financial allocations made and accounting procedure prescribed by the County Law Department to each respective contract agency in the 2017 Broome County Budget, and

WHEREAS, said financial support shall be distributed in the following manner:

- Aid up to and including \$10,000 shall be distributed in one lump sum

- payment
- Aid between \$10,001 and up to and including \$50,000 shall be distributed in semi-annual payments
- Aid in excess of \$50,000 shall be distributed on a quarterly basis,

now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or her duly authorized representative to execute such agreements, approved as to form by the Department of Law, with the contract amounts authorized in the 2017 Broome County Budget as follows:

| <u>Agency</u>                                   | <u>Amount</u>      | <u>Department</u> | <u>Account</u> |
|---|--------------------|-------------------|----------------|
| Broome County Arts Council                      | \$ 78,794          | 90000099          | 6005000        |
| Broome County Historical Society                | \$ 17,510          | 90000099          | 6005015        |
| Broome County Convention Bureau                 | \$ 253,148         | 90000099          | 6005022        |
| Four County Library System                      | \$ 10,000          | 90000099          | 6005023        |
| Southern Tier Zoological Society                | \$ 58,542          | 90000099          | 6005025        |
| Discovery Center                                | \$ 5,000           | 35020006          | 6005003        |
| Broome County Cooperative Extension Association | \$ 06,832          | 35020006          | 6005016        |
| <b>Total</b>                                    | <b>\$1,029,826</b> |                   |                |

and be it

FURTHER RESOLVED, that said contract shall be in form substantially similar to those used in prior years for each specific agency conditioned upon and limited to the monetary amount and funding distribution criteria as set forth herewith and/or as approved in the 2017 County Budget, and to be subject to any necessary approvals required by the State or Federal Government or for any other valid reason which may require the approval of Federal or State government and to be conditioned upon the submission and filing with the Clerk of this Legislature and the County Executive a written annual report, detailing the agency's use of these funds received from the County during the previous calendar year, and be it

FURTHER RESOLVED, that each agency receiving funds from Broome County Government shall be subject to annual audits by the County Comptroller and shall provide, upon the request of the County Executive, all documents pertaining to or dealing with current and/or past individual program funding, and be it

FURTHER RESOLVED, that any contract that provides for payment on a single lump sum basis, said annual report shall be filed before the lump sum payment is released and any contract which provides for two or more periodic payments during the contract term, said annual report shall be filed prior to the release of the second payment provided for by said contract and such payments are further subject to the provisions of Resolutions 262 of 1978 and 243 of 1979. Heldover by Mr. Flagg

**RESOLUTION NO. 420**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING AGREEMENTS WITH LOCAL LIBRARIES FOR THE DISTRIBUTION OF COUNTY LIBRARY AID FOR 2017**

WHEREAS, the County has contributed financial support to various Public Libraries in Broome County to assist them with their annual operating costs, and

WHEREAS, it is the desire of this Legislature to distribute the 2017 budgeted library aid to said Public Libraries, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or her duly authorized representative to execute such agreements, approved as to form by the Department of Law, for the distribution of 2017 budgeted library aid in the manner described above to local libraries as follows:

| <u>Library</u>       | <u>Amount</u> |
|----------------------|---------------|
| Deposit Free Library | \$ 1,411      |

|                         |                  |
|-------------------------|------------------|
| Lisle Free Library      | \$ 3,654         |
| Mary Wilcox Memorial    | \$ 7,502         |
| Moody Memorial (Fenton) | \$ 10,149        |
| Nineveh Public Library  | \$ 1,141         |
| Vestal Public Library   | \$ 25,000        |
| <b>Total</b>            | <b>\$ 48,857</b> |

and be it

FURTHER RESOLVED, said library aid shall be distributed in the following manner:

- Aid up to and including \$10,000 shall be distributed in one lump sum payment
- Aid between \$10,001 and up to and including \$50,000 shall be distributed in semi-annual payments
- Aid in excess of \$50,000 shall be distributed on a quarterly basis

Heldover by Mr. Flagg

**RESOLUTION NO. 421**

By Personnel and Finance Committees

Seconded by Mrs. Myers

**RESOLUTION AUTHORIZING THE HOURLY RATE SCHEDULE FOR NON-UNION, TEMPORARY AND SEASONAL EMPLOYEES**

WHEREAS, the County Legislature authorized and approved the hourly rate schedule for non-union, temporary and seasonal employees, last amended by Resolution 65 of 2016, and

WHEREAS, it is necessary at this time to authorize and approve the hourly rate schedule for non-union, temporary and seasonal employees, effective January 1, 2017, as shown on Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the hourly rate schedule for non-union, temporary and seasonal employees, effective January 1, 2017 as shown on Exhibit "A".

Heldover by Mr. Flagg

**RESOLUTION NO. 422**

By Finance and Personnel Committees

Seconded by Mrs. Myers

**RESOLUTION ESTABLISHING RATE OF COMPENSATION FOR NON-UNION ADMINISTRATIVE PERSONNEL FOR FISCAL YEAR 2017**

RESOLVED, that this County Legislature hereby authorized a stipend for the Commissioner of Public Works, Parks, Recreation and Youth Services, the Commissioner of Mental Health and Social Services, and the Deputy County Executive of \$8,000 per annum for each position, while they perform additional duties due to the vacancy of the second Deputy County Executive position, and be it

FURTHER RESOLVED, that the County Legislature wishes to authorize the same stipends for the 2017 year, and be it

FURTHER RESOLVED, that the salary increase authorized by this Resolution shall be rescinded if, at any time a second Deputy County Executive is hired, and be it

FURTHER RESOLVED, all non-union Administrative I personnel will receive a one and one half percent (1.5%) salary increase, effective January 1, 2017 and be it

FURTHER RESOLVED, all non-union Administrative II personnel will receive a one and one half percent (1.5%) salary increase, effective January 1, 2017 and be it

FURTHER RESOLVED, that all non-union Attorney personnel AT-1 through AT-6, will receive a one and one half percent (1.5%) salary increase, effective January 1, 2017, and be it

FURTHER RESOLVED, that all non-union Administrative I, Administrative II and Attorney position minimums are established pursuant to the schedule attached hereto as Exhibit "A", and be it

FURTHER RESOLVED, that other Broome County appointed, elected and miscellaneous officials salaries are established pursuant to the schedule attached hereto as Exhibit "A", and be it

FURTHER RESOLVED, that this County Legislature authorizes Mark Loughran, Deputy District Attorney, AT-4, minimum salary \$93,789, be compensated at \$98,000, and be it

FURTHER RESOLVED, that the Director of Management and Budget is hereby authorized, empowered and directed to correct any modifications, changes, additions and/or typographical errors not affecting the substance of the budget and that the Director of Management and Budget is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

Heldover by Mrs. Myers

### **RESOLUTION NO. 423**

By Finance Committee

Seconded by Mr. Pasquale

**RESOLUTION AMENDING RESOLUTION 180 OF 1965, ENTITLED: "RESOLUTION IMPOSING TAXES ON SALES AND USE OF TANGIBLE PERSONAL PROPERTY AND CERTAIN SERVICES, OCCUPANCY OF HOTEL ROOMS, ADMISSION CHARGES AND CLUB DUES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK", AS LAST AMENDED BY RESOLUTION 504 OF 2009, IN RELATION TO THE ALLOCATION OF SALES TAX RECEIPTS**

WHEREAS, since 1965 Broome County has distributed a portion of the 3% sales tax received by the County to the constituent municipalities within the County, and

WHEREAS, previous County Legislatures have revised the distribution formula as a means of coping with unfunded mandates shifted to counties by the State of New York, and

WHEREAS, based on economic indicators, it is anticipated that Broome County will continue to experience economic growth, and

WHEREAS, it is the determination of Broome County that a revenue sharing model which shares sales tax receipt enhancements between the County and the constituent municipalities is the most fair and equitable option, and

WHEREAS, the County Executive determined that the County needs to return to a true 50/50 split of the 3% collected over a period of time, and

WHEREAS, the application of this revenue sharing distribution formula to future sales tax receipts will enable the County as well as the constituent municipalities to benefit during times of growth in sales tax revenues, now therefore, be it

RESOLVED, that section 14 of Resolution 180 of 1965, as last amended by Resolution 504 of 2009, is hereby amended to revise subdivision "g" to read as follows:

"Constituent municipalities within the County shall receive fifty percent (50%) of such three percent (3%) sales tax collected, in accordance with the distribution formula established herein, provided however, that the distribution shall continue not to exceed the average distribution of the four (4) distribution periods from the previous year by more than one half percent (.5%) during reporting periods in 2011, one percent (1%) during reporting periods in 2012, one and one half percent (1.5%) during reporting periods in 2013, and two percent (2%) during reporting periods in or after 2014 (the Capped amount). Provided however, commencing in 2017, forty-five percent (45%) of the sales tax collected which exceeds the Cap of the constituent municipality's share of the 3% collected shall be distributed to the constituent municipalities.", and be it

FURTHER RESOLVED, that this Resolution shall take effect at the commencement of the first quarter of the New York State sales tax distribution period for 2017, and be it

FURTHER RESOLVED, that the Administration shall with each year's budget proposal review the distribution formula and based on the County's financial condition continue to increase, as appropriate, the additional amount over the cap to be returned to the constituent municipalities.

Heldover by Mr. Pasquale

### **RESOLUTION NO. 424**

By Finance and Public Works & Transportation Committees

Seconded by Mr. Heebner



**RESOLUTION APPROVING THE 2017-2022 CAPITAL IMPROVEMENT PROGRAM**

RESOLVED, that the 2017 Capital Budget and the 2017-2022 Capital Improvement Program as accompanying the tentative budget for 2017, and as corrected and amended, is hereby approved and adopted as the 2017 Capital Budget and the 2017-2022 Capital Improvement Program for the County of Broome, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget be and hereby is authorized, empowered, and directed to correct any modifications, changes, additions, and/or typographical errors not effecting the substance of the capital budget and capital program, and that the Director of the Office of Management and Budget is further directed, after making such corrections, to file the same with the Clerk of the County Legislature and to furnish said Clerk with copies thereof for the members of the County Legislature.  
Heldover by Mr. Heebner

**RESOLUTION NO. 425**

By Finance Committee

Seconded by Mrs. O'Brien

**BOND RESOLUTION DATED**

**RESOLUTION AUTHORIZING THE ISSUANCE OF \$14,342,875 BONDS OF THE COUNTY OF BROOME, NEW YORK TO PAY THE COST OF VARIOUS CAPITAL PROJECTS**

BE IT RESOLVED, by the County Legislature of the County of Broome, New York, as follows:

Section 1. The following are the classes of objects or purposes or specific objects or purposes to be financed by the County of Broome, New York, pursuant to this resolution, the maximum estimated costs thereof, and the subdivisions of Section 11.00(a) of the Local Finance Law of the State of New York and periods of probable usefulness applicable thereto:

| <u>Project Name</u>                          | <u>PPU / LFL Sect 11</u> | <u>Estimated</u> | <u>Maximum</u> |
|--|--------------------------|------------------|----------------|
| <u>Cost</u>                                  |                          |                  |                |
| Aviation SRE Equipment Replacement           | 20/27                    | \$650,000        |                |
| Master Plan Update                           | 5/62a                    | 800,000          |                |
| Geothermal Heating and Cooling               | 10/13                    | 780,875          |                |
| Digitize Permanent Records                   | 5/72                     | 25,000           |                |
| County Regulatory/Environ Compliance/Maint   | 5/35                     | 150,000          |                |
| Watershed Site 9A Compliance Upgrd Des/Perm  | 5/62a                    | 400,000          |                |
| Systematic Roof Repairs at County Facilities | 15/12(a)(2)              | 400,000          |                |
| County Building Renovations                  | 5/35                     | 150,000          |                |
| Public Safety Facility Repairs/Renovation    | 5/35                     | 150,000          |                |
| DPW Fleet Replacement                        | 3/77                     | 250,000          |                |
| Highway Reconstruction/Rehabilitation        | 15/20(c)                 | 2,777,000        |                |
| County Bridge and Culvert Flag Repairs       | 20/10                    | 450,000          |                |
| Upper Lisle Bridge Design                    | 5/62a                    | 79,000           |                |
| Old Route 17 Bridge Design                   | 5/62a                    | 283,000          |                |
| 2017 Highway Equipment Replacement           | 15/28                    | 960,000          |                |
| Computer Equipment Replace/Update Tech       | 5/32                     | 1,000,000        |                |
| Parks Facilities Repairs and Renovations     | 15/19(c)                 | 75,000           |                |
| Otsiningo Stage Construction                 | 5/32                     | 200,000          |                |
| Purchase Three Clean Diesel Transit Buses    | 10/29(a)                 | 1,320,000        |                |
| Vehicle Replacement                          | 3/77                     | 225,000          |                |
| Body Armor Vests                             | 5/86                     | 78,000           |                |
| Replace Civil Division System                | 5/32                     | 105,000          |                |
| Excavation of Sect IV Cell IV                | 25/6                     | 500,000          |                |
| Section V Plan & Permit Modification         | 5/62a                    | 300,000          |                |
| Leachate Plant Modification                  | 25/6                     | 450,000          |                |
| Colesville Landfill Remediation              | 25/6                     | 75,000           |                |
| Landfill Equipment                           | 10/28                    | 500,000          |                |
| HVAC Upgrades & Improvements                 | 10/13                    | 500,000          |                |

|                                      |             |                |
|--------------------------------------|-------------|----------------|
| Asphalt Concrete Resurfacing Project | 10/20(f)    | 90,000         |
| Roofing Replacement                  | 15/12(a)(2) | 400,000        |
| Voting Machine Replacements          | 10/31       | <u>220,000</u> |
|                                      |             | \$14,342,875   |

Section 2. SEQR DETERMINATION. It is hereby declared to be the intent of this County Legislature that the projects listed above shall not commence until all steps have been taken under the New York State Environmental Quality Review Act (SEQR), to the extent applicable, to ensure that said proposed projects are in compliance with the provisions thereof and, to this end, it is hereby determined that, until such compliance has been accomplished, the only obligations which shall be issued pursuant to this resolution shall be to provide funds for engineering, architectural and legal fees, including studies, surveys and testing of the site thereof, which will, at least, assist in the SEQR compliance process.

Section 3. The aggregate maximum estimated cost of the aforesaid classes of objects or purposes is \$14,342,875 and the plan for the financing thereof is by the issuance of \$14,342,875 bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law and by the application of \$1,918,360 from the Federal government in the following monies and allocated in their entirety to the following projects \$585,000 for the Aviation SRE Equipment Replacement, \$720,000 for the Master Plan Update, \$226,400 for the Old Route 17 Bridge Design, \$63,200 for the Upper Lisle Rd Bridge Design, and \$323,760 for the Purchase of Three Clean Diesel Transit Buses and there being anticipated \$2,172,635 received from State government in the following amounts and allocated entirely to the following projects: \$32,500 for the Aviation SRE Equipment Replacement project, \$40,000 for the Master Plan Update \$780,875 for the Geothermal Heating and Cooling project, \$777,000 for the Highway Reconstruction/Rehabilitation project, \$125,000 for the Otsiningo Stage Construction project, and \$417,260 for the Purchase of Three Clean Diesel Transit Buses, provided however, that the amounts of bonds to be issued shall be reduced to the extent of Federal and/or State grants received in connection therewith.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes is hereby delegated to the Director of the Office of Management and Budget, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of the Office of Management and Budget, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Director of the Office of Management and Budget, the chief fiscal officer of Broome County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Director of the Office of Management & Budget shall determine consistent with the provision of the Local Finance Law.

Section 6. The faith and credit of said County of Broome, New York, are hereby irrevocably pledged for the payment of the principal of and interest of such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said

- 2) County is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and any action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press & Sun Bulletin, which is the only newspaper having a general circulation in the County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. The Director of the Office of Management and Budget is hereby authorized to make a short term non-interest bearing interfund loan from the General Fund and other Enterprise Funds, Internal Service Funds, or Special Revenue Funds to provide sufficient cash to proceed with these Projects until the bonds authorized by this Resolution are sold.  
Heldover by Mrs. O'Brien

### **RESOLUTION NO. 426**

By Finance Committee

Seconded by Mr. Bernhardsen

#### **RESOLUTION ADOPTING THE BROOME COUNTY BUDGET FOR FISCAL YEAR 2017**

RESOLVED, that the tentative budget of the County of Broome, including the County's 2017 Capital Budget, as corrected and amended to \$ \_\_\_\_\_ be and is hereby adopted as the budget for the County of Broome, for the year commencing January 1, 2017 and ending December 31, 2017, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized, empowered, and directed to correct any modifications, changes, additions and/or typographical errors not effecting the substance of the budget and that the Director of the Office of Management and Budget is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

Heldover by Mr. Bernhardsen

### **RESOLUTION NO. 427**

By Finance Committee

Seconded by Mr. Baldwin

#### **RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE BROOME COUNTY GOVERNMENT FOR FISCAL YEAR 2017**

WHEREAS, this County Legislature, by an accompanying Resolution \_\_\_\_\_ of 2016, has adopted a budget for fiscal year 2017, now, therefore, be it

RESOLVED, that the several amounts specified in such budget under the various categories and the various objects of expense in the 2017 tentative budget under the recommended column, unless a specific change or correction has been made in the same, in which case such change or corrected figure shall apply, shall be the amount appropriated for such items, effective January 1, 2017, and be it

FURTHER RESOLVED, that the fee schedules changing, deleting or establishing certain fees for the purpose of offsetting operating expenses be adopted, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized, empowered and directed to correct any modifications, changes, additions and/or typographical errors not effecting the substance of the budget, and that the Director of the Office of Management and Budget is further directed, after making such corrections, to file same



District Attorney's Overdose Death Investigator Program Grant for the period November 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 \$36,792, and be it

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for 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-14, Nays-0, Absent-1 (Whalen)

### **RESOLUTION NO. 431**

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mrs. Kaminsky

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF THE VIOLENT CRIMES INVESTIGATOR PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET FOR 2016-2017**

WHEREAS, the District Attorney requests authorization to accept a Violent Crimes Investigator Program Grant for the Office of the District Attorney and adopt a program budget in the amount of \$85,551 for the period November 1, 2016 through December 31, 2017, and

WHEREAS, said program grant provides funding for a full-time Investigator that will concentrate on investigating violent crimes in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$85,551 from the Traffic Diversion Program for the District Attorney's Violent Crimes Investigator Program Grant for the period November 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 \$85,551, and be it

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for 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-14, Nays-0, Absent-1 (Whalen)

### **RESOLUTION NO. 432**

By Public Safety & Emergency Services and Finance Committees Seconded by Mrs. Kaminsky



WHEREAS, this County Legislature, by Resolution 2016-385, authorized an agreement with Haylor Freyer & Coon, Inc., for County-Owned Property, Boiler and Machinery and Inland Marine Insurance Coverage for the Office of Risk and Insurance at a cost not to exceed \$232,145 for the period October 2, 2015 through October 1, 2016, and

WHEREAS, said agreement expired by its terms on October 1, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$200,977, for the period October 2, 2016 through October 1, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Haylor Freyer & Coon, Inc., 231 Salina Meadows Parkway, P.O. Box 4743, Syracuse, New York 13221-4743 for County-Owned Property, Boiler and Machinery and Inland Marine Insurance Coverage for the Office of Risk & Insurance for the period October 2, 2016 through October 1, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$200,977 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201 (Insurance Premiums), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.  
**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

### **RESOLUTION NO. 435**

By County Administration and Economic Development, Education & Culture Committees  
Seconded by Mr. Shaw

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 8 OF 2016, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 194 OF THE BROOME COUNTY CHARTER AND CODE TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM IN BROOME COUNTY."**

WHEREAS, this County Legislature and County Executive have jointly submitted this Resolution and Local Law which establishes a sustainable energy loan program in Broome County, and

WHEREAS, the County Legislature and County Executive have determined that it is an important public purpose for the County to promote certain energy efficiency and renewable energy goals and to fulfill this important public purpose by enabling qualified property owners access to funding for energy efficiency and renewable energy systems improvements; and

WHEREAS, pursuant to Article 5-L of the General Municipal Law of the State of New York, this County Legislature is authorized to implement a sustainable energy loan program which will achieve this important public purpose; now, therefore, be it

RESOLVED, that Local Law Intro. No. 8 of 2016, entitled: "A Local Law Amending Chapter 194 of the Broome County Charter and Code to Establish a Sustainable Energy Loan Program in 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, and be it

FURTHER RESOLVED, that any municipal agreements with the EIC that are established under the authority of this Local Law and any amendments or modifications to those municipal agreements, must be enacted and approved by the Broome County Legislature through a resolution.

#### **LOCAL LAW INTRO. NO. 8 OF 2016**

#### **A LOCAL LAW AMENDING CHAPTER 194 OF THE BROOME COUNTY CHARTER AND CODE TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM IN BROOME COUNTY**

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

#### **SECTION 1. SHORT TITLE**

This Local Law shall be known as the "Energize NY Benefit Financing Program", and shall read as follows:

#### **SECTION 2. LEGISLATIVE INTENT AND PURPOSE**

A. This Local Law establishes a program that will allow the Energy Improvement Corporation ("EIC"), a local development corporation, acting on behalf of Broome County, to make funds available to qualified property owners that will be repaid by such property owners through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this section and fulfilling an important public purpose.

B. Broome County is authorized to implement this Energize NY Benefit Financing Program pursuant to Article 5-L of the New York General Municipal Law.

C. This Local Law shall be known and may be cited as the "Energize NY Benefit Financing Program Law of Broome County".

### SECTION 3. DEFINITIONS

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

a. Authority – The New York State Energy Research and Development Authority, as defined by subdivision two of section eighteen hundred fifty-one of the public authorities law, or its successor.

b. County – Broome County, State of New York

c. EIC – The Energy Improvement Corporation, a local development corporation, duly organized under section fourteen hundred eleven of the Not-For-Profit Corporation Law, authorized hereby on behalf of the County to implement the Energize NY Benefit Financing Program by providing funds to qualified property owners (as defined in this chapter) and providing for repayment of such funds from monies collected by the County tax collector as a charge to be levied on the real property and collected in the same manner and same form as the County taxes.

d. Energy Audit – A formal evaluation or "assessment" of the energy consumption of a permanent building or structural improvement to real property, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of identifying appropriate energy efficiency improvements that could be made to the property.

e. Energy Efficiency Improvement – Any renovation or retrofitting of a building to reduce energy consumption, such as window and door replacement, lighting, caulking, weather stripping, air sealing, insulation, and heating and cooling system upgrades, and similar improvements, determined to be cost-effective pursuant to criteria established by the Authority, not including lighting measures or household appliances that are not permanently fixed to real property.

f. Qualified Property Owner – An owner of a residential or commercial property located within the boundaries of the County that is determined to be eligible to participate in the Energize NY Benefit Financing Program under the procedures for eligibility set forth under this Local Law.

g. Renewable Energy System – An energy generating system for the generation of electric or thermal energy, to be used primarily as such property, by means of solar thermal, solar photovoltaic, wind, geothermal, anaerobic digester gas-to-electricity systems, fuel cell technologies, or other renewable energy technology approved by the Authority not including the combustion or pyrolysis of solid waste.

h. Renewable Energy System Feasibility Study – A written study, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of determining the feasibility of installing a renewable energy system.

### SECTION 4. ESTABLISHMENT OF AN ENERGIZE NY BENEFIT FINANCING PROGRAM

A. An Energize NY Benefit Financing Program is hereby established by the County, whereby EIC acting on its behalf, may provide funds to Qualified Property Owners in accordance with the procedures set forth under this Local Law, to finance the acquisition, construction and installation of Renewable Energy Systems and Energy Efficiency Improvements and the verification of the installation of such systems and improvements.

B. The funds provided shall not exceed the lesser of ten percent (10%) of the appraised value of the real property where the Renewable Energy Systems and / or Energy Efficiency Improvements will be located, or the actual cost of installing the Renewable Energy Systems and / or Energy Efficiency Improvements, including the costs of necessary equipment, materials,



and labor and the cost of verification of such systems and improvements.

**SECTION 5. PROCEDURES OF ELIGIBILITY**

A. Any property owner in the County may submit an application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and on the Broome County Government website.

B. Every application submitted by a property owner shall be reviewed by EIC acting on behalf of the County, which shall make a positive or negative determination on such application based upon the criteria for making a financing enumerated in subsection A of section 6 of this Local Law. EIC may also request further information from the property owner where necessary to aid in its determination.

C. If a positive determination on an application is made by EIC acting on behalf of the County, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Energize NY Benefit Financing Program in accordance with the procedure set forth under section 7 of this Local Law; provided that in no case shall a property owner that has received funds from another municipal corporation for the acquisition, construction and installation of Energy Efficiency Improvements and /or Renewable Energy Systems be deemed a Qualified Property Owner.

**SECTION 6. APPLICATION CRITERIA**

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

1. The proposed Energy Efficiency Improvement and / or Renewable Energy Systems are determined to be cost effective by the Authority;

2. The proposed Energy Efficiency Improvements and / or Renewable Energy Systems will generate an estimated annual cost savings greater than the annual charge payments;

3. Sufficient funds are available to provide to the property owner;

4. The property owner is current in payments on any existing mortgage;

5. The property owner is current in payments on any existing real property taxes and has been current on real property taxes for the previous three years; and

6. Such additional criteria, not inconsistent with the criteria set forth above, as the County, or EIC acting on its behalf, may set from time to time

**SECTION 7. OPT-IN, ENERGIZE FINANCE AGREEMENT**

A. A Qualified Property Owner may participate in the Energize NY Benefit Financing Program through the execution of an Energize Finance Agreement made by and between the Qualified Property Owner and EIC, acting on behalf of the County.

B. Upon execution of the Energize Finance Agreement, the Qualified Property Owner shall be eligible to receive funds from EIC acting on behalf of the County, for the acquisition, construction, and installation of qualifying Renewable Energy Systems and Energy Efficiency Improvements; provided the requirements of section 8 of this Local Law have been met.

C. The Energize Finance Agreement shall include the terms and conditions of repayment set forth under section 9 of this Local Law.

**SECTION 8. ENERGY AUDIT, RENEWABLE ENERGY SYSTEM FEASIBILITY STUDY**

A. No funds shall be made available for Energy Efficiency Improvements unless determined to be appropriate through an Energy Audit as defined in Section 3.

B. No funds shall be made available for a Renewable Energy System unless determined to be feasible through a Renewable Energy System Feasibility Study as defined in Section 3.

C. The cost of such Energy Audit and / or Renewable Energy System Feasibility Study shall be borne solely by the property owner but may be included in the financed amount if the work is approved.

**SECTION 9. TERMS AND CONDITIONS REPAYMENT**

The Energize Finance Agreement between the Qualified Property Owner and EIC acting on behalf of the County, shall set forth the terms and conditions of repayment in accordance with the following:

A. The principal amount of the funds paid to the Qualified Property Owner hereunder, together with the interest thereon, shall be paid by the property owner as a charge on their real property tax bill and shall be levied and collected at the same time and in the same manner as County taxes, provided that such charge shall be separately listed on the tax bill. The County shall make payment to EIC or its designee in the amount of all such separately listed charges within thirty (30) days of the County real property tax due date.

B. The term of such repayment shall be determined at the time the Energize Finance Agreement is executed by the property owner and EIC, provided that in no case shall the term exceed the weighted average of the useful life of the systems and improvements as determined by EIC acting on behalf of the County.

C. The rate of interest for the charge shall be fixed by EIC acting on behalf of the County at the time the Energize Finance Agreement is executed by the property owner and EIC.

D. The charge shall constitute a lien upon the real property benefited by the Energize NY Benefit Financing Program and shall run with the land. A transferee of title to the benefited real property shall be required to pay any future installments, including interest thereon.

**SECTION 10. VERIFICATION AND REPORT**

A. EIC shall be responsible for verifying and reporting to the County on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by such program.

B. The County shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Energize NY Benefit Financing Program in such form and manner as the Authority may establish.

**SECTION 11. EFFECTIVE DATE**

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Whalen)

Mr. Pasquale made a motion to adjourn, seconded by Mr. Flagg. **Motion to adjourn carried.** Ayes-14, Nays-0, Absent-1 (Whalen). The meeting was adjourned at 5:42 p.m.