

**LEGISLATURE
REGULAR SESSION
DECEMBER 19, 2019**

The Legislature convened at 5:00 p.m. with a call to order by the Chairman, Daniel J. Reynolds. The Clerk, Aaron M. Martin, read the fire exit announcement and called the Attendance Roll, Present-14, Absent-1 (Kaminsky).

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

Mrs. O'Brien and Mr. Whalen were designated with Chairman Reynolds as participants in the "Short Roll Call".

Mr. Hilderbrant and Mr. Weslar presented over five CHOW barrels of food and a check for \$1,110 that was collected during the Legislature's Annual Holiday Meals Drive.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE

- A. Letters from the County Executive, Jason T. Garnar:
1. Nursing Home Advisory Board Appointment Letter
 2. Youth Bureau Advisory Board Appointment Letter
 3. Veteran's Memorial Arena Board of Directors Appointment Letter
 4. Environmental Management Council Appointment Letter
 5. Broome Tioga Workforce Board Appointment Letter
 6. Community Services Board Appointment Letter
 7. Central Library Board of Trustees Appointment Letter

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel J. Reynolds:
1. Committee Designation Letter – Flagg
 2. Committee Designation Letter – Myers
 3. Committee Designation Letter – Whalen
 4. Shared Services Response Letter

Mr. Pasquale made a motion, seconded by Mr. Baldwin that the Session minutes of November 7, 2019 and November 21, 2019 be approved as prepared and presented by the Clerk.

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

Mr. Reynolds noted that the committee minutes from November 22, 2019 through December 18, 2019 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 Mr. Balles, seconded by Mr. Baker.

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

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS

1. Legislature – Special Public Works & Transportation Committee Meeting Notice
2. Legislature – Special County Administration Committee Meeting Notice
3. Executive – 2020 Budget Hearing Transcription
4. Soil & Water Conservation District – Board of Directors October Meeting Minutes
5. Soil & Water Conservation District – Board of Directors November Meeting Minutes
6. Arts Council – Funding Thank You Letter
7. VISIT Binghamton – 2020 Marketing Plan

8. VISIT Binghamton – November Monthly Report
9. Office of Management & Budget – Tax Anticipation Note Certificate
10. Office of Management & Budget – County Executive Budget Amendments
11. Office of Management & Budget – Adopted 2020 Broome County Budget
12. SUNY Broome – Quarterly Income Statement Report
13. SUNY Broome – Above Minimum Hire Report
14. SUNY Broome – 2019-2020 Adopted Budget
15. Thomas, Collison & Meagher Law Firm – Canopy Growth Public Hearing Notice
16. County Attorney – Opinion on Emergency First Responders Protection Act
17. Audit & Control – Commissary Administration Audit
18. Town of Vestal – 2020 Budget
19. Town of Nanticoke – 2020 Budget
20. Town of Lisle – 2020 Budget
21. Town of Colesville – 2020 Budget
22. Town of Barker – 2020 Budget
23. Town of Windsor – 2020 Budget

RESOLUTIONS HELDOVER FROM A PREVIOUS SESSION

RESOLUTION NO. 539

By County Administration and Public Safety & Emergency Services Seconded by Mr. Pasquale
**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 10 OF 2019, ENACTING THE
“EMERGENCY FIRST RESPONDERS PROTECTION ACT OF 2019”**

Mr. Pasquale made a motion to Call the Question, seconded by Mr. Baker.

Mrs. Myers requested to abstain from voting on the Motion to Call the Question due to her belief that the Act is unconstitutional. Mr. Baker called for a Point of Order as Rule 15 of the Rules of Order does not allow for a Legislator to be excused from voting except in the case of a prohibited or perceived conflict of interest.

Request to Abstain by Mrs. Myers failed. Ayes-4 (Weslar, Myers, Whalen, Ryan), Nays (Baker, Shaw, Baldwin, Hilderbrant, O'Brien, Pasquale, Flagg, Balles, Wildoner, Reynolds), Absent-1 (Kaminsky).

Motion to Call the Question carried. Ayes-10, Nays-4 (Weslar, Myers, Whalen, Ryan), Absent-1 (Kaminsky)

Mr. Weslar requested to abstain from voting on the Resolution due to his belief that the Act is unconstitutional. Mr. Baker called for a Point of Order as Rule 15 of the Rules of Order does not allow for a Legislator to be excused from voting except in the case of a prohibited or perceived conflict of interest.

Request to Abstain by Mr. Weslar failed. Ayes-4 (Weslar, Myers, Whalen, Ryan), Nays-10 (Baker, Shaw, Baldwin, Hilderbrant, O'Brien, Pasquale, Flagg, Balles, Wildoner, Reynolds), Absent-1 (Kaminsky).

Mrs. Myers requested to abstain from voting on the Resolution due to her belief that the Act is unconstitutional. Mr. Hilderbrant called for a Point of Order as Rule 15 of the Rules of Order does not allow for a Legislator to be excused from voting except in the case of a prohibited or perceived conflict of interest.

Request to Abstain by Mrs. Myers failed. Ayes-4 (Weslar, Myers, Whalen, Ryan), Nays-10 (Baker, Shaw, Baldwin, Hilderbrant, O'Brien, Pasquale, Flagg, Balles, Wildoner, Reynolds), Absent-1 (Kaminsky).

Mr. Whalen requested to abstain from voting on the Resolution due to his belief that the Act is unconstitutional. Mrs. O'Brien called for a Point of Order as Rule 15 of the Rules of Order does not allow for a Legislator to be excused from voting except in the case of a prohibited or perceived conflict of interest.

Request to Abstain by Mr. Whalen failed. Ayes-4 (Weslar, Myers, Whalen, Ryan), Nays-10 (Baker, Shaw, Baldwin, Hilderbrant, O'Brien, Pasquale, Flagg, Balles, Wildoner, Reynolds), Absent-1 (Kaminsky).

Mrs. Myers requested to abstain from voting on the Resolution due to her belief that the Act is unconstitutional. Mr. Hilderbrant called for a Point of Order as Rule 15 of the Rules of Order does not allow for a Legislator to be excused from voting except in the case of a prohibited or perceived conflict of interest.

Request to Abstain by Mrs. Myers failed. Ayes-4 (Weslar, Myers, Whalen, Ryan), Nays-10 (Baker, Shaw, Baldwin, Hilderbrant, O'Brien, Pasquale, Flagg, Balles, Wildoner, Reynolds), Absent-1 (Kaminsky).

Resolution carried. Ayes-10, Nays-4 (Weslar, Myers, Whalen, Myers), Absent-1 (Kaminsky)

RESOLUTION NO. 540

By County Administration and Public Safety & Emergency Services Seconded by Mr. Pasquale
RESOLUTION URGING THE ADOPTION OF SENATE BILL S.335 (AKSHAR) AND ASSEMBLY BILL A.5056 (ABBATE) A/K/A THE "COMMUNITY HEROES PROTECTION ACT"

Carried. Ayes-10, Nays-4 (Weslar, Myers, Whalen, Ryan), Absent-1 (Kaminsky)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 542

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AN AGREEMENT WITH THE TOWNS OF TRIANGLE AND VESTAL FOR SNOW AND ICE CONTROL ON COUNTY ROADS AND HIGHWAYS FOR 2020

WHEREAS, the Commissioner of Public Works requests authorization for agreements with the Towns of Triangle and Vestal for snow and ice control on certain county roads and highways at the rate of \$3,700 per centerline mile, total amount not to exceed \$56,906 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Town of Triangle, P.O. Box 289, 2612 Liberty Street, Whitney Point, New York 13862 and the Town of Vestal, 605 Vestal Parkway West, Vestal, New York 13850 for the removal of snow and ice on certain county roads and highways for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$3,700 per centerline mile, total amount not to exceed \$56,906 for both agreements for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 29010305.6004191.3120 (outside Rental Machinery), and be it

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

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

RESOLUTION NO. 543

By Public Works & Transportation and Finance Committee Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING AGREEMENT WITH THE TOWN OF BINGHAMTON FOR CODE ENFORCEMENT SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS VETERANS RESOURCE CENTER PROJECT FOR 2019-2020

WHEREAS, the Commissioner of Public Works requests authorization for a Memorandum of Understanding agreement with the Town of Binghamton for Code Enforcement Services for the Department of Public Works' Veterans Resource Center Project, at the rate of \$105 per hour, total amount not to exceed \$5,250 plus a fixed permit fee of \$300 for the period November 26, 2019 through December 31, 2020, and

WHEREAS, said agreement is necessary for technical review fees incurred in relation to the permit from the Town Engineer, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a Memorandum of Understanding Agreement with the Town of Binghamton, 279 Park Avenue, Binghamton, New York 13903 for Code Enforcement Services for the Department of Public Works' Veterans Resource Center Project for the period November 26, 2019 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$105 per hour, total amount not to exceed \$5,250, plus a fixed permit fee of \$300 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 15020101.6002102.5202.1520083 (Alterations & Improvements), and be it

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

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

RESOLUTION NO. 544

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH C & S ENGINEERS FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2018-2020

WHEREAS, this County Legislature, by Resolution 83 of 2018, authorized an agreement with C & S Engineers, for professional engineering services for the Department of Public Works at a cost not to exceed \$208,000 for the period April 1, 2018 through December 31, 2020, and

WHEREAS, said services are necessary for design work associated with the 2018 CIP Old Route 17 (CR 28) Bridge over Oquaga Creek Replacement Project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$233,000 to include construction inspection services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with C & S Engineers, 499 Col. Eileen Collins Boulevard, Syracuse, New York 13212 to increase the not to exceed amount by \$233,000 for construction inspection services for the Department of Public Works' Old Route 17 (CR 28) Bridge over Oquaga Creek Replacement Project for the period April 1, 2018 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$441,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 29010105.6004572.2920092 (Engineering and Architectural), and be it

FURTHER RESOLVED, that Resolution 83 of 2018, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 545

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH C & S ENGINEERS FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2017-2019

WHEREAS, this County Legislature, by Resolution 470 of 2016, authorized an agreement with C & S Engineers, Inc., for professional engineering services for the Department of Public Works at a cost not to exceed \$500,000 for the period January 1, 2017 through December 31, 2019, and

WHEREAS, said agreement is necessary to provide facilities engineering services on an as-needed basis, and

WHEREAS, C & S Engineers, is currently being utilized for the Willow Point Rehabilitation and Nursing Center's Front Entry Remodel Project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through June 30, 2020 to complete services related to said project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with C & S Engineers, Inc., 499 Col. Eileen Collins, Syracuse New York 13225 to extend the period through June 30, 2020, and be it

FURTHER RESOLVED, that Resolution 470 of 2019, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 546

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE

WHEREAS, a Project for the Replacement of BIN 3350050, CR 28/Old Rt. 17 over Hotchkiss Creek, and Chestnut St. culvert over Hotchkiss Creek, P.I.N. 9754.89 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Broome desires to advance the Project by making a commitment of 100% of the federal and non-federal share of the costs of the Preliminary Engineering/Design and Right-of-Way Incidentals work, now, therefore, be it

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

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

FURTHER RESOLVED, that the sum of \$340,000 is hereby appropriated pursuant to the 2020 Capital Improvement Program and made available to cover the cost of participation in the above phase of the Project, and be it

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

FURTHER RESOLVED, that the County Executive of the County of Broome be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Broome with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance

funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it

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

FURTHER RESOLVED, that this Resolution shall take effect immediately.

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

RESOLUTION NO. 547

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE

WHEREAS, a Project for the Replacement of BIN 3349750, CR 33/Hooper Road over Patterson Creek, P.I.N. 9754.15 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Broome desires to advance the Project by making a commitment of 100% of the federal and non-federal share of the costs of the Preliminary Engineering/Design and Right-of-Way Incidentals work, now, therefore, be it

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

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

FURTHER RESOLVED, that the sum of \$320,000 is hereby appropriated pursuant to the 2019 Capital Improvement Program, as amended, and made available to cover the cost of participation in the above phase of the Project, and be it

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

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

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

FURTHER RESOLVED, that this Resolution shall take effect immediately.

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

RESOLUTION NO. 548

By Public Works & Transportation Committee Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING THE STANDARDIZATION OF TRIDIUM FOR HVAC CONTROLLERS FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, subdivision 5 of § 103 of the General Municipal Law of the State of New York provides that, upon adoption of a standardization resolution by a vote of at least three-fifths of all members of the governing board of a political subdivision, purchase contracts for a particular type or kind of equipment, materials or supplies may be awarded after competitive bidding, and

WHEREAS, in addition, the resolution must provide that for reasons of efficiency or economy, there is a need for standardization and that a full explanation for such standardization follows, and

WHEREAS, State procurement regulations require the County to consider "equivalent" brands of equipment unless a standardization resolution has been passed by the County Legislature, and

WHEREAS, the Department of Public Works has requested that for efficiency reasons a standardization resolution be passed to allow specific brands of HVAC controller be specified in competitive bids, to the exclusion of other brands, and

WHEREAS, the specific HVAC controller brand currently used by the Department of Public Works have passed rigorous testing and are in use in several county owned facilities, and

WHEREAS, the timeframe for the bidding process would become much longer should "equivalent" products be considered as they would have to be evaluated and that would lengthen the approximately 30- plus day period for bidding and cause unnecessary delays, and

WHEREAS, the Department of Public Works is requesting a standardization resolution for the following brand of HVAC controller: Tridium, and

WHEREAS, the standardization would apply to all Broome County owned facilities with the exception of the Floyd L. Maines Veterans Memorial Arena, as it is standardized on another brand, now therefore be it

RESOLVED, that this Broome County Legislature hereby authorizes the standardization of Tridium for HVAC controllers for the Department of Public Works, and be it

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

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

RESOLUTION NO. 549

By Public Works & Transportation and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH GHD CONSULTING ENGINEERS FOR PROFESSIONAL SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2010-2021

WHEREAS, this County Legislature, by Resolution 353 of 2004, last amended by Resolution 189 of 2019, authorized renewal of the agreement with GHD Consulting Engineers for professional engineering services for the Division of Solid Waste Management at an amount not to exceed \$226,300 for the period September 1, 2010 through April 30, 2020, and

WHEREAS, said agreement is necessary to assist the leachate treatment plant operations staff by including analysis review and report preparation for a leachate treatment pilot study, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$65,000 and extend the period through April 30, 2021, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with GHD Consulting Engineers, One Remington Park Drive, Cazenovia, New York, 13035, to increase the not to exceed amount by \$65,000 and extend the period through April 30, 2021, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$291,300 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38040007.6004146.2020 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolutions 353 of 2004, 400 of 2005, 738 of 2006, 524 of 2007, 458 of 2008, 395 of 2009, 591 and 337 of 2010, 306 and 154 of 2011, 168 of 2012, 253 of 2013, 165 of 2014, 110 of 2015, 153 of 2016, 68 of 2017, 125 of 2018 and 189 of 2019, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 550

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

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR SOLID WASTE EDUCATION FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SOLID WASTE MANAGEMENT FOR 2020

WHEREAS, this County Legislature, by Resolution 520 of 2018, authorized renewal of the agreement with Cornell Cooperative Extension of Broome County for solid waste education for the Department of Public Works Division of Solid Waste Management at an amount not to exceed \$59,249 for the period January 1, 2019 through December 31, 2019, and

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

WHEREAS, said agreement expires by its terms on December 31, 2019, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$60,742 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Cornell Cooperative Extension of Broome County (hereinafter "Contractor"), 840 Front Street, Binghamton, New York 13905 for solid waste education for the Department of Public Works Division of Solid Waste Management for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$60,742 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38050007.6004146.2020 (Subcontracted Program Expense), and be it

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

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

RESOLUTION NO. 551

By Finance and Public Works and Transportation Committees Seconded by Mr. Pasquale

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM HOOPER ROAD BRIDGE PROJECT

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

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
2920098	Hooper Road Bridge (BIN 3349750) Design	\$266,000	\$0	\$212,800	\$53,200

<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>
2019	5	62a	\$266,000	\$0

TO:

Code	Project Name	Total	Estimated Construction Cost:		
			State	Federal/Other	County
2920098	Hooper Road Bridge (BIN 3349750) Design	\$330,000	\$0	\$264,000	\$66,000

Local Finance Law Section 11			How Financed:	
Year Start	YPU	LFL	Bond	Current Revenue
2019	5	62a	\$330,000	\$0

and be it

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

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

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

RESOLUTION NO. 552

By Finance and Public Works & Transportation Committees Seconded by Mr. Pasquale
RESOLUTION AMENDING THE 2015 CAPITAL IMPROVEMENT PROGRAM TAXIWAY H&K REHAB/ EXTENSION DESIGN

RESOLVED, that the 2015 Capital Improvement Program is hereby amended as follows:

FROM:

Code	Project Name	Total	Estimated Construction Cost:		
			State	Federal	Other*
2820053	Taxiway H&K Rehab/ Extension Design	\$350,000	\$17,500	\$315,000	\$17,500

Local Finance Law Section 11			How Financed:	
Year Start	YPU	LFL	Bond	Current Revenue
2019	10	28	\$350,000	\$0

TO:

Code	Project Name	Total	Estimated Construction Cost:		
			State	Federal	Other*
2820053	Taxiway H&K Rehab/ Extension Design	\$584,504	\$29,225	\$526,053	\$29,226

Local Finance Law Section 11			How Financed:	
Year Start	YPU	LFL	Bond	Current Revenue
2019	10	28	\$584,504	\$0

*Denotes use of PFC funding.

Description: To amend the original CIP project amount for the Taxiway H&K Rehab/ Extension Design to reflect and properly record the total grant amounts from the Federal and State project shares.

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 (Kaminsky)

RESOLUTION NO. 553

By Finance Committee

Seconded by Mr. Baker

RESOLUTION AUTHORIZING THE REFUND OF A DEPOSIT FOR A PARCEL IN THE TOWN OF LISLE THAT WAS SOLD AT THE COUNTY TAX SALE AUCTION

WHEREAS, this County Legislature, by Resolution 365 of 2019, authorized the sale of County-owned property at the Tax Sale Auction, which included 10125 NYS Route 79, and

WHEREAS, the property was advertised incorrectly to include a building on said property, and

WHEREAS, the Director of Real Property Tax Service requests authorization to refund a deposit in the amount of \$3,750, an Administration Fee in the amount of \$150 and 2019-2020 School Tax paid in the amount of \$732.90 for 10125 NYS Route 79, Tax Map #018.01-1-11 to J.E.M Renovation & Realty Corp., 3317 Pearl Street, Endicott, New York 13760, now, therefore, be it

RESOLVED, that this County Legislature authorizes the refund a deposit in the amount of \$3,750, an Administration Fee in the amount of \$150 and 2019-2020 School Tax paid in the amount of \$732.90 for 10125 NYS Route 79, Tax Map #018.01-1-11 to J.E.M Renovation & Realty Corp., 3317 Pearl Street, Endicott, New York 13760, and be it

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

Mr. Flagg made a motion, seconded by Mr. Weslar to amend the deposit refund amount to \$375.

Amendment carried. Ayes-14, Nays-0, Absent-1 (Kaminsky)

Resolution as amended carried. Ayes-14, Nays-0, Absent-1 (Kaminsky)

RESOLUTION NO. 554

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING CANCELLATION OF TAXES PLUS ACCRUED INTEREST AND PENALTIES ON A PARCEL IN THE TOWN OF UNION

WHEREAS, the Director of Real Property Tax Service is requesting authorization to cancel taxes plus accrued interest and penalties on a parcel in the Town of Union as follows:

Name:	Walley	
Address:	8 Evergreen Ave	
Town:	Union	
Parcel ID:	157.05-5-84	
Reason:	Erroneous Code Enforcement re-levy charged	
<u>Incorrect Tax</u>		<u>Correct Tax</u>
County	\$0	\$0
Code Enf.	\$850	\$0
Town	\$0	\$0
Library	\$0	\$0
Ambulance	\$0	\$0
	\$850	\$0
	<u>\$290.78 Penalty & Interest</u>	

\$1,140.78 (plus any additional interest and penalties, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the cancellation of taxes plus accrued interest and penalties on a parcel in the Town of Union as follows:

Name:	Walley	
Address:	8 Evergreen Ave	
Town:	Union	
Parcel ID:	#157.05-5-84	
Reason:	Erroneous Code Enforcement re-levy charged	
<u>Incorrect Tax</u>		<u>Correct Tax</u>

County	\$0	\$0
Code Enf.	\$850	\$0
Town	\$0	\$0
Library	\$0	\$0
Ambulance	\$0	\$0
	<u>\$850</u>	<u>\$0</u>
	<u>\$290.78 Penalty & Interest</u>	

\$1,140.78 (plus any additional interest and penalties, and be it

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

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

RESOLUTION NO. 555

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DRESCHER & MALECKI, LLP FOR AUDITING SERVICES FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR 2018-2022

WHEREAS, this County Legislature, by Resolution 16 of 2018, authorized an agreement with Drescher & Malecki, LLP for auditing services for the Department of Audit and Control at amounts not to exceed \$142,000 for the fiscal year ending December 31, 2017; \$144,840 for the year ending December 31, 2018; \$147,737 for the year ending December 31, 2019; \$150,692 for the year ending December 31, 2020, and \$153,705 for the year ending December 31, 2021, and

WHEREAS, said agreement is necessary to perform financial and compliance audits required by government and regulatory agencies, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$4,900 to include the National Transit Database-Independent Auditor's Statement, for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Drescher & Malecki, LLP, 3083 William Street, Suite 5, Buffalo, New York 14227 to increase the not to exceed amount by \$4,900 to include the National Transit Database-Independent Auditor's Statement, for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that Resolution 16 of 2018, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 556

By Finance and Public Works & Transportation Committees

Seconded by Mr. Baker

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM

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

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
1530017	Veteran's Center Renovation	\$500,000	\$0	\$0	\$500,000

2019 Journal of Proceedings

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2019	25	11(b)	\$0	\$500,000	

Description: Renovations to Veteran's Center

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
1530015	BAGSAI and Grippen Park Improvements	\$200,000	\$0	\$0	\$200,000

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2019	20	19(b)	\$0	\$200,000	

Description: Improvements to BAGSAI and Grippen Park

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
1530016	Pathways to Play at Dorchester Park	\$175,000	\$0	\$0	\$175,000

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2019	20	19(b)	\$0	\$175,000	

Description: Improvements to Dorchester Park to allow accessibility for all

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
1530018	Sturges Street Demolition	\$100,000	\$0	\$0	\$100,000

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2019	5	12(a)	\$0	\$100,000	

Description: Demolition of property on Sturges Street

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 (Kaminsky)

RESOLUTION NO. 557

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION ADOPTING THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM PLAN FOR 2020

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

WHEREAS, Section 1197 of Article 31 of the Vehicle and Traffic Law of the State of New York requires the adoption of a STOP-DWI Program Plan and related contracts by the local

governing body each year in order to qualify for Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program funding, and

WHEREAS, this County Legislature, by Resolution 481 of 2018, approved and adopted the 2019 Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program Plan in the amount of \$262,565, and

WHEREAS, the Broome County STOP-DWI Advisory Board has reviewed the 2020 Plan, agrees and endorses the recommendations and strategies contained therein and requests this County Legislature to approve and adopt said Plan accordingly, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and adopts the 2020 Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program Plan, in the amount of \$201,000, and be it

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

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

RESOLUTION NO. 558

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF FUNDING AGREEMENTS WITH VARIOUS VENDORS, BROOME COUNTY DEPARTMENTS, OUTSIDE AGENCIES, AND MUNICIPALITIES FOR THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM FOR 2020

WHEREAS, this County Legislature, by Resolution 482 of 2018, authorized renewal of the agreement with various Broome County departments, outside agencies, and municipalities for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant in the total amount of \$87,750, for the period January 1, 2019 through December 31, 2019, and

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

WHEREAS, it is desired to renew agreements with various Broome County departments, outside agencies, and municipalities as shown in Exhibit "A" for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant in the total amount of \$81,350 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of funding agreements with various Broome County departments, outside agencies, and municipalities as shown in Exhibit "A" for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of funding agreements with various Broome County departments, outside agencies, and municipalities as shown in Exhibit "A" and shall not exceed the amount of \$81,350, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines: 24000003.Various, 24000003.6004146 (Subcontracted Program Expenses), and 24000003.6004610 (Personal Services Chargeback), and be it

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

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

RESOLUTION NO. 559

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH BUDDI US LLC FOR ELECTRONIC MONITORING SERVICES FOR THE DEPARTMENT OF PROBATION FOR 2020

WHEREAS, this County Legislature, by Resolution 9 of 2019 authorized an agreement with Buddi US, LLC for electronic monitoring services for the Department of Probation at a cost not to exceed \$75,000 for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said services are necessary to provide intense client supervision as an alternative to incarceration, and

WHEREAS, said agreement expired by its terms on December 31, 2019, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$60,000 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Buddi, US, LLC, 1964 Bayshore Boulevard, Suite B, Dunedin, Florida 34698, for electronic monitoring services for the Department of Probation for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$60,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 21010003.6004146 (Subcontracted Program Expense), and be it

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

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

RESOLUTION NO. 560

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING ACCEPTANCE OF AN ENHANCED INDIGENT DEFENSE COUNSEL AT FIRST APPEARANCE PROGRAM GRANT FOR THE PUBLIC DEFENDER AND ADOPTING A PROGRAM BUDGET FOR 2018-2020

WHEREAS, the Public Defender requests authorization to accept an Enhanced Indigent Defense Counsel at First Appearance Program Grant and adopt a program budget in the amount of \$1,305,531 for the period January 1, 2018 through December 31, 2020, and

WHEREAS, said program grant is designed to make improvements in the delivery of indigent defense services to eligible persons at a defendant's first court appearance, 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, 11th Floor, 80 Swan Street, Albany, New York 12210 for the Public Defender's Enhanced Indigent Defense Grant Counsel at First Appearance Program Grant for the period January 1, 2018 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$1,305,531, and be it

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

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

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

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

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

RESOLUTION NO. 561

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH RISE-NY (SOS SHELTER, INC.) FOR DOG BOARDING AT THE BROOME COUNTY FRONT STREET DOG SHELTER FOR 2020-2021

WHEREAS, this County Legislature, by Resolution 502 of 2017, authorized renewal of an agreement with the SOS Shelter, Inc. for dog boarding at the Broome County Front Street Dog Shelter, for the period January 1, 2018 through December 31, 2019, and

WHEREAS, said agreement is necessary to provide dog boarding for families of Rise-NY (SOS Shelter, Inc.) who are attempting to leave an abusive situation and are in need of a safe place for their pets, and

WHEREAS, said agreement expires by its terms on December 31, 2019, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period January 1, 2020 through December 31, 2021, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Rise-NY, SOS Shelter, Inc., P.O. Box 393, Endicott, New York 13761, for dog boarding at the Broome County Front Street Dog Shelter for the period January 1, 2020 through December 31, 2021, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 22000103.6004568 (Veterinary Services), and be it

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

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

RESOLUTION NO. 562

By Public Safety & Emergency Services Committee Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AN AGREEMENT WITH SCHOOL DISTRICTS TO PARTICIPATE IN THE STOP ARM CAMERA PROGRAM FOR THE DIVISION OF SECURITY FOR 2020-2024

WHEREAS, the Director of Security requests authorization for an agreement with interested school districts to participate in the Stop Arm Camera Program for the Division of Security, for the period January 1, 2020 through December 31, 2024, and

WHEREAS, said agreements are necessary for interested school districts whose buses operate wholly or partially within the boundaries of Broome County to participate in the Stop Arm Camera Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with interested school districts to participate in the Stop Arm Camera Program for the Division of Security for the period January 1, 2020 through December 31, 2024, and be it

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

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

RESOLUTION NO. 563

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

RESOLUTION AUTHORIZING A LABOR AGREEMENT WITH AFSCME LOCAL 2012, SECURITY AND LAW ENFORCEMENT COUNCIL 82, AFL-CIO, FOR 2020-2024

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized AFSCME Local 2012, Security and Law Enforcement Council 82, AFL-CIO, as an employee organization for those certain Broome County employees represented by said Union, and

WHEREAS, this County Legislature, by Resolution 228 of 2016, authorized a written agreement with the AFSCME Local 2012, Security and Law Enforcement Council 82, AFL-CIO, setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2015 through December 31, 2019, and

WHEREAS, a tentative agreement has been reached with AFSCME Local 2012, Security and Law Enforcement Council 82, AFL-CIO, for the period January 1, 2020 through December 31, 2024, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with AFSCME Local 2012, Security and Law Enforcement Council 82, AFL-CIO, setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2020 through December 31, 2024, and be it

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

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

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

RESOLUTION NO. 564

By Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING LABOR AGREEMENT WITH AFSCME LOCAL UNION 1912 FOR 2020-2024

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized AFSCME Local 1912 as an employee organization for those certain Broome County employees represented by said Union, and

WHEREAS, this County Legislature, by Resolution 153 of 2015, authorized a written agreement with the AFSCME Local 1912 setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2015 through December 31, 2019, and

WHEREAS, a new tentative agreement has been reached with AFSCME Local 1912 for the period January 1, 2020 through December 31, 2024, and

WHEREAS, it is desired at this time to renew said labor agreement on the terms and conditions set forth in the Tentative Agreement between Broome County and AFSCME Local 1912 attached hereto as Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with AFSCME Local 1912, setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2020 through December 31, 2024, and be it

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

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

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

RESOLUTION NO. 565

By Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING LABOR AGREEMENT WITH AFSCME LOCAL UNION 1883 FOR 2020-2024

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized AFSCME Local Union 1883 as an employee organization for those certain Broome County employees represented by said Union, and

WHEREAS, this County Legislature, by Resolution 154 of 2015, authorized a written agreement with the AFSCME Local 1883 setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2015 through December 31, 2019, and

WHEREAS, a new tentative agreement has been reached with AFSCME Local Union 1883 for the period January 1, 2020 through December 31, 2024, and

WHEREAS, it is desired at this time to renew said labor agreement on the terms and conditions set forth in the Tentative Agreement between Broome County and AFSCME Local 1883 attached hereto as Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with AFSCME Local Union 1883, setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2020 through December 31, 2024, and be it

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

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

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

RESOLUTION NO. 566

By Economic Development, Education & Culture Committee

Seconded by Mr. Pasquale

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME-TIOGA WORKFORCE DEVELOPMENT BOARD

WHEREAS, this County Legislature, by Resolution 499 of 2000, established the Broome-Tioga Workforce Development Board and appointed members to said Board as required by the Workforce Investment Act, and

WHEREAS, this County Legislature, by Resolution 405 of 2005, amended the method by which the Counties of Broome and Tioga function as a service delivery area under the Workforce Investment Act, and

WHEREAS, the Workforce Investment Act has been repealed and replaced by the Workforce Innovation and Opportunity Act, and

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the authority vested in him by Resolution 499 of 2000, has duly designated and appointed the following named individuals to membership on the Broome-Tioga Workforce Development Board, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Teresa Rennia 5 Chapin Street Binghamton, NY 13905	12/31/2022 New Appointment
Frank Stento 57 Woodland Ave Binghamton, NY 13903	12/31/2022 New Appointment
Len Basso P.O. Box 1350 Binghamton, NY 13902	12/31/2022 Re-Appointment
Tom Crowley 403-405 N. Nanticoke Ave Endicott, NY 13760	12/31/2022 Re-Appointment

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to Resolution 499 of 2000, confirms the appointment of the above-named individuals to membership on the Broome-Tioga Workforce Development Board for the terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 567

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING AGREEMENT WITH BROOME-TIOGA BOCES FOR LEASE OF SPACE FROM THE OFFICE OF EMPLOYMENT AND TRAINING FOR 2020

WHEREAS, the Director of the Office of Employment and Training requests authorization for a memorandum of understanding agreement with Broome-Tioga BOCES for the lease of space from the Office of Employment and Training (OET) with revenue to the County in the amount of \$10.95 per sq. ft., for a total amount not to exceed \$2,031.23 for the period January 1, 2020 through May 31, 2020, and

WHEREAS, said agreement is necessary to provide Broome-Tioga BOCES with space to conduct daily Adult Basic Education and High School Equivalency testing at the Broome Tioga Workforce NY Career Center, with OET being reimbursed for the use of space, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a memorandum of understanding agreement with Broome-Tioga BOCES, 435 Glenwood Road, Binghamton, New York 13905, for the lease of space from the Office of Employment and Training, for the period January 1, 2020 through May 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$10.95 per sq. ft., for a total amount not to exceed \$2,031.23 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credit to budget line 33020006.6004111.3310224.3131 (Land & Building Rental), and be it

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

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

RESOLUTION NO. 568

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

RESOLUTION AUTHORIZING RENEWAL OF THE DISABILITY RESOURCE COORDINATOR PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING, AND ADOPTING A PROGRAM BUDGET FOR 2020

WHEREAS, this County Legislature, by Resolution 489 of 2018, authorized and approved renewal of the Disability Resource Coordinator Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$84,150 for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant will provide funds for a Disability Resource Coordinator that will provide resources to assist job-seeking, disabled individuals find employment, and

WHEREAS, it is desired to renew said program grant in the amount of \$84,150 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$84,150 from the Research Foundation for Mental Hygiene, Inc., 150 Broadway, Suite 301, Menands, New York 12204, for the Office of Employment and Training's Disability Resource Coordinator Program for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$84,150, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative 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 (Kaminsky)

RESOLUTION NO. 569

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

RESOLUTION AUTHORIZING ACCEPTANCE OF THE NYSERDA CLEAN ENERGY COMMUNITIES PROGRAM GRANT FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT AND ADOPTING A PROGRAM BUDGET FOR 2019-2021

WHEREAS, the Director of Planning requests authorization to accept a NYSERDA Clean Energy Communities Program Grant for the Department of Planning and Economic Development and adopt a program budget in the amount of \$150,000 for the period November 6, 2019 through December 31, 2021, and

WHEREAS, said program provides funding to Clean Energy Communities to implement clean energy actions, save energy costs, create jobs, improve the environment and will be used for interior lighting upgrades at the County Office Building and the County and Family Court Annex and for a Flexible PV Solar Canopy at Government Plaza, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$150,000 from NYSERDA, 17 Columbia Circle, Albany, New York 12203 for the Department of Planning's NYSERDA Clean Energy Communities Program Grant for the period November 6, 2019 through December 31, 2021, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$150,000, and be it

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

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

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

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

RESOLUTION NO. 570

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE RESEARCH FOUNDATION OF SUNY FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2020

WHEREAS, the Director of Planning requests authorization for an agreement with the Research Foundation of SUNY for funding in the amount not to exceed \$15,000 from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2020 through December 31, 2020, and

WHEREAS, said funding will be used to assist in the Student Entrepreneurship Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Research Foundation of SUNY, P.O. Box 6000, Binghamton, New York 13902 for funding from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$15,000 for the term of the agreement, and be it

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

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

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

RESOLUTION NO. 571

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENTS WITH THE TOWN OF UNION, THE TOWN OF VESTAL AND THE VILLAGE OF ENDICOTT FOR DORMITORY AUTHORITY OF THE STATE OF NEW YORK (DANSY) STATE MUNICIPAL FACILITIES PROGRAM (SAM) FUNDING FOR VARIOUS PROJECTS FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 391 of 2018, authorized an agreement with the Town of Union for a William Hill Park Boat Launch Design and Construction Project

Memorandum of Understanding at a cost not to exceed \$99,990 for the period October 1, 2018 through December 31, 2019, and

WHEREAS, this County Legislature, by Resolution 392 of 2018, authorized an agreement with the Town of Vestal for a Harold Moore Park Boat Launch Amenities Project Memorandum of Understanding at a cost not to exceed \$14,178 for the period October 1, 2018 through December 31, 2019, and

WHEREAS, this County Legislature, by Resolution 393 of 2018, authorized an agreement with the Village of Endicott for a Riverview Park Boat Launch Design and Construction Project Memorandum of Understanding at a cost not to exceed \$90,378 for the period October 1, 2018 through December 31, 2019, and

WHEREAS, this County Legislature, by Resolution 394 of 2018, authorized an agreement with the Town of Union for the Chugnut Trail Construction at Nanticoke Creek Project at a cost not to exceed \$160,000 for the period October 1, 2018 through December 31, 2019, and

WHEREAS, it is necessary to authorize the amendment of said agreements to extend the period through December 31, 2021, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Town of Union, 311 East Main Street, Endwell, New York 13760, the Town of Vestal, 605 Vestal Parkway West, Vestal, New York 13850 and the Village of Endicott, 1009 East Main Street, Endicott, New York 13760 to extend the period through December 31, 2021, and be it

FURTHER RESOLVED, that Resolutions 391, 392, 393 and 394 of 2018, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 572

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE CITY OF BINGHAMTON FOR GIS SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2020-2029

WHEREAS, the Director of Planning requests authorization for an agreement with the City of Binghamton for GIS Services for the Department of Planning and Economic Development with revenue to the County in the amount of \$327,500 for the period January 1, 2020 through December 31, 2029, and

WHEREAS, the County has the option to opt-out effective January 1st of each year with six months prior written notice to the Mayor's Office and the City of Binghamton Information Technology Department, and

WHEREAS, said agreement would provide 20 hours of GIS services per week and access to GIS software licenses, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the City of Binghamton, 38 Hawley Street, Binghamton, New York 13901 for GIS Services for the Department of Planning and Economic Development for the period January 1, 2020 through December 31, 2029, and be it

FURTHER RESOLVED, that the County has the option to opt-out effective January 1st of each year with six months prior written notice to the Mayor's Office and the City of Binghamton Information Technology Department, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$327,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 37000007.5000189, and be it

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

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

RESOLUTION NO. 573

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH BC WINTERWORKS FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2020

WHEREAS, the Director of Planning requests authorization for an agreement with BC Winterworks for funding in the amount not to exceed \$15,000 from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2020 through June 30, 2020, and

WHEREAS, said funding will be used to assist with the Binghamton Pond Festival, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with BC Winterworks, 145 Wilson Hill Road, Binghamton, New York 13905 for funding from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2020 through June 30, 2020, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$15,000 for the term of the agreement, and be it

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

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

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

RESOLUTION NO. 574

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT TO RESOLUTION 493 OF 2018 AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF STATE AID FOR THE YOUTH BUREAU'S YOUTH DEVELOPMENT PROGRAM AND AUTHORIZING AGREEMENTS WITH VARIOUS VENDOR TO ADMINISTER SAID PROGRAMS FOR 2019

WHEREAS, this County Legislature, by Resolution 493 of 2018, authorized the application and acceptance of State Aid for the Youth Bureau's Youth Development Program and authorized agreements with various vendors, total amount of \$221,450 for the period January 1, 2019 through December 31, 2019, and

WHEREAS, it is necessary to amend the application and acceptance of State Aid to increase the amount by \$36,952 and amend the agreements with Catholic Charities of Broome County to increase the not to exceed amount by \$3,730, the Crime Victims Assistance Center, Inc., to increase the not to exceed amount by \$10,000 and the Johnson City School District to increase the not to exceed amount by \$2,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the application and acceptance of State Aid to increase the amount by \$36,952 for the Youth

Bureau's Youth Development Programs for the period January 1, 2019 through December 31, 2019, and be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, New York 13905 to increase the not to exceed amount by \$3,730 for the Connections Center Program for the period January 1, 2019 through December 31, 2019 and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Crime Victims Assistance Center, Inc., 377 Robinson Street, Binghamton, New York 13904 to increase the not to exceed amount by \$10,000 for the Safe Harbour Program for the period January 1, 2019 through December 31, 2019, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Johnson City School District, 666 Reynolds Road, Johnson City, New York 13790 to increase the not to exceed amount by \$2,000 for the Pathways Program for the period January 1, 2019 through December 31, 2019

FURTHER RESOLVED, that Resolution 493 of 2018, to the extent consistent herewith, shall remain in full force and effect, and be it

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

RESOLUTION NO. 575

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF STATE AID FOR THE YOUTH BUREAU'S YOUTH DEVELOPMENT AND RUNAWAY HOMELESS YOUTH PROGRAMS AND AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS TO ADMINISTER SAID PROGRAMS FOR 2020

WHEREAS, the Director of Parks, Recreation and Youth Services requests authorization to submit an application and accept State Aid in the amount of \$219,593 for the Youth Bureau's Youth Development and Runaway Homeless Youth Programs and authorize an agreement with various vendors as listed on Exhibit "A" to administer said programs for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Director of Parks, Recreation and Youth Services to submit an application and accept \$219,593 in State Aid from the New York State Office of Children and Family Services, North Building, Room 330, 52 Washington Street, Rensselaer, New York 12144 for the Youth Bureau's Youth Development and Runaway Homeless Youth Programs for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes agreements with various vendors for the programs as listed on Exhibit "A" for the Youth Bureau's Youth Development and Runaway Homeless Youth Programs for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the amounts as listed on Exhibit "A" for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 43010008.6004141 (Youth Services Program), and be it

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

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

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

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

RESOLUTION NO. 576

By Economic Development, Education & Culture Committee Seconded by Mr. Pasquale
RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY VETERAN'S MEMORIAL ARENA BOARD OF DIRECTORS

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the authority vested in him by Article XXIV, Section 2408, of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individual to membership on the Broome County Veteran's Memorial Arena Board of Directors, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Liam Wagner 1166 Taft Avenue Endicott, NY 13760	12/31/2023 New Appointment (Replacing Michael Mazzanoble)
Joseph Burns 47 Midwood Lane Binghamton, NY 13903	12/31/2023 New Appointment (Replacing Michael Schafer)
Robin Laabs 1006 Vestal Avenue Binghamton, NY 13903	12/31/2023 New Appointment (Replacing Robert Warner)
Randee Bowman 51 Johnson Avenue Binghamton, NY 13905	12/31/2023 New Appointment (Replacing Joseph Coffey)
Sylvia Kerber 103 Court Street Binghamton, NY 13901	12/31/2023 Re-Appointment
Judi Hess P.O. Box 995 Binghamton, NY 13901	12/31/2021 Re-Appointment
Jared Kraham 182 Leroy Street Binghamton, NY 13905	12/31/2020 Re-Appointment
James Testani 19 Carhart Avenue Johnson City, NY 13790	12/31/2020 Re-appointment

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions by Article XXIV, Section 2408, of the Broome County Charter and Administrative Code confirms the appointment of the above-named individual to membership on the Broome County Veteran's Memorial Arena Board for the term indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 579

By County Administration and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AN AGREEMENT WITH COORDINATED CARE SERVICES, INC., FOR A MAINTENANCE AND SUPPORT MEMORANDUM OF UNDERSTANDING FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2020-2021

WHEREAS, the Director of Information Technology requests authorization for an agreement with Coordinated Care Services, Inc., for a Maintenance and Support Memorandum of Understanding for the Division of Information Technology for the period September 20, 2019 through December 31, 2021, and

WHEREAS, said agreement is necessary to define the service expectations for maintenance and support for Coordinated Care Service employees accessing County equipment and network, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Coordinated Care Services, Inc., 1099 Jay Street, Building J, Rochester, New York 14611 for a Maintenance and Support Memorandum of Understanding for the Division of Information Technology for the period September 20, 2019 through December 31, 2021, and be it

FURTHER RESOLVED, that support outside normal maintenance described in the Memorandum of Understanding agreement may be billed at the rate of \$70 per hour, and be it

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

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

RESOLUTION NO. 580

By County Administration and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AN AGREEMENT WITH RICOH USA, INC., FOR PRODUCTION PRINTERS FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2020-2024

WHEREAS, RFP 2019-090 Production Printer was advertised, and

WHEREAS, the Director of Information Technology requests authorization for an agreement with Ricoh USA, Inc., to lease Production Printers for the Division of Information Technology at a cost not to exceed \$273,463.80 for the period January 1, 2020 through December 31, 2024, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Ricoh USA, Inc., P.O. Box 827577, Philadelphia, Pennsylvania 19182-7577 to lease Production Printers for the Division of Information Technology for the period January 1, 2020 through December 31, 2024, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$4,557.73 per month, total amount not to exceed \$273,463.80 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10010001.6004196.1010, and be it

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

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

RESOLUTION NO. 581

By County Administration Committee Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING THE RENEWAL OF INTER-MUNICIPAL AGREEMENTS WITH THE TOWNS OF CONKLIN, TRIANGLE, AND WINDSOR FOR THE OFFICE OF THE

COUNTY CLERK TO OPERATE SATELLITE DMV OFFICES AT TOWN FACILITIES FOR 2020

WHEREAS, the County Clerk desires to continue serving rural communities with Satellite DMV offices, and

WHEREAS, Broome County receives 12.7% of DMV revenue only if residents visit their local DMV to complete registrations, renew licenses or purchase license plates, and

WHEREAS, the County Clerk desires to maximize the retention of the local share of DMV revenue by encouraging all residents to use local DMV services, and

WHEREAS, the County Clerk requests authorization to renew agreements with the Towns of Conklin, Triangle and Windsor for the Office of the County Clerk to operate a Satellite DMV office at these town facilities, with minimal cost to the County for telephone, computer and cable services, and equipment, for the period of January 1, 2020 through December 31, 2020, now, therefore, be it;

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the Town of Conklin, 1271 Conklin Road, Conklin, New York 13748; the Town of Triangle, 2612 Liberty Street, P.O. Box 289, Whitney Point, New York 13862; and the Town of Windsor, 124 Main Street, Room 1, Windsor, New York, 13865 for the Office of the County Clerk to operate Satellite DMV offices at these town facilities, for the period of January 1, 2020 through December 31, 2020, and be it

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

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

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

RESOLUTION NO. 582

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AN AGREEMENT WITH THE ENDICOTT POLICE DEPARTMENT FOR FUNDING FROM THE OFFICE OF THE DISTRICT ATTORNEY'S TRAFFIC DIVERSION PROGRAM FOR 2019-2020

WHEREAS, the District Attorney requests authorization for an agreement with the Endicott Police Department to provide funding from the Office of the District Attorney's Traffic Diversion Program at a cost not to exceed \$47,419 for the period December 20, 2019 through December 19, 2020, and

WHEREAS, said funding will be used for the implementation of Lexipol Policy/Accreditation Management System and for an upgrade to the lighting and sound system on their firing range, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Endicott Police Department, 225 Jefferson Avenue, Endicott, New York 13760 for funding from the Office of the District Attorney's Traffic Diversion Program for the period December 20, 2019 through December 19, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$47,419 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 94000099.4660049 (Traffic Diversion Program), and be it

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

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

RESOLUTION NO. 583

By County Administration and Public Safety & Emergency Services Committees
Seconded by Mrs. O'Brien

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 12 OF 2019, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 336 OF THE BROOME COUNTY CHARTER AND CODE"

RESOLVED, that Local Law Intro. No. 12 of 2019, entitled: "a Local Law Amending Chapter 336 of the Broome County Charter and Code" be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 12 OF 2019

A LOCAL LAW AMENDING CHAPTER 336 OF THE BROOME COUNTY CHARTER AND CODE

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

Section 1: Chapter 336 of the Broome County Charter and Code is amended to read as follows:

ARTICLE I

GENERAL PROVISIONS

§ 336-1. Applicability.

This chapter shall apply to all taxicabs, limousines (except where exempted), vans and/or other vehicles, utilized in the business of transporting passengers for compensation, as defined herein, which nonexclusively load or discharge passengers in the County of Broome and the taxicab drivers and operators of those vehicles. For purposes of this chapter, the actions of taxicab drivers shall be treated as actions of the owner of said vehicles.

§ 336-2. Definitions.

Unless otherwise expressly stated, whenever used in this chapter, the following words shall have the meanings given to them by this section. Whenever used in this chapter, pronouns and other references to persons and entities shall be considered to include the masculine and the feminine and the singular and the plural, as the sense and neutral application thereof shall require.

COUNTY – The County of Broome, New York.

COUNTY TRANSPORTATION FACILITY – Any County-owned or -operated property used for the purpose of transportation to include the Greater Binghamton Airport and Greater Binghamton Transportation Center.

DIRECTOR OF SECURITY – (Hereinafter "Director.") The Director of Security of the County of Broome or the officer designated by him to perform the duties and carry out the responsibilities assigned to the Director of Security hereunder, unless otherwise specified.

EXEMPT VEHICLE – Any motor vehicle which is used for commercial transportation purposes for charge or hire by paying passengers or persons for whom a fare has been paid but which is, or is being used as, an ambulance; a truck carrying freight or otherwise engaged in interstate commerce; a van or other like vehicle used for transportation of disabled, frail or elderly persons; a bus or van used for school or educational purposes; a bus or other vehicle used for mass transit; or a vehicle being used in a funeral or for such other purpose as the law or the Director may determine to be exempt from the provisions of this chapter. Notwithstanding this definition, taxicabs providing transportation services under the New York State Medicaid program are not exempt vehicles and must comply with all requirements of this chapter, unless expressly provided otherwise.

FARE – Either a customer or passenger paying or for whom a charge has been paid to hire a lawfully licensed taxicab for transportation services under this chapter; or the charge so levied and lawfully incurred by such passenger, according to the sense thereof as used herein.

LIMOUSINE – A luxury passenger sedan usually with an extended wheel base driven by a chauffeur.

OWNER – Any person owning or having control of the use of one or more taxicabs used for hire upon the streets of the County or engaged in the business of operating a taxicab or a taxicab company in the County.

RATE CARD – A card on which is printed the tariff rates or fares charged for taxi service in the County.

STREET – Includes any street, alley, avenue, thoroughfare, court, bridge, lane or other public place in the county.

TAXICAB – Any motor vehicle, including limousines engaged in the business of carrying persons for hire, whether the same is operated from a street stand or subject to calls from a garage or otherwise operated for hire, except vehicles subject to the provisions of the Transportation Law and exempted thereby from the provisions of this chapter or used by funeral homes or undertakers in carrying on their business.

TAXICAB DRIVER – Any person who drives a taxicab available for hire or under hire, whether such person is the owner or lessee of such taxicab or employed by or in contract with a taxicab owner, operator or lessor.

TAXICAB DRIVER'S LICENSE – A license granted by the County to any otherwise qualified person to drive any licensed taxicab for hire or under hire upon the streets of the County.

TAXICAB NUMBER – A four-digit number included on each taxicab vehicle license and sticker issued by the Director; each vehicle so licensed shall be assigned one unique number as described in this chapter.

TAXICAB STAND – Includes any place alongside the curb of a street or elsewhere which is exclusively reserved by the Director and/or by the codes and rules of the constituent municipalities of the County for the use of taxicabs and specifically designated therefor.

TAXICAB VEHICLE LICENSE – A license granted by the County to any business or person to keep for hire any vehicle to be used as a taxicab in such County; each such license being specifically issued to one specified vehicle only.

TRIP SHEET – One or more sheets of paper upon which the driver and/or operator records information pertaining to each trip carrying one or more paying passengers, as described in this chapter.

§ 336-3. Miscellaneous.

- A. All fees required by this chapter shall be determined by resolution of the Broome County Legislature.
- B. Each application or form herein shall be furnished by the Director and shall contain the following statement:
"PURSUANT TO THE NEW YORK STATE PENAL LAW § 210.45, IT IS A
CRIME
PUNISHABLE AS A CLASS A MISDEMEANOR TO KNOWINGLY MAKE A
FALSE STATEMENT HEREIN."
- C. Any false statement knowingly made by the applicant in any application or form in connection with this chapter shall be promptly investigated by the Director and reported to the District Attorney of Broome County, if appropriate, and shall result in the denial of such application or revoking of an issued license.

ARTICLE II

Taxicab Requirements

§ 336-4. Business license required; application.

- A. It shall be unlawful for any person, corporation or entity to operate a taxicab business that has fares originating within the County, or has fares which bring the taxicab business into the County more than five times a year, without a valid license to operate such business herein. Application for such license shall be made available by the Director and shall be accompanied by an annual fee. Upon the issuance of a taxicab business license, each such company shall be assigned a unique identification number.
- B. One application for each taxicab business license shall be made by the owner or other person with legal authority over same upon blank forms furnished by the Director.

Such application, which shall be signed and sworn to by the applicant and filed with the Director as a permanent record, shall contain at a minimum:

- (1) Applicant's full name, current residence, phone number (home, work, cellular), age, date of birth, and whether applicant is a citizen of the United States.
- (2) Whether applicant has been previously licensed to operate a taxi service and in what municipality and, if so, whether applicant's license has ever been suspended or revoked and for what cause. Any previous experience applicant has had in the business of owning, furnishing, leasing, operating, driving, repairing or other enterprises in connection with providing transportation or related services for hire or charge.
- (3) The company name, business address and the telephone number from which the applicant will operate the taxicab business; the address, phone number and date of birth of the business contact person if other than the owner; the address of the vehicle maintenance facility and the address of the dispatching facility.
- (4) Proof of New York State workers' compensation insurance, if the taxicab company is required to carry such insurance, in a form and amount as required by New York State law.
- (5) A copy of the established rates for fare for transport within, throughout and outside County limits along with all established additional fees for any service provided by the taxicab company to a passenger pursuant to § 336-19A(4)(a) of this chapter.
- (6) Such other information as the Director may deem necessary.

§ 336-5. Licenses Required.

It shall be unlawful for any person to drive, operate, offer or keep for hire or charge within the limits of the County any taxicab or other motor vehicle providing transportation service for charge or fee without first having obtained and paid for a taxicab driver's license and a taxicab vehicle license, and all other licenses and permits required by law, including a valid New York State driver's license of the appropriate class and certification, and causing the same to be and remain valid and in force and effect at all times under the provisions of this chapter.

§ 336-6. Taxicab driver's license application.

- A. Each applicant for a taxicab driver's license must comply with the following requirements and provide the required information to the satisfaction of the Director:
 - (1) Applicant must have all required New York State licenses, including a state chauffeur's license. Applicant's full residence address of the applicant must be entered on applicant's New York State Department of Motor Vehicles driver's license.
 - (2) Must be of good eyesight and not subject to any medical condition which might render applicant unfit for the safe operation of a public vehicle, and applicant shall affirm to such physical status in writing.
 - (3) Must produce, on forms provided by the Director, affidavits of good character from two reputable citizens of the County who have known applicant personally and have observed applicant's conduct for at least one year preceding the date of application, unless, at the option of the Director, sufficient reason is given for its omission.
 - (4) Applicant shall complete an application provided by the Director, which shall be signed and sworn to by applicant and filed with the Director as a permanent record; Application shall contain the following:
 - (a) Applicant's full name, current residence, places of residence for five years immediately preceding applicant's moving to applicant's present address, age, date of birth, height, color of eyes and hair, place of birth, whether a

- citizen of the United States, places of previous employment for the preceding five years, and whether married or single;
- (b) Whether applicant has ever been convicted of a felony or misdemeanor or any offenses involving illegal drugs, or alcohol, or domestic violence, or a sexually related offense and any pending charges; and
 - (c) Whether applicant has been previously licensed as a driver or chauffeur and, if so, whether applicant's license has ever been revoked and for what cause, the number of the chauffeur's license issued by the state, and the company name, business address and telephone number from which the applicant will operate and/or drive any taxicab.
- (5) Applicant shall additionally submit to the following requirements and all associated costs shall be included in the nonrefundable application or renewal fee unless expressly provided otherwise:
- (a) A drug screening test, performed on the date of applicant's submission, from a laboratory as directed to by the Director which performs approved drug abuse testing, indicating applicant does not use controlled substances unless prescribed by a licensed health-care provider, the results of which test shall be submitted directly to the Director.
 - (b) Review of applicant's State Department of Motor Vehicles driver's license abstract, which shall be requested by the Director, and true and accurate copies of certificates of disposition for any and all arrests of such applicant.
 - (c) A photograph taken at the time of the filing of the application by the Director.
 - (d) Submission of applicant's fingerprints taken by such vendor as may be designated by the Director. The Director is hereby authorized to submit such fingerprints to the New York State Division of Criminal Justice Services for a noncriminal applicant fingerprint inquiry for the purpose of conducting a criminal history and background check for such applicant. The Director shall be responsible for reviewing the criminal history record information disseminated by the Division of Criminal Justice Services, which shall be used by the Director to evaluate and determine the qualifications and fitness of such applicant to be issued a license hereunder. All costs associated with the noncriminal applicant inquiry required for application are the responsibility of the applicant and shall be paid directly to the designated vendor.
- B. The Director is hereby authorized and empowered to require such additional information as same shall be reasonably related to applicant's fitness and/or eligibility as Director may deem necessary from any applicant for any license required by this chapter. The Director is hereby authorized to waive production of any information from any applicant as may otherwise be required under this chapter if in Director's opinion such requirement is unreasonable, unnecessary, inappropriate or unjust under the circumstances.
- § 336-7. Application fee. Approval of Director.
- A. Each application for a taxicab driver's license shall be accompanied by a nonrefundable application fee.
 - B. The Director shall conduct an investigation of each applicant for a taxicab driver's license upon receipt of an application along with the required information/documentation as provided in § 336-6, and the report of this investigation and copy of the traffic and police record, if any, shall be attached to the application and filed. The Director shall refuse to issue or renew a taxicab driver's license for the following reasons:

- (1) Does not meet a qualification for a license.
 - (2) Has made a material false statement on the application.
 - (3) Has submitted a drug screening test with a positive result. If an applicant is denied a license solely on this basis, the applicant may reapply for a taxicab driver's license 90 days or any day thereafter upon the date of the Director's denial notice.
 - (4) Has been convicted of, pleaded guilty to or forfeited bond or collateral upon any of the following charges, whether the conviction, plea or forfeiture occurred in the State of New York or elsewhere:
 - (a) Any offense which constitutes a "serious offense," as the term is defined by § 265.00 of the Penal Law of the State of New York or any act or amendment supplementary thereto.
 - (b) Has accumulated, within the past 18 months, 11 or more points on applicant's driver's license, as such points are determined by the Department of Motor Vehicles of the State of New York, or accumulation of equivalent points through any other State.
 - (5) Has had any taxicab driver's license or a similar license or permit revoked.
 - (6) For any other reason reasonably related to applicant's fitness and/or eligibility for a taxicab driver's license.
- C. The Director shall notify the applicant, in writing, of any approval of an application, and of any refusal to approve any application and the reason therefor.
- D. If a prospective applicant has a criminal history record that contains criminal conviction information for any offenses, including but not limited to those pursuant to Section 336-7B of this chapter, any decision regarding such prospective applicant's fitness for a license shall be made upon consideration of New York State Correction Law §§ 701 - 703-b and §§ 751 – 753. The Director shall be authorized to approve a taxicab driver's license if an applicant is other ineligible based on the contents of this section if, at the request of said applicant, the Director review any extenuating circumstances for a prior conviction for any offenses and finds that the applicant is suitable for a taxicab driver's license.
- § 336-8. Forms and terms of taxicab driver's license.
- A. Issuance and form. Upon satisfactory fulfillment of the foregoing requirements and upon the payment of a nonrefundable driver's license fee, the Director shall issue to applicant a license, which shall contain the driver's name, photograph and signature, the expiration date of the license and it shall be stamped by the seal of the County.
 - B. Tampering. Any licensee who alters, defaces, mutilates, changes, removes or obliterates any official entry made upon the license, or of any other form, format, color, content or component thereof, shall be punished by the revocation of said license.
 - C. Duration. Taxicab driver's licenses shall be valid for one calendar year from the date of issue and shall remain valid unless otherwise revoked or suspended.
 - D. Display. Each such license shall be placed in a transparent plaque or frame of a size to be determined by the Director. It shall always be displayed when the driver is operating the cab for hire in a position readily visible to the passengers of said taxi.
 - E. Replacement. In the event a driver's appearance changes substantially or a driver's license must be replaced, the driver shall have a new photograph taken by the Director and shall accompany such photograph with an application fee.
- § 336-9. Renewal of taxicab driver's license; fee.
- An application to renew a taxicab driver's license shall be made at least 15 days prior to its expiration upon a form furnished by the Director. Such form shall be filled out completely and accurately with such other information as the Director may deem necessary. Applicant shall also

be subject to the requirements of § 336-6A(5)(a)-(b). Such application shall be accompanied by a nonrefundable fee. Any application submitted less than 15 days prior to the expiration date shall be treated as a new application unless excused upon the presentation of reasons satisfactory to the Director.

§336-10. Taxicab licenses not transferable; fees not prorated.

No licenses issued under this chapter are transferable, unless expressly provided otherwise. No license fee shall be prorated or refunded. Each fee in its entirety shall accompany each application therefor.

§ 336-11. Suspension or revocation of taxicab licenses; relicensing.

- A. The Director may monitor and record the number of convictions of violation of County Code and of the laws, codes and rules of the State of New York pertaining to and arising out of the operation of every driver, vehicle and company of one or more taxicabs in the County. License holders shall disclose any convictions of violations of the above to the Director within 30 days. Unreported convictions may result in suspension or revocation of the license holder's license.
- B. Upon such notice of any convictions pursuant to § 336-11A, the Director shall suspend and/or revoke any license issued under this chapter, only after considering the number or severity of any such convictions, including such factors as required by this chapter for obtaining a taxicab driver, vehicle or business license, when necessary to protect public health and safety.
 - (1) Any license issued by the County may at any time be temporarily suspended or revoked for cause by the Director after the license holder has been afforded an opportunity to be heard. "Cause" includes but is not limited to, violation of any sections of this chapter; conviction of a violation, misdemeanor or felony pursuant to the laws of the State of New York; transporting, soliciting or procuring any person to ride in a taxicab for the purpose of commission of a crime; use of the vehicle for immoral or illegal purposes; failing to be and remain in compliance with all applicable laws, rules and regulations.
 - (2) A taxicab driver or owner shall be subject to the following schedule of suspensions:
 - (a) First suspension: Minimum of ten days and maximum of fifteen days but in no event shall it exceed fifteen days.
 - (b) Second suspension: Minimum of fifteen days and maximum of twenty days but in no event shall it exceed twenty days.
 - (3) Any violations or convictions of offenses affecting public health and safety following a second suspension shall result in the license being revoked for a period of one year.
 - (4) Three or more convictions of operating an unlicensed vehicle and/or employing an unlicensed driver in any twelve-month period shall result in the business license of the owner being revoked for a period of one year.
- C. The penalties provided for herein shall be in addition to and not instead of any and all other penalties provided under this chapter or County Code provisions or any law, rule or regulation of the state or federal government or other regulatory authority.
- D. Upon making a determination to revoke or suspend a license, the Director shall notify the license holder and any owner or operator by which said licensee is employed of such decision, in writing, to the last address set forth in the County's records and shall state the reasons for such decision in such notice and afford the license holder an opportunity to be heard at an administrative hearing. Any such suspension shall be noted, together with a statement of the reason therefor. The license shall be returned to the Director as the license is property of the County. The license shall be returned

to the license holder at the expiration of the period for which it was suspended. A license holder having a license reissued after a suspension shall be subject to a reissuing fee.

- (1) Administrative Hearing. An administrative hearing may be held at the discretion of the Director when the suspension or revocation of a license issued herein is initiated for good cause and in the interest of the health, welfare, and safety of the public.
 - (a) The Broome County Security Division shall schedule the time and place of the administrative hearing in a letter addressed to the licensee, which shall also contain the reasons underlying such decision to suspend or revoke a license issued herein.
 - (b) The licensee shall have the right to appear in person and to be represented by counsel, to present evidence, to call and cross-examine witnesses under oath, and to present argument before a Hearing Officer.
 - (c) The formal rules of evidence shall not apply; however, all evidence shall be relevant and based upon personal knowledge.
 - (d) The County must prove its case against the licensee by substantial evidence.
 - (e) Upon the completion of the hearing, the Hearing Officer shall issue a decision orally or in writing which is subject to appeal in accordance with § 336-11 (G).
 - (f) If the Hearing Officer decides in favor of the County, the Hearing Officer is restricted to the schedule of suspensions in accordance with § 336-11 (B) (2)
- E. Notwithstanding the above, the Director may temporarily suspend a license pending the outcome of the prosecution of the licensee under this chapter or under any other provision of any applicable law, code, rule or regulation when in the interest of the health, welfare, and safety of the public. The Director shall notify the licensee and any owner or operator by which said licensee is employed of such decision and shall state the reasons therefor and the length of the suspension. Such suspension shall not exceed ten (10) days without a licensee being afforded an opportunity to be heard.
- F. Relicensing. No license holder whose license has been revoked shall be again licensed in the County unless upon the presentation of reasons satisfactory to the Director. In such event, the application shall be treated as a new application.
- G. Appeal of suspension or revocation. Any suspension of a license may be appealed by submitting a written appeal to the Broome County Commissioner of Public Works, Parks, Recreation and Youth Services within 10 days of the suspension or revocation by the Director. The Commissioner of Public Works, Parks, Recreation and Youth Services may uphold or overturn the decision of the Director based on the documentation provided.

§ 336-12. Recordkeeping.

There shall be kept in the office of the Director a complete record of each license issued to a driver and of all renewals, suspensions and revocations thereof, which record shall be kept on file with the original application for a license.

§ 336-13. Taxicab vehicle license required; fee.

- A. It shall be unlawful for any person to drive, operate or permit to be operated a taxicab upon the streets of the County or to solicit or pick up taxicab passengers within the County without first having paid a nonrefundable fee as provided for herein for each such vehicle so licensed and without first having obtained for each such vehicle a taxicab vehicle license under the provisions of this chapter from the Director. Such license shall be valid for one calendar year from the date of issue unless sooner suspended or revoked. It shall be unlawful for any person to drive, operate or keep for

hire or pay within the limits of the County any taxicabs without a valid vehicle license and inspection sticker issued herein.

- B. For each vehicle licensed as a taxicab hereunder, the Director shall issue a sticker of uniform design. Each sticker shall display a unique number as provided in this chapter and shall show the expiration date of said taxicab vehicle license. Each sticker shall also display the vehicle identification number for the vehicle being licensed as a taxicab. Such sticker shall be affixed to allocation at the discretion of the Director. Each taxi company shall be assigned a unique number, and each vehicle operated by each such company shall be assigned a unique number with said company.
- C. The acceptance by an owner or operator of a license issued under this chapter is conditioned upon and shall be sufficient evidence of the continuing consent of such owner or operator and of the driver of each and every taxicab vehicle to display the public notice as required by and described in § 336-17 of this chapter and to consent to any such stop and visual inspection by any law enforcement agency within the County.
- D. The County shall issue new stickers as described in this section annually or at such other times as the County shall determine to be appropriate and necessary.

§ 336-14. Taxicab vehicle license application.

A. One application for each taxicab vehicle license shall be made by the owner or other person with legal authority over same upon blank forms furnished by the Director. Such application shall contain at a minimum:

- (1) The name, age and residence of the person applying for the license, proof of the applicant's ownership and/or legal authority over each such vehicle and, if other than the owner, the name, age and residence of the person(s) to be in immediate charge of the driving of each such taxicab;
- (2) For each such vehicle, the type of motor vehicle to be used, the horsepower, the vehicle identification number, the state license and registration numbers and the seating capacity according to its trade rating;
- (3) Whether and when the vehicle has ever been previously licensed to operate as a taxicab or vehicle for hire and, if so, where;
- (4) Whether such vehicle's license to operate as a taxicab or vehicle for hire has ever been revoked or suspended, when, and for what cause;
- (5) Copy of New York State vehicle registration and expiration date of current New York State motor vehicle inspection and sticker number. The full address of the registered owner must be on the Department of Motor Vehicles registration; post office box numbers are not acceptable;
- (6) Proof that the vehicle is covered by a current for-hire insurance policy shall be attached to the application in the form of a certificate of insurance. Broome County shall be a certificate holder on the policy; and
- (7) Such other information as the Director may deem necessary.

The application must include the approved assigned unique official taxicab vehicle number assigned by the Director, which shall be added to such application by the applicant or Director when such application is approved.

§ 336-15. Insurance Required.

- A. No taxicab company shall be licensed as a taxicab company hereunder unless it carries a New York State workers' compensation insurance policy as required by New York State law. In lieu of a worker's compensation policy, a waiver issued by the New York State Workers' Compensation Board may be submitted.
- B. No vehicle shall be licensed as a taxicab hereunder unless it has a for-hire insurance policy in effect, to include a public policy for damages, for death or injuries to persons

in the amount provided in the laws, rules and regulations established by the State of New York as the minimum required of any vehicle operated as a taxicab.

- C. The certificate face shall:
 - (1) Indicate coverage and minimum amounts as prescribed by the laws of New York State; and
 - (2) Provide that the coverage shall not be canceled, terminated or materially changed until at least 30 days' prior written notice has been given to the Broome County Office of Risk and Insurance.
- D. The certificate holder should read:
Broome County Office of Risk and Insurance
P.O. Box 1766
Binghamton, NY 13902
- E. If the applicant fails to procure or maintain the required coverage and minimum limits, such failure shall constitute a material breach of this chapter and shall result in denial or revocation of the license.

§ 336-16. Refusal/revoking of license.

The Director shall refuse a taxicab vehicle license or, if already issued, shall revoke or suspend a license if the vehicle is unsuitable for public patronage by virtue of being unclean, unsafe or out of compliance with any applicable law, rule or regulation, or if, in the discretion of the Director, the design, capacity or other specifications of such vehicle render it unsuitable for use as a taxicab.

§ 336-17. Taxicab vehicle license card.

If upon inspection a vehicle is found to be in proper condition and in compliance in accordance with the provisions of all applicable laws, rules and regulations and, upon the approval of the application for a taxicab vehicle license and the payment of the license fee hereinafter set forth, such vehicle shall be licensed by delivering to the owner a card of such size and form as may be prescribed by the Director. The card shall contain the official license number of the taxicab vehicle, vehicle identification number, the name, address and phone number of the owner of the vehicle and a statement to the effect that, in case of any complaints, the Director shall be notified, giving the license number of the taxicab and the telephone number and address via which such complaints may be made. Such card shall be signed by the Director. The taxicab vehicle license number assigned hereunder shall, in each case, be the same as that assigned to the vehicle for that year pursuant to law. Taxicab vehicle license cards must be displayed in a prominent place visible to all passengers in the taxicab vehicle for which the license card is issued, as determined by the Director. For each such vehicle, the license number shall correspond to the number appearing on the inspection sticker required by this chapter.

ARTICLE III

Inspection Criteria

§336-18. Vehicle inspections required; reports of inspection; expiration of inspection.

- A. Taxicabs are to be inspected annually at a private New York State licensed inspection station. Such inspection shall occur once per year as required by the New York State Vehicle and Traffic Law and regulations.
- B. No vehicle shall be licensed as a taxicab pursuant to this chapter until it has been inspected and examined and found to be in a thoroughly suitable condition for the transportation of passengers in accordance with this chapter and in complete compliance with all requirements of the County Code and with all other applicable laws, codes and regulations, including that each such vehicle shall bear taxi or livery plates issued by the New York State Department of Motor Vehicles.
- C. It shall be the responsibility of each operator, owner and driver of a taxi licensed in the County as a taxicab vehicle to cause all such licensed taxicabs to be inspected by the Director or Director's designee at intervals of not more than 180 days, or upon receipt of notification from the Director that a complaint has been submitted, or as often as

may be necessary. Reports of all inspections shall be filed with the Director. Failure to comply with inspection requirements or notifications shall result in a suspension or revoking of the taxicab vehicle license. Each inspection shall be accompanied by a fee.

- D. A copy of the inspection report shall be given to the vehicle owner and/or operator and/or driver and the Director at the completion of the inspection.
- E. The inspection of the taxi shall include, but not be limited to, a review of the following and shall also include an inspection of those items listed in § 336-19 of this chapter and those items required by the New York State Department of Motor Vehicles.
 - (1) Parking lights.
 - (2) Door handles, inside and out.
 - (3) Upholstery, body damage, rust (including bumpers) and paint.
 - (4) Heater and air conditioner.
 - (5) Muffler and exhaust system (noise, fumes, smoke, visible and otherwise).
 - (6) Wheel covers or hubcaps.
 - (7) Any other items as relates to the condition, safety, cleanliness and operability of the vehicle as a taxicab suitable for public use that the Director may deem appropriate.
- F. Upon receipt of a report which finds a taxi to be unfit or unsuited for public patronage or which shall fail to comply with the requirements of this chapter, the licensing official shall refuse a license or shall revoke or suspend the license previously issued. All items not in compliance shall be repaired within five business days of the inspection with satisfactory proof of repair presented to the Director. The taxicab vehicle license shall be temporarily suspended until the repair work is complete. Failure to make such necessary repairs and to present satisfactory proof within 5 business days shall result in the taxicab's vehicle license being revoked. Taxicabs that do not have the required repair work completed within five business days of the initial inspection shall be subject to a reinspection fee. Taxicabs that schedule an inspection appointment and are not present at the time of the appointment shall be charged the inspection fee.
- G. Upon receipt of a report which finds a taxi to be fit for public patronage, the Director will issue a suitable inspection sticker with the month and year of inspection expiration marked on it. The inspection sticker shall include the unique vehicle number assigned by the Director.
- H. Upon being issued a County taxi inspection sticker, the inspector will affix the sticker to a location determined by the Director where it shall be clearly visible and available for inspection at all times while said vehicle is licensed within the County.
- I. It shall be unlawful to possess or display a forged, altered or unauthorized County inspection sticker.
- J. The Director may temporarily suspend the vehicle taxicab license for any violation of this chapter until such time as the deficiency is corrected. Said inspections shall not be evidence to be used against the County with respect to any claim of liability, and the County assumes no special duty or obligation to any person with respect to same, but shall be evidence merely that the licensee has had inspections made as required by this chapter.

ARTICLE IV

General Operations

§ 336-19. Taxicab vehicle markings, safety and equipment; owner, operator and/or driver responsibilities.

- A. Taxi vehicle identification.

- (1) Taxicab markings must be permanently displayed on both front doors of each vehicle. Markings must include taxi owner or company name, the words "taxi" or "taxicab" or "cab" and "Broome County, New York."
 - (2) The taxicab number furnished by the Director must also be permanently and visibly displayed on the vehicle in a location determined by the Director.
 - (3) Each taxicab vehicle shall prominently display on the outside of the driver's side door and on the outside of the front passenger's side door the minimum fare charged. In addition, each taxicab driver shall make a fare card available for inspection immediately upon the request of any passenger or potential passenger.
 - (a) Such schedule of fares shall list, at a minimum, the following information:
 - [1] Fees charged to passengers for the hire of such taxicab for trips originating and ending within the County;
 - [2] The long distance rate for trips ending outside the County;
 - [3] Any fees not included in the posted fare, which may include, but are not limited to, services such as the use of the trunk space and the loading by the driver of passenger personal effects; and
 - (4) The signs and numbers described herein as required must contain lettering in a form acceptable to the Director.
 - (5) The exterior roof light must contain the name of the company or words "taxi" or "taxicab" or "cab." The exterior roof light must be permanently mounted and lit at night.
- B. In addition to any requirements otherwise imposed by the Vehicle and Traffic Law of the State of New York or by this chapter, each licensed taxicab operating within the County shall at all times remain in compliance with each of the following vehicle requirements:
- (1) No vehicle shall be licensed as a taxicab if it was manufactured 12 years or more prior to the application date.
 - (2) Every vehicle shall display an approved version of the Broome County Taxi Drivers and Passengers Rights and Responsibilities decal in a location as determined by the Director.
 - (3) Sedans shall have no fewer than four doors, not including a hatchback or other rear entry, two of which lead into the driver's compartment, and all doors shall be so constructed that they may be opened from the inside and the outside. Under no circumstances shall any two-door vehicle be licensed as a taxicab. Vans may be licensed and approved for use as taxicab vehicles only if each such van provides a seat and a seat belt for each passenger and carries no more than seven passengers at any given time.
 - (4) Every vehicle shall be equipped with an adequate heater of a type which will not permit exhaust gases to enter the interior of the vehicle.
 - (5) Every vehicle shall be equipped with at least three adjustable rear-view mirrors, one in the driver's compartment and two exterior mirrors installed on the exterior of the vehicle, one on the driver's side door and one on the passenger-side door.
 - (6) Every vehicle shall be equipped with a standard speedometer properly installed and maintained in good working order.
 - (7) Every vehicle shall have either acceptable snow tires, all-weather radial tires or tire chains on the drive wheels of such vehicle when pavement conditions are such as to require said use for the safety of the driver, passenger and the general public.

- (8) Every vehicle shall be equipped with dual windshield wipers properly installed and maintained in good working order. This shall include windshield washers in proper working condition.
- (9) Every vehicle shall contain original or replacement upholstery and floor mats in good and suitable condition for satisfactory use by the public.
- (10) Every vehicle shall be equipped with an interior light capable of illuminating the entire interior of the taxicab after sundown. The light shall be so arranged as to be automatically turned on by the opening of any door to the vehicle.
- (11) All glass in said licensed vehicle shall be in good condition and shall not contain air bubbles, cracks or fractures. Window tint shall remain in compliance with all applicable New York State laws and regulations.
- (12) The fenders, bumpers and body of each licensed vehicle must be rigidly and tightly fastened to said vehicle, free from significant or extensive dents or mutilation, shall be of a uniform color, and shall be so constructed as to allow the full opening of all doors of the vehicle. The exterior of the vehicle shall be properly maintained, painted and the finish in good condition. This includes all exterior light lenses to be free from cracks and to be the proper color.
- (13) The vehicle must be equipped with both front and rear window defrosters/defoggers in proper working condition.
- (14) Every vehicle shall be equipped with hubcaps on all four wheels in compliance with the manufacturer's specifications or shall have uniformly painted wheels in lieu thereof.
- (15) Shades or curtains are prohibited on the inside of any taxicab.
- (16) Every company operating any taxicab shall designate an employee who shall be responsible to keep and maintain a trip sheet at all times during the operation of such taxicab.
 - (a) Such trip sheet shall record, at a minimum, the following information:
 - [1] The name and driver's license number of each and every driver operating such vehicle for the trips recorded on the trip sheet;
 - [2] Date, commencement time by hour and minute and origin point of each trip for each passenger;
 - [3] Date, dropoff or termination time by hour and minute and destination or termination location of each trip for each passenger;
 - [4] Fare charged and collected for each trip for each passenger;
 - [5] Date, time by hour and minute and location of any accident or breakdown causing an interruption or discontinuance of the operation of such taxicab and a description thereof; and
 - [6] The issuance of any citation or violation of any law, rule or code involving the operation of such taxicab and/or the conduct of the driver of same.
 - (b) The owner of any taxicab business shall produce any and all such trip sheets for any and all taxicabs operated, owned or controlled by such persons upon demand therefor by any law enforcement officer.
 - (c) All such trip sheets shall be retained and kept on file and made available for audit, examination and inspection by the Director at all reasonable times for a minimum period of two years by every owner, operator and/or proprietor of every taxicab and company operating and/or owning same.
- (17) Each vehicle used as a taxicab shall comply with all applicable federal, state and other laws, rules and regulations pertaining to its use by and accessibility to persons with disabilities.

- (18) Each taxicab shall prominently display in the interior thereof visible to all passengers a sign or sticker written in no less than eighteen-point type advising that seat belts are available and should be used by all passengers.
 - (19) Each taxicab shall prominently display in the interior thereof visible to all passengers a sign or sticker written in no less than eighteen-point type stating that smoking is prohibited within the vehicle by all passengers and drivers.
- C. Taxicabs licensed in accordance with this chapter may be equipped with partitions or shields made of translucent plexiglass or other shatterproof material located between and effectively separating the front and rear seats.
- D. In addition to any requirements otherwise imposed by the Vehicle and Traffic Law of the State of New York or by this chapter, each licensed taxicab company operating within the County shall at all times remain in compliance with each of the following requirements applicable to all owners and operators thereof:
- (1) Shall maintain and furnish a current list of drivers and employees available upon request of the Director.
 - (2) Shall provide a letter to the Director upon the discharge or termination for any reason of a driver and/or employee, giving the reason for such discharge or termination.
 - (3) Shall promptly report to the Director the transfer of ownership of any vehicle licensed by the County and concurrently turn in to the Director the taxicab vehicle license of such vehicle.
 - (4) Shall report, in writing, changes of address of the owner, operator or driver of a taxicab to the Director within three business days of said change.
 - (5) Shall report a revocation or cancellation of insurance immediately to the Director.
 - (6) Shall submit any changes to the established rates for fare or additional services to the Director in writing five business days prior to the effective date of the change.
 - (7) Shall report any vehicle accident which renders a taxicab vehicle inoperable or causes personal injuries to anyone involved in the accident in writing to the Director within five business days of the accident.
- E. In addition to the requirements otherwise imposed by the Vehicle and Traffic Law of the State of New York or by this chapter, each licensed taxicab driver operating within the County shall at all times remain in compliance with each of the following driver requirements:
- (1) Shall keep the interior and exterior of the taxicab in a clean and sanitary condition and shall at all times maintain the vehicle in compliance with County Code.
 - (2) Shall not smoke or allow any passenger to smoke at any time within the vehicle.
 - (3) At no time shall a driver allow the engine of the taxicab to idle in a fixed location for more than 15 minutes.
 - (4) Shall immediately report any unlawful act committed in, with or in connection with the driver's vehicle or any attempt to use such vehicle to commit a crime or escape from the scene of a crime to the police agency of jurisdiction and shall also submit a written report to the Director within five business days.
 - (5) Shall not permit any passenger in the taxicab except a paying fare during such time as the taxi is being used for business purposes.
 - (6) Shall not operate a taxicab when there is snow or ice on the pavement unless there are chains, all-weather radial tires or snow tires on the drive wheels.
 - (7) While on duty, the driver shall state his/her name and employer's name to my passenger or law enforcement officer on request. Also, it shall be unlawful for

- any driver of any taxicab to misrepresent or withhold the name of his/her employer or the business address and business telephone of the same.
- (8) Carriage of infected persons. Should it be found by the owner, operator or driver that a taxicab has been used to convey any person infected with a contagious disease, or if any blood or bodily fluids or discharges have contaminated the passenger area of the taxi, such vehicle shall not be used until it has been thoroughly cleaned and disinfected in accordance with applicable laws, rules and regulations related to public health.
 - (9) Any owner or operator shall not permit any one driver to operate a taxicab more than 12 hours in any continuous twenty-four-hour period, except the driver of a taxicab exclusively hired or engaged for special trips or excursions.
 - (10) Shall carry no more than the number of passengers provided for on the vehicle's New York State Registration. This number shall include the driver of the vehicle.
 - (11) Shall not operate a taxicab if the vehicle has any equipment violations as defined in this chapter or in the Vehicle and Traffic Law § 375, or other laws, rules and regulations.
 - (12) Must not consume alcohol or intoxicating drugs prior to or during the driving or other operation of a taxicab. This excludes prescriptions prescribed by a licensed physician and over-the-counter medications which do not cause drowsiness, fatigue, blurred speech or vision or other conditions which may impair the ability to drive safely.
 - (13) The driver shall pull to the curb to pick up and discharge passengers. The driver shall not intrude upon or obstruct pedestrian crossings, bus stops, loading zones, driveways, intersections or other areas requiring the free and unobstructed flow of traffic when stopped to pick up or discharge passengers.
 - (14) The driver shall provide a written receipt accurately stating the exact fare paid by any passenger requesting a receipt. Such receipt shall show the name of the driver, the name of the owner or the taxicab, the number of the taxicab, the time when the trip began and ended, the origin, any stops, the final destination of the trip and the amount of fare collected.
 - (15) Each and every operator and driver of a taxicab vehicle operating as such in the County is required to accept as a paying fare every orderly adult person and shall not refuse to accept as a paying fare any adult person on the basis of any disability or on the basis of race, ethnicity, religion, sex, age, sexual preference or other discriminatory basis or criteria prohibited by law.
 - (16) Shall not illegally use, consume, possess or distribute intoxicating liquors or drugs.
 - (17) The driver shall be neat and clean in both person and in clothing.
 - (18) No driver shall engage in fighting or in violent, tumultuous or threatening behavior; use abusive, offensive or obscene language or make obscene gestures or acts; or make unreasonable noise.

§ 336-20. Register of license taxicabs.

The Director shall keep a register of the name of each person owning or operating or otherwise legally responsible for a taxicab vehicle licensed under this chapter, together with the license numbers of vehicles. Such record shall be open to the inspection of the public at all reasonable times.

§ 336-21. Return of licenses, cards and permits; transfer of vehicle license; exception; fee.

- A. Every licensee who has been issued a license under the provisions of this chapter shall, upon discontinuing or abandoning the ownership, operation or driving of a taxicab, return such license card, license or permit to the Director, unless such card,

license or permit has been lost or for other reason cannot be restored, as these are the property of Broome County.

- B. Such card, license or permit shall not be assigned or transferred to any other person or be applicable to any motor vehicle other than the one specified therein. Any licensee who permits such license to be used by any other person or for any vehicle other than the one for which same was issued and any person who uses such license granted or given to any other person or who uses such license for a vehicle other than the one for which it was issued shall each be guilty of a violation of this chapter.
- C. Notwithstanding the foregoing, the owner or operator of a vehicle licensed as a taxicab under this chapter may take such vehicle out of service as a taxicab for any reasonable cause, such as damage, wear and tear, sale of the vehicle, age of the vehicle or other. In such case, such owner or operator may apply to the Director for permission to transfer the license issued to such vehicle to another vehicle to be put in service as a taxicab to replace the vehicle originally licensed.
- D. Such application shall include all the information pertaining to the replacement vehicle required for a taxicab vehicle license, and such replacement vehicle shall meet all the requirements applicable to taxicabs as required by this chapter to include the preclicensing inspection. Such application to transfer such taxicab vehicle license shall be accompanied by a nonrefundable transfer application fee, which shall include the costs associated with the preclicensing inspection.

§ 336-22. Duplicate license, permit or card.

Whenever a license shall be lost, stolen or destroyed, without fault on the part of the holder, or agent or employee of the holder, a duplicate in lieu thereof may be issued by the Director upon the filing of a sworn affidavit containing the facts of such loss or theft and upon the payment of the replacement fee.

§ 336-23. Taxicab stands.

Taxicab stands may be established by law enforcement regulation or by ordinance of any constituent municipality of the County or by the County itself, subject to such approval as the governing body may require. Taxicab stands operated by the County may only be used by licensed taxicabs when available for hire and being driven by licensed taxicab drivers.

§ 336-24. Soliciting; cruising prohibited.

No person shall solicit passengers from any point other than immediately adjacent to the taxicab. Taxicabs shall not cruise or operate on the streets of the County without a fare under hire for the purpose of soliciting business.

§ 336-25. Schedule of charges.

- A. The soliciting of tips, gratuities or any charges in addition to those authorized herein is prohibited. This clause shall not prohibit the voluntary offer or acceptance of a tip or gratuity.
- B. No person shall charge or attempt to charge any passenger a greater fare than that to which the taxicab driver is entitled to collect under the rate sheet posted in the vehicle and on file with the Director.
- C. Transport of animals.
 - (1) There shall be no additional charge for carrying a service animal trained to provide assistance to an individual with a disability, and no driver shall refuse or decline to carry a passenger or fare for the reason that such person is accompanied by such an animal.
 - (2) Drivers may refuse to transport any other animal unless the animal is securely enclosed in a kennel case which can be reasonably accommodated by such vehicle or is otherwise reasonably secured in accordance with the size, kind and nature of such animal.

§ 336-26. Payment of fares.

- A. Prepayment. Every driver of a taxicab shall have the right to demand payments of the legal fare in advance and may refuse employment unless so prepaid, but no driver of a taxicab shall otherwise refuse or neglect to convey any orderly person or persons upon request to any lawful destination anywhere in the County, unless previously engaged, off duty or otherwise lawfully unable to do so.
- B. Disputed fares. All disputes as to fares shall be determined by the law enforcement agency of jurisdiction at the time of dispute. Copies of same shall be requested by the Director for review of the incident for compliance with this chapter.

§ 336-27. Carrying additional passengers.

No driver of a licensed taxicab shall carry any person(s) other than the passenger first employing a taxicab without the consent of such first passenger, unless as part of job training. No person shall be required to ride in or to pay for a called taxicab if the same is already occupied by another passenger without their consent. No person shall be required to ride in or to pay for a taxicab if the driver of same takes on additional passengers without the consent of the first passenger. This section shall not apply to taxicabs providing transportation services under the Medicaid program.

§ 336-28. Compliance with noise ordinance required; sounding of horn prohibited.

Every driver of a taxicab shall at all times comply with the ordinances of the County and its constituent municipalities and all other applicable laws, rules and regulations prohibiting loud or unnecessary noise in disturbance of peace and quiet.

§ 336-29. Articles found in taxicabs.

Every driver of a taxicab, immediately after the termination of any hiring or employment, must carefully search such taxicab for any property lost or left therein, and any such property, unless sooner claimed or delivered to the owner, shall be maintained at the business address of the owner of the vehicle for a period of not less than 30 days. All articles must be logged in at the business address. Items of significant value, to include but not be limited to, wallets, purses, handheld communication devices, electronics and jewelry, are to be deposited with the Director, along with the trip sheet for the period in which the item was found, by the end of the next business day.

§ 336-30. Use of vehicle for unlawful purposes and deceiving or misinforming passengers prohibited.

- A. It shall be unlawful for any licensed driver of any taxicab to misrepresent his/her own name, and/or the name of his/her employer, or knowingly receive or transport any person or persons who intend any unlawful act in such vehicle during the voyage or at the termination thereof, whether within such vehicle or not. It shall be unlawful for any such driver to solicit or procure or to aid or assist in soliciting or procuring any person to ride in a licensed taxicab with the intent of the driver or of any or all passengers to commit any unlawful act therein or at any time during the voyage or immediately following the termination thereof, whether within the vehicle or not.
- B. It shall be unlawful for any licensed driver of any taxicab to solicit and/or procure the sale or distribution of controlled substances. It shall be unlawful for any licensed driver of any taxicab to solicit and/or procure any person to ride in a licensed taxicab for the purpose of sale or distribution of controlled substances.
- C. Operating a vehicle under the influence of alcohol or a controlled substance shall be grounds for immediate suspension and revocation of a driver's license. The Director may require a licensee to submit to drug and alcohol screening tests upon reasonable cause. Refusal to submit to such screening test or a positive test result shall constitute grounds for revocation of a license. The licensee shall be responsible for the fees associated with the drug testing as authorized in this section only if a positive test is returned.
- D. No person owning, operating or driving a taxicab shall deceive or misinform any customer or passenger who may pay for a taxicab service, or who may ride or desire

to ride in any such vehicle, as to the shortest route to a destination or as to the lawful fare to be charged. No person owning, operating or driving a taxicab shall deceive or misinform any customer or passenger as to the location or distance of the destination request, nor shall any passenger be transported to any destination other than the one specified and/or by any route directed or requested by such person.

§ 336-31. Penalties for offenses.

- A. For purposes of this chapter, the actions of representatives, agents, employees or taxicab drivers utilizing vehicles owned or operated by a taxicab business shall be treated as actions of the owner of said taxicab vehicles and taxicab business.
- B. Any person violating any of the provisions of this chapter shall, upon conviction, be responsible for any penalty as a result and as administered by Broome County and as approved by the Broome County Legislature. In addition thereto a licensee, or the owner, operator or driver of a licensed vehicle, may have his/her license suspended or revoked.
- C. The Director may refuse access to all County transportation facilities pending the outcome of the prosecution of the licensee under this chapter or under any other provision of any applicable law, code, rule or regulation.
- D. Vehicles found to be operating without a proper County taxicab business and vehicle license, inspection or by a driver without a valid taxicab driver's license or found to be in violation of any section of this chapter shall be subject to impoundment by any law enforcement agency operating within the County. Any violation of this provision shall be deemed a violation, and the taxicab owner shall be guilty of a violation and subject to the following schedule of fines and/or imprisonment:
 - (1) First offense: not more than \$100.
 - (2) Second offense: not more than \$250 or 15 days' imprisonment, or both such fine and imprisonment.
 - (3) Third offense: not more than \$500 or 30 days' imprisonment or both such fine and imprisonment.
- E. The penalties set forth in § 336-31 are in addition to the provisions of § 222-4V(9)(b) and (10)(d) of the Broome County Charter and Code. These penalties shall be in addition to and not instead of any other penalties imposed by any other applicable law, code, rule or regulation of any other governmental or regulatory agency or entity.

§ 336-32. Enforcement

The County Executive, Director of Security Services, Commissioner of Aviation, County Sheriff and other agents duly designated in addition to local, County and state police or law enforcement officers are hereby authorized to, and they shall, enforce the foregoing rules and regulations.

§ 336-33. Public emergency; police powers.

Whenever a state of emergency is declared by the County or whenever the Director or, if there be none, the highest-ranking officer in command of the Division of Security or his/her designee determines that protection of public safety so requires, the County Executive and/or the Director may suspend the provisions of this chapter, in whole or in part, for part or all of the period during which such emergency conditions may prevail. Such power shall include but not be limited to the suspension of the requirement that fares be paid by passengers and/or other requirements of this chapter. Under such circumstances, all drivers and operators shall endeavor to keep and maintain accurate records showing the trips provided and the details of same during such period, similar to such records as would be required to be kept by this chapter if such period of emergency had not existed.

§ 336-34. Exceptions.

- A. The provisions of this chapter shall have no application to exempt vehicles, as defined herein, or for special events, upon advance notice of same being provided to the Director and the approval thereof.
- B. The licensing fee set forth in this chapter shall not be required for taxicab vehicles or other vehicles for hire to which this chapter would otherwise apply if same are owned by or operated under the control of a corporation duly organized and existing pursuant to the Not-For-Profit Corporation Law of the State of New York and while being used solely for the purposes of such corporation.
- C. Limousines are exempted from certain requirements of this chapter at the discretion of the Director to include but not limited to the placement of exterior markings and signage.

SECTION 2: This Local Law shall become effective upon filing with the Secretary of State
Carried. Ayes-14, Nays-0, Absent-1 (Kaminsky)

RESOLUTION NO. 584

By Health & Human Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH RANA Z. AHMAD FOR MEDICAL DIRECTOR SERVICES FOR THE WILLOW POINT REHABILITATION AND NURSING CENTER FOR 2020

WHEREAS, this County Legislature, by Resolution 424 of 2019, authorized an agreement with Rana Z. Ahmad for Medical Director services for the Willow Point Rehabilitation and Nursing Center at an amount not to exceed \$65,000 for the period January 1, 2019 through December 31, 2019, and

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

WHEREAS, said agreement expires by its terms on December 31, 2019, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$65,000 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Dr. Rana Z. Ahmad, c/o United Medical Associates, PC, 20 Mitchell Avenue, 4th Floor, Binghamton, New York 13903 for Medical Director services for the Willow Point Rehabilitation and Nursing Center for the period January 1, 2020 through December 31, 2020, 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 (Physician Services), and be it

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

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

RESOLUTION NO. 585

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

WHEREAS, Jason T Garnar, Broome County Executive, pursuant to the authority vested in him by Article XIV of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individuals to membership on the Broome County Nursing Home Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Sue Spencer	12/31/2022

424 Castleman Road Vestal, NY 13850	New Appointment
Theresa Blank	12/31/2022
208 Sliter Place Endicott, NY 13760	New Appointment
Denise Johnson	12/31/2022
4 Antonio Court Endicott, NY 13760	New Appointment
Deborah Thorpe	12/31/2022
405 Bundy Circle Endwell, New York 13760	Reappointment
Pearl Webb	12/31/2022
311 Martin Street Endicott, New York 13760	New Appointment
Jeffery Greenblott	12/31/2022
609 East Main Street, Ste. 8 Endicott, NY 13760	Re-Appointment
Kate Newberry	12/31/2022
16 Rock Road Vestal, New York 13850	New Appointment

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Article XIV of the
Broome County Charter and Administrative Code, confirms the appointments of the above-
named individuals to membership on the Broome County Nursing Home Advisory Board for the
terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 586

By Health & Human Services Committee

Seconded by Mr. Pasquale

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

WHEREAS, Jason T Garnar, County Executive, pursuant to the authority vested in him 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>
Michael Hatch 40 Broad Avenue Binghamton, NY 13904	12/31/2023 New Appointment
Cara Fraser 404 Ferndale Drive Binghamton, NY 13905	12/31/2023 New Appointment
Rena Kovac 71 Carroll Street Binghamton, NY 13901	12/31/2023 New Appointment
William Parsons 4 Hotchkiss St. Apt. 2 Binghamton, NY 13903	12/31/2023 New Appointment
Donald Bergin 610 Stonehedge Drive	12/31/2023 Re-Appointment

Vestal, NY 13850

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 Section A804 of the Broome County Charter and Administrative Code, hereby confirms the appointment of the above-named individuals to membership on the Broome County Community Services Board for the terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 587

By Health & Human Services Committee Seconded by Mr. Pasquale
RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY YOUTH BUREAU ADVISORY BOARD

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the authority vested in him by Resolution 163 of 1971, as amended by Resolution 133 of 1976, has duly designated and appointed the following named individuals to membership on the Broome County Youth Bureau Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Jill Alford-Hammitt 184 Court Street Binghamton, NY 13901	12/31/2021 Re-appointment
Suzanna Pearson 2445 Bradley Creek Johnson City, NY 13790	12/31/2021 Re-appointment

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 163 of 1971 and Resolution 133 of 1976, confirms the appointments of the above-named individuals to membership on the Broome County Youth Bureau Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 588

By Health & Human Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL FOR SERVICES RELATED TO THE DEPARTMENT OF SOCIAL SERVICES' PURCHASE OF SERVICE PROGRAMS FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 395 of 2016, authorized an agreement with Our Lady of Lourdes Memorial Hospital for services related to the Department of Social Services' Purchase of Services Programs at an amount not to exceed \$450,477 for the period April 1, 2016 through March 31, 2017, with the option for three one-year renewals under the same terms and conditions, and

WHEREAS, said agreement is necessary to administer the Detention Alternative After School Program for the Department of Social Services, and

WHEREAS, said agreement expired by its terms on September 30, 2019, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$201,500 for the period October 1, 2019 through September 30, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Our Lady of Lourdes Memorial Hospital, 169 Riverside Drive, Binghamton, New York 13905 for services related to the Department of Social Services' Purchase of Services Programs for the period October 1, 2019 through September 30, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$201,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35070006.6004573.1010 (Other Fees for Services), and be it

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

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

RESOLUTION NO. 589

By Health & Human Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION MAINTAINING INDIGENT BURIAL RATES PAID TO FUNERAL HOMES FOR SERVICES PROVIDED TO THE BROOME COUNTY DEPARTMENT OF SOCIAL SERVICES FOR 2020

WHEREAS, in accordance with Social Services Law § 141 Broome County's Department of Social Services is responsible to provide for the care, removal and burial of the bodies of indigent persons who die within Broome County, and

WHEREAS, this County Legislature, by Resolution 572 of 2006, established procedures and rates for indigent burials by the Department of Social Services, and

WHEREAS, this County Legislature, by Resolution 163 of 2011, transferred the administration of General Municipal Law § 148 Veterans' Burials to the Department of Social Services, and

WHEREAS, it is appropriate and necessary at this time to revise said rates, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the following rates and procedures, with an effective date of January 1, 2020 through December 31, 2022 at the following rates and conditions:

1. Allowances for burial of an indigent stillborn, or child up to one year for calendar year 2020 shall be as follows (with a 1% increase in calendar year 2021 and 2022 with an option for renewal at the end of each year):

	<u>2020</u>	<u>2021</u>	<u>2022</u>
Full service burial/ Full service cremation:	N/A	N/A	N/A
Immediate burial/ Immediate cremation:	\$390	\$394	\$398

2. Allowances for burial of all other indigent individuals for calendar year 2020 shall be as follows (with a 1% increase in calendar year 2021 and 2022 with an option for renewal at the end of each year):

<u>Veteran/Veteran's Spouse</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>
Full service burial/ Full service cremation:	\$2,127	\$2,148	\$2,169
Immediate burial/ Immediate cremation:	\$1,038	\$1,048	\$1,058
<u>Non-Veteran</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>
Full service burial/ Full service cremation:	N/A	N/A	N/A
Immediate burial/ Immediate cremation:	\$1,038	\$1,048	\$1,058

3. The allowances in #1 and #2 above will also apply for body donations of indigent individuals. This allowance will be paid to the funeral directors for their services involving arrangements for the body and for all transportation costs to the medical facility. Pre-registration with the donation facility is required.

4. In addition to the above allowances, an extra allowance up to \$300 will be allowed to cover expenses of an out of county funeral director who assists the local funeral home with a burial or cremation.
5. Full service burials and cremations will only be allowed for veterans who were honorably discharged from service and their spouses. A Defense Department Form 214 (DD214) is required to identify the veteran's condition of discharge.
6. All full service burials and cremations are to include the following: transfer of the remains within Broome County to the funeral home, embalming (as required), cosmetology, dressing and casketing, hairdressing, arrangements and supervision, minimum of one hour calling or visitation at the funeral home, funeral ceremony, livery (hearse or alternative funeral coach), acknowledgment cards and register book. Funeral services may be held at an appropriate venue other than the funeral home as determined by the deceased's family, with prior approval from Social Services.
7. In addition to the above allowances, out of County transportation costs shall be paid at \$3.00 per loaded mile. The maximum number of reimbursable miles shall be 100, unless the Department of Social Services determines that it would be more economical to reimburse for greater distance.
8. In addition to the above allowances, there shall be an allowance for the actual cost of a minimum cost casket, not to exceed \$600. If necessary and pre-approved by Social Services, an additional allowance shall be allowed for the actual cost of a minimum cost oversized casket.
9. In addition to the above allowances, \$50 to pay for additional help transferring remains, not to exceed \$200, will be allowed if pre-approved by Social Services and an oversized casket is necessary.
10. In addition to the above allowances, there shall be an allowance for all actual minimal cemetery and cremation costs and equipment for burials and cremations (when necessary) within Broome County, including, but not limited to the following: grave liner (when mandated by the cemetery), grave opening and closing, casket lowering, tent, cremation, allowance for a minimum cost grave plot available at the approved cemetery at which the burial takes place, plus winter storage if needed. DSS will not purchase grave plots or urns for cremains unless the Resource Consultant deems necessary or client funds are available. Burial Plot deeds or a statement from the cemetery indicating plot section and number are to be sent to the DSS Resource Consultant upon DSS payment.
11. In the case where no next of kin can be located, it will be the obligation of the funeral director to ensure that a free death notice for all indigent burials or cremations is published in the newspaper. The notice is to include the deceased individual's name, age, place of residence, day of death, and name of funeral home.
12. Before any allowance authorized herein is paid by the Department of Social Services, there shall be credited to the burial, cremation or other related expenses, all assets of the indigent deceased individual, including but not limited to, benefits offered by Social Security, Veteran's Administration and any life insurance, up to the allowance authorized herein.
13. All burials/cremations and service herein to be paid for by the Department of Social Services shall be approved by the Department prior to the funeral arrangements. If approval is needed on a weekend, approval can be obtained on the Monday after the actual weekend that approval should have been obtained, provided costs are kept within allowable limits. DSS will not pay overtime or weekend charges for burial services.
14. Before any allowance authorized herein is paid by the Department of Social Services, the funeral director making claims for such funds shall submit the "Itemization of Funeral Services and Merchandise Selected Form" and

- supporting documentation for all actual costs (casket invoice, vault invoice, cremation or cemetery receipts and any other expenses incurred.) A copy of the death certificate, at no additional cost, must accompany all billings. In addition, the provided Attestation of Burial Expenses must be completed and submitted to the department prior to any allowances paid. Said invoices to be in such a form as may be prescribed by the Broome County Comptroller and the NYS Department of Health.
15. The Funeral directors providing services paid by the Department of Social Services shall maintain accurate and detailed records of the services performed by it and/or its employees pursuant to this Resolution, reflecting the nature of the work performed, and to have such records available for six years after this Resolution's term for inspection and audit by appropriate representatives of Broome County, Broome County Department of Social Services (BCDSS) and/or the Broome County Comptroller, upon reasonable notice of said Departments. All services, billings and burial details are subject to audit by Broome County DSS. In addition, the funeral director shall perform the services authorized under this Resolution in a spirit of cooperation with BCDSS, and shall be available to entertain reasonable requests for information from appropriate BCDSS personnel, as well as other County Departments as may be designated by BCDSS.
 16. When there is no next of kin, the Department of Social Services will provide certain identifying information, including but not limited to social security number and date of birth of the deceased, to the funeral home. This information is to be used solely for providing indigent burial services and the funeral home shall not re-disclose any of this confidential information.
 17. Before any allowance authorized herein is paid by the Department of Social Services, the funeral director who is making a claim for such funds shall report any monies paid or to be paid from friends or relatives of said deceased indigent individual or from any other source whatsoever to the Department of Social Services, in order that such funds be applied toward any allowance granted herein. Any funds received by the funeral director, subsequent to the funeral, shall be reported and forwarded to BCDSS.
 18. The following items are not covered by DSS and are the financial responsibility of the family or arranging party: Obituary, flowers, clergy honorarium and prayer cards. All upgrades to funeral merchandise (i.e. casket, vault, plot or services) are prohibited.
 19. Headstones are not to be placed on plots purchased by the Broome County Department of Social Services (BCDSS). With prior approval from BCDSS, the family or arranging party will be allowed to place a flush grave marker on the plot, at their expense, provided that the grave marker falls within the following guidelines: granite gray, no larger than 24x12x4, includes deceased's name and dates of birth/death only, and cost not to exceed \$600 (not including installation if required). For approval, the family or arranging party must submit to BCDSS a purchase order indicating size, stone type, lettering, and cost to the arranging party.
 20. The Resource Consultant may request family monetary offsets to cemetery costs or other expenses as necessary.
 21. All immediate and full service burials and cremations, as well as any ancillary services provided herein are to be in compliance with all local and state laws governing such practices, and be it

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

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

RESOLUTION NO. 590

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF SAFE HARBOR PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH CRIME VICTIMS ASSISTANCE CENTER TO ADMINISTER SAID PROGRAM FOR 2020

WHEREAS, this County Legislature, by Resolution 476 of 2018, authorized and approved renewal of the Safe Harbor Program Grant for the Department of Social Services, adopted a program budget in the amount of \$86,700 and authorized an agreement with Crime Victims Assistance Center to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program is designed for local youth under 18 who are victims of human trafficking, growing community awareness and providing treatment and professional education, and

WHEREAS, it is desired to renew said grant program in the amount of \$43,350, adopt a program budget and renew the agreement with Crime Victims Assistance Center to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$43,350 from the New York State Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144 for the Department of Social Services Safe Harbor Program Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$43,350, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Crime Victims Assistance Center, 377 Robinson Street, Binghamton, New York 13904 to administer said program grant for the period for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$43,350 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35010006.6004573.3510400 (Other Fees for Services), and be it

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

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

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

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

RESOLUTION NO. 591

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VARIOUS PROVIDER AGENCIES FOR SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES' PURCHASE OF SERVICE PROGRAMS FOR 2020

WHEREAS, this County Legislature, by Resolution 517 of 2016, authorized renewal of the agreements with various provider agencies for services for the Department of Social Services' Purchase of Service Programs at amounts not to exceed \$3,188,436, for the period January 1, 2017 through December 31, 2017, with the option for three one-year renewals, and

WHEREAS, said services are necessary for various services related to the Department of Social Services' Purchase of Service Programs, and

WHEREAS, said agreements expire by their terms on December 31, 2019, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at the amounts listed on Exhibit "A", total amount not to exceed \$3,959,938 for all agencies, for the period January 1, 2020 through December 31, 2020, and

WHEREAS, the Commissioner of Social Services requests authorization to accept and pass through Cost of Living Adjustments (COLA) from New York State to all provider agencies without further Legislative approval, and

WHEREAS, the Commissioner of Social Services requests authorization to adjust, if necessary, without further Legislative approval, the amounts designated between Purchase of Service Programs within specific providers as long as the total amount designated for each provider does not exceed the budget amount, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the various provider agencies for various services as listed on Exhibit "A" for the Department of Social Services' Purchase of Services Programs for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the amount listed on Exhibit "A", total amount not to exceed \$3,959,938 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 35070006.6004314 (Foster Care NS DET (Haskins)), 35070006.6004300 (Purchase of Services), 3507006.6004326 (EAF/POS), 35070006.6004573 (Other Fees for Services), 35050006.4004400 (Medical & Physical Exams), and 3502006.6004573 (Other Fees for Services), and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and pass through Cost of Living Adjustments (COLA) from New York State to all provider agencies without further Legislative approval, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to adjust, if necessary, without further Legislative approval, the amounts designated between Purchase of Service Programs within specific providers as long as the total amount designated for each provider does not exceed the budget amount, and

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

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

RESOLUTION NO. 592

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING ACCEPTANCE OF THE REDLICH HORWITZ FOUNDATION PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH THE FAMILY ENRICHMENT NETWORK TO ADMINISTER SAID PROGRAM FOR 2020-2021

WHEREAS, the Commissioner of Social Services requests authorization to accept a Redlich Horwitz Foundation Program Grant, adopt a program budget in the amount of \$103,500

and enter into an agreement with the Family Enrichment Network to administer said program for the period January 1, 2020 through December 31, 2021, and

WHEREAS, said program grant is designed to assist with the implementation of Family First Federal Legislation and will allow a part-time Project Coordinator to assist with grant objectives and a part-time Family Peer Advocate to work with and support relative foster families, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$103,500 from the Redlich Horwitz Foundation, 110 West 40th Street, Suite 1900, New York New York 10018 for the Department of Social Services Redlich Horwitz Foundation Program Grant for the period January 1, 2020 through December 31, 2021, 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 \$103,500, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement the Family Enrichment Network, 24 Cherry Street, Johnson City, New York 13790 to administer said program grant, for the period January 1, 2020 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 \$103,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35010006.6004573.3510401 (Other Fees for Services), and be it

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

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

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

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

RESOLUTION NO. 593

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING REVISION OF THE HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS, INC., FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 62 of 2019 authorized renewal of the Health Information and Counseling Assistance Program Grant for the Office for Aging, adopted a program budget in the total amount of \$33,121 and authorized an agreement with Action for Older Persons to administer said program for the period April 1, 2019 through March 31, 2020, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$163 in grant appropriations and amend the agreement with Action for Older Persons, Inc., to reflect an increase of \$163 for the period April 1, 2019 through March 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Information and Counseling Assistance Program Grant to reflect an increase of \$163 for the period April 1, 2019 through March 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$33,284, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, Inc., 200 Plaza Drive, Suite B, Vestal, New York 13850, to reflect an increase \$163 for the Office for Aging's Health Information and Counseling Assistance Program for the period April 1, 2019 through March 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$33,284 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 62 of 2019, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 594

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT (MIPPA)-SHIP & AAA ADRC PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH ACTION FOR OLDER PERSONS TO ADMINISTER SAID PROGRAM FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 272 of 2018, as amended by Resolution 140 of 2019, authorized and approved renewal of the Medicare Improvements for Patients and Providers Act Program Grant for the Office for Aging, adopted a program budget in the amount of \$17,024 and authorized an agreement with Action for Older Persons to administer said program for the period September 30, 2019 through September 29, 2020, and

WHEREAS, said program grant provides funds to recruit and train volunteers to assist clients with health insurance and Medicare issues, and

WHEREAS, it is desired to renew said grant program in the amount of \$17,256, adopt a program budget and renew the agreement with Action for Older Persons to continue to administer said program for the period September 30, 2019 through September 29, 2020 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$17,256 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251 for the Office for Aging's Medicare Improvements for Patients and Providers Act (MIPPA)-SHIP & AAA ADRC Program for the period September 30, 2019 through September 29, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$17,256, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, Inc., 200 Plaza Drive, Suite B, Vestal, New York 13850 to administer said program for the Office for Aging for the period September 30, 2019 through September 29, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$17,256 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410688 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Medicare Improvements for Patients and Providers Act Program funds, for the period September 30, 2019 through September 29, 2020, provided there is no increase in employee head count and the County's financial contribution is not increased, and be it

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

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

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

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

RESOLUTION NO. 595

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING ACCEPTANCE OF THE BROOME AGE-FRIENDLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2020-2021

WHEREAS, the Director of the Office for Aging requests authorization to accept a Broome Age Friendly Program Grant for the Office for Aging and adopt a program budget in the amount of \$37,537 for the period January 1, 2020 through December 31, 2021, and

WHEREAS, said program will work toward achieving the AART Age-Friendly designation for Broome County and encourage the use of relevant Smart Growth principles in the age and health friendly planning processes, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$37,537 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251 for the Office for Aging's Broome Age-Friendly Program Grant for the period January 1, 2020 through December 31, 2021, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$37,537, and be it

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

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

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

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

RESOLUTION NO. 596

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2020

WHEREAS, this County Legislature by Resolution 469 of 2018, as amended by Resolution 511 of 2019 authorized and approved renewal of the Title III-B Supportive Program Grant for the Office for Aging and adopted a program budget in the amount of \$866,232, for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant provides a variety of services, including transportation, information and referral, mandated legal assistance, the Senior News monthly newsletter, shopping services, caregiver services and case management, and

WHEREAS, it is desired to renew said program grant budget in the amount of \$937,335 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$214,875 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251 for the Office for Aging's Title III-B Supportive Services Program Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$937,335, and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Title III-B Supportive Services Program funds, for the period January 1, 2020 through December 31, 2020 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 his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative 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 (Kaminsky)

RESOLUTION NO. 597

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-C-1 CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2020

WHEREAS, this County Legislature by Resolution 470 of 2018, as amended by Resolution 512 of 2019 authorized and approved renewal of the Title III-C-1 Congregate Meals

Program Grant for the Office for Aging and adopted a program budget in the amount of \$954,375 for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant provides support for congregate meals, senior center operation, health and wellness activities, nutrition education and recreation activities at the senior centers, and

WHEREAS, it is desired to renew said program grant budget in the amount of \$1,036,744 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$293,623 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office for Aging's Title III-C-1 Congregate Meals program grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$1,036,744 and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Title III-C-1 Congregate Meals Program funds as may be allocated by New York State Office for Aging for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

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

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

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

RESOLUTION NO. 598

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2020

WHEREAS, this County Legislature by Resolution 471 of 2018, as amended by Resolution 513 of 2019, 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 \$687,889 for the period January 1, 2019 through December 31, 2019, and

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

WHEREAS, it is desired to renew said program grant budget in the amount of \$691,452 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$153,117 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office for Aging's Title III-C-2 Home Delivered Meals program grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$691,452 and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Title III-C-2 Home Delivered Meals Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

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

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

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

RESOLUTION NO. 599

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-D HEALTH PROMOTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2020

WHEREAS, this County Legislature by Resolution 472 of 2018, authorized and approved renewal of the Title III-D Health Promotion Program Grant for the Office for Aging and adopted a program budget in the amount of \$47,074 for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant provides funding for evidenced-based health promotion activities and budget support for the Broome County Senior Games, and

WHEREAS, it is desired to renew said program grant budget in the amount of \$47,140 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$15,240 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office for Aging's Title III-D Health Promotion grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$47,140 and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Title III-D Health Promotion Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

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

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

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

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

RESOLUTION NO. 600

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF TITLE III-E FAMILY CAREGIVER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2020

WHEREAS, this County Legislature, by Resolution 473 of 2018, as amended by Resolution 514 of 2019, authorized and approved renewal of the Title III-E Family Caregiver Program Grant for the Office for Aging and adopted a program budget in the amount of \$170,348 for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant provides caregivers with education, transportation, in-home and institutional respite, information, assistance and adult daycare, and access to benefits in accordance with the standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is desired to renew said program grant budget in the amount of \$162,489 for the period January 1, 2020 through December 31, 2020 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$130,989 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office for Aging's Title III-E Family Caregiver Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$162,489 and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Title III-E Family Caregiver Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

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

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

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

RESOLUTION NO. 601

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE CAREGIVER SUPPORT INITIATIVE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2020

WHEREAS, this County Legislature, by Resolution 419 of 2018, authorized and approved the Caregiver Support Initiative Program Grant for the Office for Aging and adopted a program budget in the amount of \$43,340 for the period January 1, 2019 through December 31, 2019 and

WHEREAS, said program provides reimbursement for in-home respite services to caregivers, and

WHEREAS, it is desired to renew said program grant in the amount of \$43,340 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$43,340 from the Alzheimer's Association, 441 W. Kirkpatrick Street, Syracuse, New York 13204 for the Office for Aging's Caregiver Support Initiative Program Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$43,340, and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Caregiver Support Initiative Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

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

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

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

RESOLUTION NO. 602

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH HOME INSTEAD FOR IN-HOME RESPITE SERVICES FOR THE OFFICE FOR AGING'S CAREGIVER SUPPORT INITIATIVE GRANT FOR 2020

WHEREAS, the Director of the Office for Aging requests authorization for an agreement with Home Instead for in-home respite services for the Office for Aging's Caregiver Support Initiative Grant at rates listed on Exhibit "A" for the period January 1, 2020 through December 31, 2020, 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 Home Instead, 53 Chenango Street, Binghamton, New York 13901 for in-home respite services for the Office for Aging's Caregiver Support Initiative Grant period January 1, 2020 through December 31, 2020, 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 his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

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

RESOLUTION NO. 603

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE ELDER ABUSE OUTREACH PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2020

WHEREAS, this County Legislature, by Resolution 420 of 2018, authorized and approved renewal of the Elder Abuse Prevention Program Grant for the Office for Aging and adopted a program budget in the amount of \$159,043 for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program identifies and provides services to the elderly with mental or physical impairments and protects them from physical, sexual or emotional abuse, neglect or exploitation, and

WHEREAS, it is desired to renew said grant program in the amount of \$161,142 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$112,624 from Broome County Department of Social Services, 36-42 Main Street, Binghamton, New York 13905, for the Office for Aging's Elder Abuse Outreach Program Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$161,142, and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Elder Abuse Outreach Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not increased, and be it

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

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

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

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

RESOLUTION NO. 604

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH TOWANDA PRINTING COMPANY FOR THE PRINTING OF THE OFFICE FOR AGING SENIOR NEWS MONTHLY NEWSLETTER

WHEREAS, the Board of Acquisition and Contract on September 24, 2014, authorized an agreement, with four one-year renewals, with Towanda Printing Company, 116 Main Street, Towanda, PA 18848, for the printing of the Office for Aging Senior News monthly newsletter at a cost not to exceed \$14,498 for January 1, 2019 to December 31, 2019, and

WHEREAS, this County Legislature, by Resolution 439 of 2019, authorized an amendment to the agreement to increase the not to exceed amount to \$16,757, and

WHEREAS, said agreement allows for the production, printing and mailing of the Office for Aging Senior News monthly newsletter, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount to \$22,072 and extend the term of the agreement through April 30, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Towanda Printing Company, 116 Main Street, Towanda, PA 18848, to increase the not to exceed amount to \$22,072 and extend the term of the agreement through April 30, 2020 for the printing of the Office for Aging Senior News monthly newsletter, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$22,072, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 3401006.6004138.3410652/3410679 (Other Operational Expenses), and be it

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

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

RESOLUTION NO. 605

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

RESOLUTION AUTHORIZING ACCEPTANCE OF THE STOPPING ELDERLY ACCIDENTS, DEATH AND INJURIES (STEADI) PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2020

WHEREAS, the Director of Public Health requests authorization to accept a Stopping Elderly Accidents Death and Injuries (STEADI) Program Grant for the Department of Health and adopting a program budget in the amount of \$8,000 for the period January 1, 2020 through March 31, 2020, and

WHEREAS, said program grant is an initiative designed for use in primary care settings to reduce older adult falls by screening for fall risk and referring patients to interventions that improve strength, balance and gait, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$8,000 from United Health Services Hospitals Inc., 33-57 Harrison Street, Johnson City, New York 13790 for the Department of Health's Stopping Elderly Accidents Death and Injuries (STEADI) Program Grant for the period January 1, 2020 through March 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$8,000, and be it

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

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

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

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

RESOLUTION NO. 606

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

RESOLUTION APPROVING THE CREDENTIALING OF MEDICAL STAFF AT THE BROOME COUNTY HEALTH DEPARTMENT

WHEREAS, New York State's Official Compliance of Codes, Rules and Regulations requires the operator of an Article 28 Diagnostic and Treatment Center to review the assignment of clinical privileges for the medical staff every two years, and

WHEREAS, the Broome County Health Department's Medical Staff Credential Committee completed its review and recommends appointing the following physicians and nurse practitioners to the Health Department's medical staff, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the credentials of the following physicians and nurse practitioners to the Health Department's medical staff and grants privileges as follows:

Dr. Christopher Ryan, Medical Director, Broome County Health Department
Medical Director, Immunization Clinic

- Assess, diagnose, treat or counsel patients with symptoms of potential exposure to or concerns about sexually transmitted infections.
- In accordance with current policies and guidelines from the CDC, ACIP, and the Broome County Health Department, assess immunization status, prescribe immunizations for patients, authorize standing orders, administer administrations, and manage adverse effects.
- Review the documentation of history, physical examination, and diagnostic testing provided by nurse practitioners and medical residents in the STD/HIV Clinic and Employee Health Services.
- Interview, examine, test and assess candidates and employees in certain occupations to determine whether they meet the relevant medical standards for their duties or prospective duties.
- Assist in the screening, assessment and management of patients who have latent or active tuberculosis infection.
- Assess patients history, perform physical examinations, prescribe courses of treatment, and monitor responses to treatment for patients who have active tuberculosis disease or latent tuberculosis infection

Dr. Vivek Kandanati, Medical Director - TB Clinic

- Assess patients' history, perform physical examinations, prescribe courses of treatment, and monitor responses to treatment for patients who have active tuberculosis disease or latent tuberculosis infection.
- Assist in the screening, assessment and management of patients who have latent or active tuberculosis infection.

Dr. Zachary Jones, Medical Director – TB Clinic

- Assess patients' history, perform physical examinations, prescribe courses of treatment, and monitor responses to treatment for patients who have active tuberculosis disease or latent tuberculosis infection.
- Assist in the screening, assessment and management of patients who have latent or active tuberculosis infection.

Melissa Sutherland, Public Health Nurse Practitioner

- Assess, diagnose, treat or counsel patients with symptoms of, potential exposure to, or concerns about sexually transmitted infections.
- In accordance with current policies and guidelines from the CDC, ACIP and the Broome County Health Department, assess immunization status, prescribe immunizations for patients, authorize standing orders, administer immunizations, and manage adverse effects.

and be it

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

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

RESOLUTION NO. 607

By Health & Human Services and Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH OMNICARE OF NEW HARTFORD FOR PHARMACY CONSULTANT SERVICES FOR THE WILLOW POINT REHABILITATION AND NURSING CENTER FOR 2020

WHEREAS, this County Legislature, by Resolution 539 of 2018, authorized renewal of an agreement with Omnicare of New Hartford for pharmacy consultant services for the Willow Point Rehabilitation and Nursing Center at the rate of \$8.25 per occupied bed per month, \$70 per hour for optional consulting services and \$10 per iMRR occurrence, for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said agreement is necessary for pharmacy consulting services for the residents of the Willow Point Rehabilitation and Nursing Center, and

WHEREAS, said agreement expires by its terms on December 31, 2019, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$39,000 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Omnicare of New Hartford, 8378 Seneca Turnpike, New Hartford, New York 13413 for pharmacy consultant services for the Willow Point Rehabilitation and Nursing Center for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$9.10 per occupied bed per month and \$72.25 per hour for optional consulting services, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020404.6004573 (Other Fees for Services), and be it

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

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

RESOLUTION NO. 608

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LOURDES HOSPITAL FOR MEDICAL LAB AND DIAGNOSTIC TESTING AND SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2015

WHEREAS, this County Legislature, by Resolution 532 of 2014, authorized an agreement with Lourdes Hospital for medical lab and diagnostic testing at a cost not to exceed \$60,000 for the period January 1, 2015 through December 31, 2015, with the option for four one-year renewals under the same terms, and

WHEREAS, said agreement is necessary to provide laboratory services to the residents of the nursing home, and

WHEREAS, there were no responses to two RFP's that were issued for medical lab and diagnostic testing services for 2020, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$15,000 and extend the period through December 31, 2020 for medical lab and diagnostic testing for the Willow Point Rehabilitation and Nursing Center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 to increase the not to exceed amount by \$15,000 and extend the period through December 31, 2020 for medical lab and diagnostic testing for the Willow Point Rehabilitation and Nursing Center, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$75,000, for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020204.6004402 (Lab Services), and be it

FURTHER RESOLVED, that Resolution 532 of 2014, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 609

By County Administration and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH RICOH USA, INC., FOR ENVELOPE PRINTERS FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2020-2024

WHEREAS, RFP 2019-096 Envelope Printers was advertised, and

WHEREAS, the Director of Information Technology requests authorization for an agreement with Ricoh USA, Inc., to lease Envelope Printers for the Division of Information Technology at a cost not to exceed \$24,655.80 for the period January 1, 2020 through December 31, 2024, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Ricoh USA, Inc., P.O. Box 827577, Philadelphia, Pennsylvania 19182-7577 to lease Envelope Printers for the Division of Information Technology for the period January 1, 2020 through December 31, 2024, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$410.93 per month, total amount not to exceed \$24,655.80 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10010001.6004196.1010, and be it

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

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

RESOLUTION NO. 610

By Finance and Economic Development, Education & Culture Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE S.E.P.P GROUP, THE KOPERNIK OBSERVATORY & SCIENCE CENTER, THE ENDICOTT PERFORMING ARTS CENTER AND THE TOWN OF CHENANGO FOR FUNDING FROM THE BROWNFIELD REMEDIATION ALLOCATION OF THE OCCUPANCY TAX FOR 2019 AND AUTHORIZING A BUDGET TRANSFER

WHEREAS, the Director of Planning requests authorization for an agreement with the S.E.P.P. Group for funding in the amount of \$50,000 from the Brownfield Remediation Allocation of the Occupancy Tax for a Windsor Inn Emergency Services Garage Structure Project, and

WHEREAS, the Director of Planning further requests authorization for an agreement with the Kopernik Observatory & Science Park for funding in the amount of \$55,000 from the Brownfield Remediation Allocation of the Occupancy Tax for the outdoor STEM-themed playground and learning facility project, and

WHEREAS, the Director of Planning further requests authorization for an agreement with the Endicott Performing Arts Center for funding in the amount of \$15,000 from the Brownfield

Remediation Allocation of the Occupancy Tax for the EPAC Marquee Sign Project in the Village of Endicott, and

WHEREAS, the Director of Planning further requests authorization for an agreement with the Town of Chenango for funding in the amount of \$95,000 from the Brownfield Remediation Allocation of the Occupancy Tax for the Super Cooper Playground Project at Chenango Bridge Park, and

WHEREAS, that in accordance with a request from the Director of Planning, in order to provide sufficient funds to support said projects, this County Legislature hereby authorizes the Director of Management and Budget to make the following transfer of funds:

FROM:

<u>Index Code</u>	<u>Subobject</u>	<u>Title</u>	<u>Amount</u>
90000099	5000561	Transfer from Reserve Fund	+\$215,000
90000099	6005035	Brownfield Remediation	+\$215,000

now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the S.E.P.P. Group, 53 Front Street, Binghamton, New York 13905 for funding in the amount of \$50,000 from the Brownfield Remediation Allocation of the Occupancy Tax for a Windsor Inn Emergency Services Garage Structure Project, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Kopernik Observatory & Science Park, 698 Underwood Road, Vestal, New York 13850 for funding in the amount of \$55,000 from the Brownfield Remediation Allocation of the Occupancy Tax for the outdoor STEM-themed playground and learning facility project, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Endicott Performing Arts Center, 102 Washington Ave, Endicott, New York 13760 for funding in the amount of \$15,000 from the Brownfield Remediation Allocation of the Occupancy Tax for the EPAC Marquee Sign Project in the Village of Endicott, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Town of Chenango, 1529 Route 12, Binghamton, New York 13901, for funding in the amount of \$95,000 from the Brownfield Remediation Allocation of the Occupancy Tax for the Super Cooper Playground Project at Chenango Bridge Park, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Planning, in order to provide sufficient funds to support said projects, this County Legislature hereby authorizes the Director of Management and Budget to make the following transfer of funds:

FROM:

<u>Index Code</u>	<u>Subobject</u>	<u>Title</u>	<u>Amount</u>
90000099	5000561	Transfer from Reserve Fund	+\$215,000
90000099	6005035	Brownfield Remediation	+\$215,000

and be it

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

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

RESOLUTION NO. 611

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO BALANCE 2019 ACCOUNTS

WHEREAS, The Director of the Office of Management and Budget and the County Comptroller request authorization to transfer funds to balance 2019 accounts, and

WHEREAS, said transfers will fund salary accounts or other necessary accounts with monies available as of December 31, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Director of the Office of Management and Budget or her designee to transfer funds from available monies to balance the 2019 accounts, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget shall report any transfers made to the Finance Committee of the County Legislature, and the County Comptroller on or before March 31, 2020, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized to make short-term non-interest bearing inter-fund loans between operating funds to provide cash to make year- end payments.

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

RESOLUTION NO. 612

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH PAUL MANUSZEWski FOR THE ACQUISITION OF 6 ½ STURGES STREET IN THE CITY OF BINGHAMTON

WHEREAS, the County Executive requests authorization for an agreement with Paul Manuszewski for the acquisition 6 ½ Sturges Street in the City of Binghamton in the amount of \$25,000, and

WHEREAS, it is the County's intent to demolish the structure and redevelop the parcel into a community garden and green space, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Paul Manuszewski, 24 Ellis Road, Binghamton, New York 13904 for the acquisition of 6 ½ Sturges Street in the City of Binghamton, in the amount of \$25,000, and, be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 1530018.6002001.5203 (Original Acquisition), and be it

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

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

RESOLUTION NO. 613

By Economic Development, Education & Culture Committee

Seconded by Mr. Pasquale

RESOLUTION RENAMING THE FORUM RECITAL HALL THE ALBERT NOCCIOLINO RECEPTION HALL

WHEREAS, Albert Nocciolino is the President and CEO of Famous Artists, bringing touring Broadway shows to theatres throughout New York State and Pennsylvania, and

WHEREAS, Mr. Nocciolino also serves as the President and CEO of NAC Entertainment, Ltd., a diversified entertainment and theatrical company based in Binghamton that has brought touring Broadway shows to the Forum for the past 35 years, and

WHEREAS, he has, himself, produced and co-produced Broadway shows and national touring shows across the country, and

WHEREAS, Mr. Nocciolino is a seven-time Tony Award winner and has served as a Tony Award voting member since 1982, and

WHEREAS, Albert Nocciolino's unparalleled contribution to Broome County has brought joy, laughter, and entertainment to the lives of thousands, enriching our community with world-class theatrical performances for decades, and

WHEREAS, Broome County Veterans Memorial Arena and Broome County Performing Arts Theater (The Forum) Board of Directors and the County Executive requests renaming the Forum Recital Hall "The Albert Nocciolino Reception Hall", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renaming the Forum Recital Hall "The Albert Nocciolino Reception Hall", and be it

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

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

RESOLUTION NO. 614

By County Administration Committee

Seconded by Mr. Pasquale

RESOLUTION URGING MAJOR LEAGUE BASEBALL (MLB) TO RETAIN MINOR LEAGUE BASEBALL IN BROOME COUNTY

WHEREAS, in November 2019 it was reported that Major League Baseball (MLB) and Commissioner Robert D. Manfred, Jr. are planning for a massive overhaul of Minor League Baseball (MiLB) for the 2021 Season, and

WHEREAS, this proposal includes the elimination of 42 of the 160 MiLB teams, nearly 26%, which would include the elimination of the Binghamton Rumble Ponies from the Double-A Eastern League and would instead elevate the Brooklyn Cyclones from the Short-Season A New York-Penn League to take their place, and

WHEREAS, the Triple Cities of Broome County, Binghamton, Johnson City & Endicott, has held a long and vibrant tradition of baseball, which has included MiLB affiliations in both the New York-Penn League and the Eastern League, and

WHEREAS, the Binghamton Triplets had seasons in the New York-Penn League from 1923 to 1937, the Eastern League from 1938-1963, the New York-Penn League from 1964-1966 and then in the Eastern League from 1967-1968 before taking a 24-year break and re-entering the Eastern League in 1992 as the Binghamton Mets, and

WHEREAS, the Binghamton Mets were rebranded as the Binghamton Rumble Ponies in late 2016 and will host the 2020 Eastern League All-Star Game, and

WHEREAS, the Eastern League of Professional Baseball was founded in Binghamton, New York at the Arlington Hotel on March 23, 1923, and the Binghamton Triplets, Binghamton Mets and Binghamton Rumble Ponies have enjoyed warm relationships with both the New York Yankees and the New York Mets, and

WHEREAS, the Greater Binghamton area of New York has produced great talent, from the great Johnny Logan of the Boston/Milwaukee Braves (Endicott, New York) to Steve Kraly of the 1953 World Series Champion New York Yankees, who settled in Johnson City, New York after his playing days, to Joel Bennet, John Pawlowski, Jim Johnson and Rob Gardner, and umpires Ron Luciano, the author of five books, and Joe Mickel, and

WHEREAS, with a nearly 100 year rich and deep history of baseball, the Binghamton area deserves to be a market in MiLB; communities like Binghamton are the backbone and feeder system for players, managers, trainers, umpires, front office personnel and most importantly, the fans, now, therefore, be it

RESOLVED, that this Broome County Legislature urges MLB and Commissioner Robert D. Manfred, Jr. to abandon this ill-advised plan to eliminate professional baseball in Binghamton, save the Binghamton Rumble Ponies from extinction, and instead work toward a solution which would allow smaller communities like Binghamton, New York to continue to be included and a part of the most inclusive sport of all-time, the game of baseball, and be it

FURTHER RESOLVED, the Clerk of the Legislature shall forward a copy of this Resolution to MLB Commissioner Robert D. Manfred, Jr., MiLB President & CEO J. Patrick O'Conner, Eastern League President Joseph McEacharn, Binghamton Rumble Ponies Owner John Hughes, U.S. Senator Charles E. Schumer, U.S. Senator Kirsten E. Gillibrand, Congressman Anthony J. Brindisi, Congressman Antonio R. Delgado, State Senator Frederick J. Akshar II, Assemblyman Clifford W. Crouch, Assemblyman Christopher S. Friend, Assemblywoman Donna A. Lupardo, and the New York State Association of Counties.

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

RESOLUTION NO. 615

By County Administration, Public Works & Transportation and Finance Committees

Seconded by Mr. Baker

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 11 OF 2019, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 257-40 AND CHAPTER 317-9 OF THE BROOME COUNTY CHARTER AND CODE"

RESOLVED, that Local Law Intro. No. 11 of 2019, entitled: "A Local Law Amending Chapter 257-40 and Chapter 317-9" be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 11 of 2019

A Local Law Amending Chapter 257-40 and Chapter 317-9"

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

Section 1: §257-40 Fees and Charges shall be amended in part as follows:

Tires (rims need not be removed)

Rim size up to and including 20 inches ~~\$3.00~~ [2.50] per tire; ~~\$165~~ [155] per ton

Larger sizes, up to 42 inches ~~\$165~~ [155] per ton

Section 2: §317-9 Fees and Charges shall be amended in part as follows:

A (2)(b) [2] Larger sizes up to and including 42 inches in outside diameter: ~~[fee per tire; bulk loads]~~: fee per ton. Rims need not be removed.

Section 3: This Local Law shall become effective upon filing with the Secretary of State.

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

RESOLUTION NO. 616

By Personnel, Economic Development, Education and Culture and Finance Committees

Seconded by Mrs. Myers

RESOLUTION CONFIRMING APPOINTMENT OF ROBERT C. MURPHY AS EMPLOYMENT AND TRAINING DIRECTOR I

WHEREAS, the County Executive, pursuant to the authority vested in him by Article III, Section C311 of the Broome County Charter and Administrative Code, has duly designated and appointed, pending confirmation by this County Legislature, Robert C. Murphy as Employment and Training Director I, at the annual salary of \$66,816, effective December 10, 2019, and

WHEREAS, Robert C. Murphy is fully qualified to fill the position of Employment and Training Director I, and

WHEREAS, it is desired at this time, pursuant to the provisions of Article III, Section C311 of the Broome County Charter and Administrative Code, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, hereby confirms the appointment of Robert C. Murphy, 97 Riverside Drive, Binghamton, New York 13905 as Employment and Training Director I, at the annual salary of \$66,816, effective December 10, 2019, in accordance with his appointment by the County Executive.

Carried. Ayes-11, Nays-3 (O'Brien, Pasquale, Balles), Absent-1 (Kaminsky)

LEGISLATORS COMMENTS

Mrs. O'Brien asked everyone to consider supporting Paws for Possibilities to benefit the Broome County Dog Shelter.

Mr. Whalen stated that he was disappointed with the immediate motion to Call the Question on the Emergency First Responders Protection Act Resolution.

Several Legislators commented on the Emergency First Responders Protection Act Resolution.

Several Legislators wished everyone a Merry Christmas.

Mr. Flagg made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.** Ayes-14, Nays-0, Absent-1 (Kaminsky). The meeting was adjourned at 6:10 p.m.

