

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
APRIL 20, 2023**

The Legislature convened at 5:01 p.m. with a call to order by the Chairman, Daniel J. Reynolds. The Clerk, Aaron M. Martin called the Attendance Roll, Present-14, Absent-1 (Hilderbrant).

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 in memory of Office of Management and Budget Director Jerome Z. Knebel who passed away unexpectedly earlier in the month.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Shaw and Mr. Whalen were designated with Chairman Reynolds as participants in the "Short Roll Call".

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE

- A. Letters from the County Executive, Jason T. Garnar:
1. Willow Point Nursing Home – Emergency Orders
 2. Willow Point Rehabilitation and Nursing Center – State of Emergency
 3. State of Emergency Declaration – Incoming Winter Storm
 4. State of Emergency Cancellation – Incoming Winter Storm
 5. Appointment Letter – Broome County Family Violence Prevention Council
 6. Appointment Letter – Broome County Fire Advisory Board
 7. Appointment Letter – En-Joie Golf Course Advisory Committee
 8. Appointment Letter – Broome County Youth Bureau Advisory Board
 9. Appointment Letter – Michael A. Ponticello as Acting Director of OMB
 10. Appointment Letter – Wendy Hughes as Acting Director of Real Property

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel J. Reynolds:
1. 2021 Journal of Proceedings
 2. Designation Letter – Ryan
 3. Designation Letter – Micha
 4. Designation Letter – Myers
 5. Bond Resolution Filing Orrick, Herrington & Sutcliffe, LLP
 6. Notice – Committee of the Whole Legislature April 20, 2023

Mr. Pasquale made a motion, seconded by Mr. Baldwin that the Session minutes of March 16, 2023 be approved as prepared and presented by the Clerk.

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

Mr. Reynolds noted that the committee minutes for March 16, 2023 through April 19, 2023 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. Wildoner, seconded by Mrs. Kaminsky.

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

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS

1. Visit Binghamton – March 2023 Monthly Report
2. Broome County Department of Public Works – 2022 Annual Report
3. SUNY Broome Board of Trustees – February Meeting Minutes
4. SUNY Broome – Financial Reporting February, 2023

5. Broome County Soil & Water District – February Directors Meeting Minutes
6. 2022 Year End Transfer Report
7. State Assembly – Confirmation of Receipt Resolution 2023-142
8. NYS Agriculture and Markets – Confirmation of Inclusion of Agricultural District 5
9. Approve Sale of Alcohol at Otsiningo Parks – 2023 Broome County Events
10. Personnel – Position Vacancy Report 2nd Quarter
11. District Attorney – 2023 Traffic Diversion Program Report – 1st Quarter
12. Order of Succession – District Attorney
13. Fiscal Status Report – 1st Quarter

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 144

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING ACCEPTANCE OF THE FY2021 STATE CRIMINAL ALIEN ASSISTANCE PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2023-2024

WHEREAS, the Sheriff requests authorization to accept the FY2021 State Criminal Alien Assistance Program Grant for the Office of the Sheriff and adopt a program budget in the amount of \$40,460 for the period April 1, 2023 through March 31, 2024, and

WHEREAS, said program grant provides overtime, training and travel expenses for corrections officers to help manage offender population, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$40,460 from the United States Bureau of Justice Assistance, 810 7th Street, NW 4th Floor, Washington, DC 20531 for the Office of the Sheriff's FY2021 State Criminal Alien Assistance Grant for the period April 1, 2023 through March 31, 2024, 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 \$40,460, 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 (Hilderbrant)

RESOLUTION NO. 145

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING REVISION OF THE DISTRICT ATTORNEY SCHOOL RESOURCE OFFICERS PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY, ADOPTING A REVISED PROGRAM BUDGET AND AMENDING THE AGREEMENT WITH SUSQUEHANNA VALLEY CENTRAL SCHOOL DISTRICT FOR 2022-2023

WHEREAS, this County Legislature, by Resolution 206 of 2022, as amended by Resolution 295 of 2022, authorized the District Attorney School Resource Officers Program Grant for the Office of the District Attorney, adopted a program budget in the total amount of \$945,406 and authorized an agreement with various school districts in Broome County for District Attorney's Investigators to work within schools as School Resource Officers to promote safety and provide law enforcement services for the period July 1, 2022 through June 30, 2023, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$50,079 in grant appropriations and amend the agreement with Susquehanna Valley Central School District for the District Attorney's Office to provide an additional Investigator to work as a School Resource Officer, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the District Attorney School Resource Officers Program Grant to reflect an increase of \$50,079 for the period July 1, 2022 through June 30, 2023, 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 \$995,485, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the amendment to the agreement with Susquehanna Valley Central School District to add an additional Investigator to work within the school as a School Resource Officer for the period July 1, 2022 through June 30, 2023, and be it

FURTHER RESOLVED, that in consideration of said agreement, the Susquehanna Valley Central School District shall pay the County at the approved hourly rates for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 206 and 295 of 2022, 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 (Hilderbrant)

RESOLUTION NO. 146

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Baldwin
RESOLUTION AUTHORIZING AN AGREEMENT WITH DAY HOLLOW ANIMAL HOSPITAL FOR VETERINARY SERVICES FOR THE BROOME COUNTY DOG SHELTER FOR 2023-2025

WHEREAS, RFP 2023-001 Broome County Dog Shelter Veterinary Services was advertised, and

WHEREAS, the Director of Security requests authorization for an agreement with Day Hollow Animal Hospital for veterinary services for the Broome County Dog Shelter at a cost not to exceed \$40,000 per year for the period March 1, 2023 through March 31, 2025, with the option for three one-year renewals under the same terms and conditions, and

WHEREAS, said agreement is necessary for various veterinary services for the care of dogs residing at the Broome County Dog Shelter, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Day Hollow Animal Hospital, 345 Day Hollow Road, Owego, New York 13827-5307 for veterinary services for the Broome County Dog Shelter for the period March 1, 2023 through March 31, 2025, with the option for three one-year renewals under the same terms and conditions, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$40,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 22000103.6004568 (Veterinarian 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 (Hilderbrant)

RESOLUTION NO. 147

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING RENEWAL OF THE DISTRICT ATTORNEY SCHOOL RESOURCE OFFICERS PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENTS WITH VARIOUS SCHOOL DISTRICTS TO PARTICIPATE IN SAID PROGRAM FOR 2023-2024

WHEREAS, this County Legislature, by Resolution 206 of 2022, as amended by 295 of 2022 and companion Resolution, authorized and approved renewal of the District Attorney School Resource Officers Program Grant for the Office of the District Attorney, adopted a program budget in the amount of \$995,485 and authorized the District Attorney to contract with school districts in Broome County for District Attorney's Investigators to work within schools as School Resource Officers to promote safety and provide law enforcement services, for the period July 1, 2022 through June 30, 2023, and

WHEREAS, it is desired to renew said grant program in the amount of \$1,401,450, adopt a program budget and authorize agreements with various school districts to participate in said program for the period July 1, 2023 through June 30, 2024, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,401,450 from Other Local Governments for the District Attorney School Resource Officers Program Grant for the period July 1, 2023 through June 30, 2024, 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 \$1,401,450, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes agreements with various school districts, annexed hereto as Exhibit "B" to participate in the District Attorney School Resource Officers Program Grant for a District Attorney Investigator to work within the school as a School Resource Officer for the period July 1, 2023 through June 30, 2024, and be it

FURTHER RESOLVED, that in consideration of said services, the school districts shall pay the County at the approved hourly rates, total amount not to exceed \$1,401,450 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 06000001.5000189.0610072 (Other Local Governments), 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 \$1,401,450, 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 (Hilderbrant)

RESOLUTION NO. 148

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

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MCFARLAND JOHNSON, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2022-2023

WHEREAS, this County Legislature, by Resolution 238 of 2022, authorized an agreement with McFarland Johnson, Inc. for professional engineering services for the Department of Aviation at a cost of \$459,876 for the period June 19, 2022 through June 18, 2023, and

WHEREAS, said agreement is necessary for design work associated with the pavement rehabilitation of the existing parallel Taxiway A and its intercepting taxiway stubs at the Greater Binghamton Airport, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2024 at no additional cost to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with McFarland Johnson, Inc., 49 Court Street, Binghamton, New York 13901 to extend the period through December 31, 2024 at no additional cost to the County for professional engineering services for the Department of Aviation, and be it

FURTHER RESOLVED, that Resolution 238 of 2022, 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 (Hilderbrant)

RESOLUTION NO. 149

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

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

WHEREAS, the Commissioner of Aviation has requested authorization to cancel uncollectible accounts for the Department of Aviation, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the Commissioner of Aviation to cancel uncollectible accounts as follows:

Name	Amount	Dept. Account	Reason
Badges	\$583	28010005.5000201	Billed, rebilled, access has been turned off, airfield privileges have been revoked.
Customs Charges	\$1,275	28160005.5000126	Billed, rebilled, conducted due diligence.
T-Hangar Leases	\$240	28014005.5000146	Billed, rebilled, conducted due diligence. All airfield

			access has been rescinded until payment is received.
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and be it

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

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

RESOLUTION NO. 150

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DELTA ENGINEERS, ARCHITECTS & LAND SURVEYORS FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2020-2022

WHEREAS, this County Legislature, by Resolution 18 of 2022, authorized an agreement with Delta Engineers, Architects & Land Surveyors for professional engineering services for the Department of Public Works at a cost not to exceed \$276,885 for the period February 1, 2020 through December 31, 2022, and

WHEREAS, said agreement is necessary for P.E./Design, ROW Incidentals and Acquisition for the Hooper Road over Patterson Creek Bridge Rehabilitation Project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2024 at no additional cost to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Delta Engineers, Architects & Land Surveyors, 860 Hooper Road, Endwell, New York 13760 to extend the period through December 31, 2024 at no additional cost to the County for professional engineering services for the Department of Public Works, and be it

FURTHER RESOLVED, that Resolution 18 of 2020, 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-13 Nays-0, Absent-1 (Hilderbrant), Abstain-1 (Reynolds)

RESOLUTION NO. 151

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

RESOLUTION AUTHORIZING ACCEPTANCE OF THE APPALACHIAN REGIONAL COMMISSION (ARC) AREA DEVELOPMENT PROGRAM GRANT FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT AND ADOPTING A PROGRAM BUDGET FOR 2023-2024

WHEREAS, the Department of Planning and Economic Development requests authorization to accept a Appalachian Regional Commission (ARC) Area Development Program Grant for the Department of Planning and Economic Development and adopting a program budget in the amount of \$150,000 for the period January 1, 2023 through June 30, 2024, and

WHEREAS, said program grant will be used to develop a three-part strategic plan to analyze the County's current and future operational, housing, and energy needs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$150,000 from Appalachian Regional Commission, 1666 Connecticut Avenue NW, Washington DC 20009, for the Department of Planning and Economic Development's ARC Area Development Program Grant for the period January 1, 2023 through June 30, 2024, 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 (Hilderbrant)

RESOLUTION NO. 152

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AN AGREEMENT WITH TETRATECH, INC. FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2023-2024

WHEREAS, RFP 2023-007 Multi-Jurisdictional Multi-Hazard Mitigation Plan Update was advertised, and

WHEREAS, the Director of Planning and Economic Development requests authorization for an agreement with TetraTech, Inc. for professional services for the Department of Planning and Economic Development at a cost not to exceed \$137,043.50 for the period April 3, 2023 through August 30, 2024, and

WHEREAS said services are necessary to the development of the 2024 Broome County Multi-Jurisdictional Multi-Hazard Mitigation Plan Update, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with TetraTech, Inc., PO Box 911642, Denver Colorado, 80291-1642 for professional services for the Department of Planning and Economic Development for the period April 3, 2023 through August 30, 2024, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$137,043.50 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.1011.3710116 (Contracted 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 (Hilderbrant)

RESOLUTION NO. 153

By Economic Development, Education & Culture Committee

Seconded by Mr. Baldwin

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE CHUGNUT TRAIL AND GRIPPEN PARK WATERFRONT IMPROVEMENTS PROJECT AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, the County desires to advance the Chugnut Trail and Grippen Park Waterfront Improvements Project, and

WHEREAS, it has been determined that the Chugnut Trail and Grippen Park Waterfront Improvements Project is subject to the requirements of the State Environmental Quality Review Act (SEQRA) and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, this is a Unlisted Action pursuant to the New York State Environmental Review Act (SEQRA) which requires review, and

WHEREAS, this County Legislature is an involved agency, as defined in the State Environmental Quality Review Act, reviewing the aforementioned project, and

WHEREAS, this County Legislature has determined that it is the agency with the broadest governmental powers for investigation of the impact of the proposed action and has the greatest capability for providing the most thorough environmental assessment of the project, and

WHEREAS, said Project may have an impact on the environment, now, therefore, be it

WHEREAS, Broome County notified all involved agencies to begin the coordinated review process and sent a copy of Part 1 of the SEAF, and

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency designation with respect to the Chugnut Trail and Grippen Park Waterfront Improvements Project, and be it

FURTHER RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that the Chugnut Trail and Grippen Park Waterfront Project will not have a significant adverse effect on the environment, and be it

FURTHER RESOLVED, that this County Legislature hereby issues a "Negative Declaration".

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

RESOLUTION NO. 154

By Economic Development, Education and Culture and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH VARIOUS ARTISTS AUTHORIZED TO DISPLAY PUBLIC ART THROUGH THE IDISTRICTS MURALS AND MOSAICS PUBLIC ART PROGRAM FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2021-2024

WHEREAS, this County Legislature, by Resolution 97 of 2021, as amended by Resolution 89 of 2022, authorized agreements with various artists to display public art through the iDistricts Murals and Mosaics Public Art Program for the Department of Planning and Economic Development for the period February 1, 2023 through May31, 2024, and

WHEREAS, it is necessary to authorize the amendment of said agreements as follows:

Artist Name	Mural Site	Amended Mural Site	Artist Fee	Amended Artist Fee	iDistrict
Luigi Gobbo	128 Oak Hill Avenue	122 Oak Hill Avenue	\$6,000	No change	Endicott
Scott Yurko	122 Oak Hill Avenue	128 Oak Hill Avenue	\$16,250	\$4,000	Endicott

now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreements with Various Artists as follows:

Artist Name	Mural Site	Amended Mural Site	Artist Fee	Amended Artist Fee	iDistrict
Luigi Gobbo	128 Oak Hill Avenue	122 Oak Hill Avenue	\$6,000	No Change	Endicott
Scott Yurko	122 Oak Hill Avenue	128 Oak Hill Avenue	\$16,250	\$4,000	Endicott

FURTHER RESOLVED, that Resolutions 97 of 2021 and 89 of 2022, 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 (Hilderbrant)

RESOLUTION NO. 155

By Economic Development, Education & Culture Committee

Seconded by Mr. Baldwin

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY CENTRAL LIBRARY BOARD OF TRUSTEES

WHEREAS, Jason Garnar, Broome County Executive, pursuant to the authority vested in him by Resolution 221 of 1984, has duly designated and appointed the following named individuals to membership on the Central Library Board of Trustees, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Allen Buyck 3367 Douglas Drive Binghamton, NY 13903	12/31/2023 New Appointment Filling Unexpired Term of Sarah Tarricone
Victoria Collazo 11 Phelps Street Binghamton, NY 13901	12/31/2027 New Appointment Replacing Emily Wall Backus
Joanne Hanrahan 25 Linden Avenue Binghamton, NY 13901	12/31/2027 Reappointment

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 221 of 1984, confirms the appointments of the above-named individuals to membership on the Broome County Central Library Board of Trustees for the terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 156

By Health & Human Services Committee

Seconded by Mr. Baldwin

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY FAMILY VIOLENCE PREVENTION COUNCIL

WHEREAS, Jason Garnar, Broome County Executive, pursuant to the authority vested in him by Resolution 477 of 1985, as amended by Resolutions 277 of 1990 and 171 of 1999, has duly designated and appointed the following named individual to membership on the Broome County Family Violence Prevention Council, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Matthew Requa 189 Ackley Avenue Johnson City, NY 13790	1/31/2025 New Appointment Replacing Susan Link

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 477 of 1985, as amended by Resolutions 277 of 1990 and 171 of 1999, confirms the appointment of

the above-named individual to membership on the Broome County Family Violence Prevention Council for the term indicated, in accordance with his appointment by the County Executive.
Carried. Ayes-14, Nays-0, Absent-1 (Hilderbrant)

RESOLUTION NO. 157

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Baldwin
RESOLUTION AUTHORIZING RENEWAL OF THE CREATING HEALTHY SCHOOLS AND COMMUNITIES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2023-2024

WHEREAS, this County Legislature, by 187 of 2022, authorized and approved the Creating Healthy Schools and Communities Program Grant and adopted a program budget in the amount of \$305,000 for the period June 1, 2022 through May 31, 2023, and

WHEREAS, said program aims to implement sustainable policy, systems, and environmental changes in Broome and Tioga Counties to increase opportunities for physical activities and nutrition for individuals of all ages and abilities, and

WHEREAS, it is desired to renew said program grant in the amount of \$305,000 for the period June 1, 2023 through May 31, 2024, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$305,000 from the New York State Department of Health, Empire State Plaza, Corning Tower, Albany, New York 12237 for the Department of Health's Creating Healthy Schools and Communities Program Grant for the period June 1, 2023 through May 3, 2024, 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 \$305,000, 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 (Hilderbrant)

RESOLUTION NO. 158

By Health & Human Services and Finance Committees Seconded by Mr. Baldwin
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL, INC. FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S HEALTHY FAMILIES FOR BROOME PROGRAM GRANT FOR 2022-2023

WHEREAS, this County Legislature, by Resolution 220 of 2022, authorized an agreement with Our Lady of Lourdes Memorial Hospital, Inc., for services related to the Department of Health's Healthy Families of Broome Program Grant at a cost not to exceed \$714,460, for July 1, 2022 through June 30, 2023, and

WHEREAS, said agreement is necessary to conduct supervision and intensive home visiting services, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the NTE amount for the subcontractor on the Healthy Families New York Grant by \$37,001, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Our Lady of Lourdes Memorial Hospital Inc., 169 Riverside Drive, Binghamton, New York 13905, to increase the NTE amount for the subcontractor on the Healthy Families New York Grant by \$37,001, for services related to the Department of Health's Healthy Families of Broome County Program Grant for the period July 1, 2022 through June 30, 2023, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$751,461, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.604146.2510677 (Subcontracted Program Expenses), and be it

FURTHER RESOLVED, that Resolution 220 of 2022, 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 (Hilderbrant)

RESOLUTION NO. 159

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE VETERANS ADMINISTRATION FOR SERVICES RELATED TO THE OFFICE FOR AGING'S VETERANS ADMINISTRATION PROGRAM GRANT FOR 2019-2024

WHEREAS, this County Legislature, by Resolution 440 of 2019, authorized an agreement with the Veterans Administration for services related to the Office for Aging's Veterans Administration Program Grant at monthly reimbursable rates for the period for the period October 1, 2019 through September 30, 2024, and

WHEREAS, said agreement is necessary for the Office for Aging to provide reimbursable services such as consumer-directed service, home delivered meals and case management to Veterans living in Broome County that have been assessed by the VA and chosen to receive various services pertaining to the individual needs, and

WHEREAS, it is necessary to authorize the amendment of said agreement to include administrative and care planning and extend the period through April 30, 2026, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Veterans Administration, Syracuse VA Medical Center, 800 Irving Avenue, Syracuse, New York 12223-1251 to include additional reimbursable services, and administrative and care planning and extend the period through April 30, 2026 for the Office for Aging's Veterans Administration Program Grant, and be it

FURTHER RESOLVED, that Resolution 440 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 (Hilderbrant)

RESOLUTION NO. 160

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING ACCEPTANCE OF THE OPIOID SETTLEMENT FUND REGIONAL ABATEMENT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2023-2039

WHEREAS, the Commissioner of Mental Health requests authorization to accept an Opioid Settlement Fund Regional Abatement Grant for the Department of Mental Health and

adopt a program budget in the amount of \$1,552,734 for the period of January 1, 2023 through December 31, 2039, and

WHEREAS, said program grant funds will be directed towards treatment, recovery, prevention and harm reduction efforts in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,552,734 from the Office of Addiction Services and Supports, 1450 Western Avenue, Albany, New York 12203 for the Department of Mental Health's Opioid Settlement Fund Regional Abatement Grant for the period of January 1, 2023 through December 31, 2039, 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 \$1,552,734, and be it

FURTHER RESOLVED, that the Department of Mental Health is authorized to accept and allocate additional Opioid Settlement Fund Regional Abatement Grant funds, for the period of January 1, 2023 through December 31, 2039, 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 authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of 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 (Hilderbrant)

RESOLUTION NO. 161

By County Administration and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING A MAINTENANCE AND SUPPORT MEMORANDUM OF UNDERSTANDING BETWEEN BROOME COUNTY INFORMATION TECHNOLOGY AND SPIRALFX INTERACTIVE, LLC FOR 2023-2028

WHEREAS, the Chief Information Officer requests authorization for a Maintenance and Support Memorandum of Understanding between Broome County Information Technology and SpiralFX Interactive, LLC for the period January 1, 2023 through December 31, 2028, and

WHEREAS, said agreement is necessary to define the service expectations to maintain, support and provide access related to medical services software for the Broome County Sheriff's Correctional Facility, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a Maintenance and Support Memorandum of Understanding between Broome County Information Technology and SpiralFX Interactive, LLC, 216 Pinewood Lane, Hideaway, Texas 75771, for the period January 1, 2023 through December 31, 2028, and be it

FURTHER RESOLVED, that support outside normal maintenance as described in the Memorandum of Understanding 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 (Hilderbrant)

2023 Journal of Proceedings

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>	
3120044	2021 Purchase 6 Electric Buses	\$7,592,495	\$5,640,194	\$1,576,403	\$375,898	
		Local Finance Law Section 11			How Financed:	
		<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
		2021	12	12	\$7,592,495	\$0

TO:

Estimated Construction Cost:						
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>	
3120044	2021 Purchase 6 Electric Buses	\$10,396,040	\$7,560,635	\$2,299,035	\$536,370	
		Local Finance Law Section 11			How Financed:	
		<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
		2021	12	12	\$10,396,040	\$0

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 (Hilderbrant)

RESOLUTION NO. 165

By Finance Committee

Seconded by Mr. Baldwin

RESOLUTION APPROVING THE SALE OF IN-REM FORECLOSURE PROPERTIES IN THE CITY OF BINGHAMTON AND THE TOWN OF VESTAL TO THE BROOME COUNTY LAND BANK

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

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said properties attached herewith as Exhibit "A" to the Broome County Land Bank for \$1,500 each, now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property attached herewith as Exhibit "A" to the Broome County Land Bank for \$1,500 each for the purposes of rehabilitation, and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 17000001.5000517.1010 (Sale of Real Property), and be it

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

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

RESOLUTION NO. 166

By Finance Committee

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING THE SALE OF IN-REM FORECLOSURE PROPERTY IN THE TOWN OF UNION AND THE TOWN OF CHENANGO TO THE FORMER OWNERS

WHEREAS, the County of Broome owns 51 Pearl Avenue in the Town of Union and 823 Castle Creek Road in the Town of Chenango by virtue of the completion of proceedings and foreclosure in-rem, and

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

WHEREAS, the Director of Real Property Tax Services advises that the former owners of 51 Pearl Avenue in the Town of Union and 823 Castle Creek Road in the Town of Chenango have requested to have said properties sold back to them, and the Director recommends that such requests be granted based on the unusual circumstances of such cases as reviewed and approved, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the sell back of 51 Pearl Avenue, Tax Map #118.03-1-26.12 in the Town of Union to former owner Barbara Dringo, for the amounts listed on Exhibit "A", and be it

FURTHER RESOLVED, that this County Legislature hereby approves the sell back of 823 Castle Creek Road, Tax Map #077.02-1-4 in the Town of Chenango to former owner Jason Sturdevant and Ritica Sturdevant for the amounts listed on Exhibit "A", and be it

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

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

RESOLUTION NO. 167

By Finance Committee

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING THE CORRECTION OF ERRORS ON 2023 TAX BILLS

WHEREAS, the Director of Real Property Tax Service is requesting authorization for the Director of the Office of Management and Budget to execute any and all adjustments to tax bills, tax records and property records in accordance with all applicable laws for the properties listed on Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby approves authorization for the Director of the Office of Management and Budget to execute any and all adjustments to tax bills, tax records and property records on the properties attached on Exhibit "A".

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

RESOLUTION NO. 168

By Finance and Public Works & Transportation Committees

Seconded by Mr. Pasquale

RESOLUTION AMENDING THE 2022 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2022 Capital Improvement Program is hereby amended as follows:

FROM:

Code	Project Name	Total	Estimated Project Cost:		
			Federal	State	Other *
2820080	Terminal Rehabilitation Project	\$37,413,333	\$3,750,000	\$29,750,000	\$3,913,333

Local Finance Law Section 11

How Financed:

	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
	2022	25	12a	\$37,413,333	\$0
TO:					
		Estimated Project Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>Other *</u>
2820067	Terminal Rehabilitation Project	\$44,781,754	\$10,750,000	\$29,934,210	\$4,097,543
		Local Finance Law Section 11			
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
	2022	25	12a	\$44,781,754	\$0
				How Financed:	

*Denotes use of PFC and local funding.

Description: To amend the Terminal Rehabilitation Project to renovate the passenger terminal, construct a customs and border protection building, and rehabilitate the parking revenue control systems.

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 (Hilderbrant)

RESOLUTION NO. 169

By Public Works & Transportation and Finance Committees Seconded by Mr. Baldwin
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 (CHENANGO STREET PEDESTRIAN IMPROVEMENTS) AND APPROPRIATING FUNDS THEREFORE

WHEREAS, a Project for the Chenango Street Pedestrian Improvements, P.I.N. 9009.44 (the "Project") that is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, the County of Broome desires to advance the Project by making a commitment to pay in the first instance 100% of the Federal and non-Federal share of the cost for the Preliminary Engineering/Design and Right-of-Way Incidentals work, now, therefore, be it

RESOLVED, that the Broome County Legislature, duly convened, 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 Right-of-Way Acquisition and Construction, Construction Support, and construction Inspection work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the total sum of \$938,149 is hereby approved 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 exceeds the amount appropriated above, the Broome County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and be it

WHEREAS, this is a Type 1 Action pursuant to the New York State Environmental Review Act (SEQRA) which requires review, and

WHEREAS, Parts 1 and 2 of SEAF were completed by Broome County to determine the environmental impacts, and it has been determined that there will be no significant adverse impact on the environment resulting from the proposed project, now, therefore, be it

RESOLVED, that this County Legislature hereby finds that the adoption of the proposed Veteran's Resource Center Project for the Department of Public Works will not result in any significant adverse environmental impacts and hereby issues a SEQRA Negative Declaration of Environmental Significance upon the above entitled Action.

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

RESOLUTION NO. 172

By Public Works & Transportation Committee

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING THE STANDARDIZATION OF JOHNSON CONTROLS FIRE PROTECTION FOR FIRE ALARM EQUIPMENT IN ALL COUNTY BUILDINGS 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 is attached, 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 fire alarm equipment be specified in competitive bids, to the exclusion of other brands, and

WHEREAS, the specific fire alarm equipment brand currently used by the Department of Public Works has passed rigorous testing and is 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 Fire Alarm Equipment: Johnson Controls Fire Protection, and

WHEREAS, the standardization would apply to all Broome County owned facilities, now therefore be it

RESOLVED, that this Broome County Legislature hereby authorizes the standardization of Johnson Controls Fire Protection fire alarm devices 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 (Hilderbrant)

RESOLUTION NO. 173

By Public Works & Transportation Committee

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING THE STANDARDIZATION OF STANLEY ACCESS TECHNOLOGIES FOR AUTOMATIC OPERATORS ON SWING STYLE DOORS IN ALL COUNTY BUILDINGS 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 automatic operators on swing style doors be specified in competitive bids, to the exclusion of other brands, and

WHEREAS, the specific automatic operator brand currently used by the Department of Public Works on swing style doors has passed rigorous testing and is 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 automatic door operators on swing style doors: Stanley Access Technologies, and

WHEREAS, the standardization would apply to all Broome County owned facilities, now therefore be it

RESOLVED, that this Broome County Legislature hereby authorizes the standardization of Stanley Access Technologies automatic operators on swing style doors 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 (Hilderbrant)

RESOLUTION NO. 174

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS AND AGENCIES FOR FUNDS TO SUPPORT ECONOMIC DEVELOPMENT AND COMMUNITY PROJECTS IN BROOME COUNTY FOR 2023-2024

WHEREAS, the County budgeted \$545,000 to support Marketing & Economic Development and \$1,150,000 for the Small Community Grant Program and wishes to use this funding to support various community projects in Broome County, and

WHEREAS, the Director of Planning requests authorization for agreements with Various Vendors for funding to support economic development and community projects in Broome County for 2023-2024, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with various vendors, attached as Exhibit "A" for funding from the Marketing and Economic Development allocation of the occupancy tax budget line 90000099.6005026 (Marketing & Economic Development), for various community projects in Broome County, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes agreements with various vendors, attached as Exhibit "B" for funding from the Small Community Grant Program budget line 90000099.6005041 (Small Community Grant Program), for various community projects in Broome County, 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 (Hilderbrant)

RESOLUTION NO. 175

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Baldwin
RESOLUTION AUTHORIZING ACCEPTANCE OF STRENGTHENING PUBLIC HEALTH INFRASTRUCTURE, WORKFORCE AND DATA SYSTEMS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2022-2023

WHEREAS, the Director of Public Health requests authorization to accept a Strengthening Public Health Infrastructure, Workforce and Data Systems Program Grant and adopt a program budget in the amount of \$160,668 for the period December 1, 2022 through November 30, 2023, and

WHEREAS, said program grant provides initiative to strengthen the County Public Health Department through the hiring of public health positions, supporting retention of current staff, making upgrades to workplaces to increase employee satisfaction and provide training and support services to the Public Health Department, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$160,668 from New York State Department of Health, Health Research Inc., Corning Tower, Albany, New York 12237 for the Department of Health's Strengthening Public Health Infrastructure, Workforce and Data Systems Program Grant for the period December 1, 2022 through November 30, 2023, 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 \$160,668, 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 (Hilderbrant)

RESOLUTION NO. 176

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

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FROM BROOME COUNTY PARKS

RESOLVED, that in accordance with a request contained in PCR# 4052 from Broome County Parks, this County Legislature hereby changes the position of Equipment Mechanic I, Grade EM1, Union Code 10, AFSCME, Full-time, minimum salary \$45,760.00; 40 hours weekly, budget line 43030008.1010.6001000 to Senior Parks Technician, Grade SPT, Union Code 10, AFSCME, Full-time, minimum salary \$45,303.00; 40 hours weekly, budget line 43030008.1010.6001000, effective May 1, 2023.

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

RESOLUTION NO. 177

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING ACCEPTANCE OF THE LIBRARY CONSTRUCTION PROGRAM GRANT FOR THE BROOME COUNTY PUBLIC LIBRARY AND ADOPTING A PROGRAM BUDGET FOR 2023

WHEREAS, the Library Director requests authorization to accept the Library Construction Program Grant and adopt a program budget in the amount of \$378,023 for the period April 1, 2023 through December 31, 2023, and

WHEREAS, said program grant provides renovations to the Broome County Public Library, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$378,023 from the New York State Education Department, 89 Washington Avenue, Albany, New York 12234 for the Broome County Public Library's Library Construction Program Grant for the period April 1, 2023 through December 31, 2023, 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 \$378,023, 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 (Hilderbrant)

RESOLUTION NO. 178

By Public Works & Transportation and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING ACCEPTANCE OF FAA BIPARTISAN INFRASTRUCTURE FUND, AIRPORT TERMINAL PROGRAM FUNDING AND NEW YORK STATE MATCHING FUNDING FOR THE DEPARTMENT OF AVIATION'S TERMINAL REHABILITATION PROJECT

WHEREAS, the Commissioner of Aviation requests authorization to accept FAA Bipartisan Infrastructure Fund, Airport Terminal Program Funding And New York State Matching Funding at an amount of \$7,184,211 for the Department of Aviation's Terminal Rehabilitation Project, and

WHEREAS, the County of Broome desires to advance the Project by committing anticipated funds being: Federal: \$7,000,000, State: \$184,210, for a Project total of \$7,368,421, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of up to \$7,184,211 from the FAA Bipartisan Infrastructure Fund, Airport Terminal Program Fund and New York State Matching Fund, and be it

RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 28010005.5000920.2012.2820080

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 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 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 (Hilderbrant)

RESOLUTION NO. 179

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BROOME COUNTY PUBLIC LIBRARY FOR SERVICES RELATED TO THE CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR THE DEPARTMENT OF HEALTH FOR 2023

WHEREAS, the Director of Public Health requests authorization for an agreement with the Broome County Public Library for services related to the Creating Healthy Schools and Communities Grant for the Department of Health at a cost not to exceed \$2,000, for the period April 24, 2023 through May 31, 2023, and

WHEREAS, said services are necessary for the Broome County Public Library to implement a Food Service Guidelines policy, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Broome County Public Library, 185 Court Street, Binghamton, New York 13901, for services related to the Creating Health Schools and Communities Grant, for the Department of Health for the period April 24, 2023 through May 31, 2023, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011 (Subcontracted Program 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 (Hilderbrant)

RESOLUTION NO. 180

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE CITY OF BINGHAMTON FOR SERVICES RELATED TO THE CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR THE DEPARTMENT OF HEALTH FOR 2023

WHEREAS, the Director of Public Health requests authorization for an agreement with the City of Binghamton for services related to the Creating Healthy Schools and Communities Grant for the Department of Health at a cost not to exceed \$5,000, for the period April 24, 2023 through March 31, 2023, and

WHEREAS, said services are necessary for the City of Binghamton to perform duties associated with improving the built environment in the City of Binghamton and will work on projects that encourage increased and sustained physical activity opportunities and will create more bicycle and pedestrian-friendly areas throughout the City, 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 services related to the

Creating Health Schools and Communities Grant, for the Department of Health for the period April 24, 2023 through May 31, 2023, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011 (Subcontracted Program 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 (Hilderbrant)

RESOLUTION NO. 181

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

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF BROOME AND CORNELL COOPERATIVE EXTENSION FOR CARE AND MAINTENANCE OF THE FORGET-ME-NOT MEMORIAL GARDEN

WHEREAS, the following items have been agreed upon between Broome County Department of Public Works and Cornell Cooperative Extension (CCE) regarding operation and care of the Forget-Me-Not Memorial Garden located at 6-1/2 Sturges Street in the City of Binghamton, and

WHEREAS, Broome County agrees to increase Cornell Cooperative Extension's annual budget by \$5,000 to cover the cost of garden maintenance, and

WHEREAS, Cornell Cooperative Extension agrees to provide staff and materials for the annual maintenance and care of the garden beds and plant materials, now, therefore, be

RESOLVED, that this County Legislature authorizes a Memorandum of Understanding between the County of Broome and Cornell Cooperative Extension for care and maintenance of the Forget-Me-Not Memorial Garden as follows:

1. CCE will provide spring preparation of the garden beds including post-winter cleanup. This work will include but not be limited to removal of winter debris (leaves, sticks, litter, etc.), pre-season pruning / trimming based on plant material needs, and bed mulching as specified below.
2. Initial garden bed mulching design included placement of hardwood bark mulch at a thickness of 2-3 inches over all ground surfaces except the concrete walkway. The total lot area is approximately 138' X 36' resulting in a total mulch volume of approximately 45 tons (+/- 30 CY). CCE will assure sufficient mulch coverage to retain moisture and discourage weed growth. It will be the responsibility of CCE to purchase and place mulch on site as needed.
3. During the growing season CCE will monitor the garden planting beds as needed including periodic watering, weeding, and mulching. Water for garden use is provided onsite, CCE will need to provide hoses, sprinklers, etc.
4. At the conclusion of the growing season in the fall, CCE will provide end of season garden preparation and plant protection.
5. During this first year of the maintenance agreement (summer 2023), an initial onsite inspection will be performed by Broome County to determine what plant material did not survive the winter season. Because the garden is newly constructed, the site contractor is under warranty to replace plant material through this period (ending October 31, 2023). CCE will work through DPW to coordinate replacement of plant material under warranty. After this warranty period, replacement of plant material will be the responsibility of CCE under this agreement. The County would like plant material replaced in kind where possible, and/or anticipates that CCE will notify the County should material substitution be required.
6. Under this agreement repair and/or replacement of hardscape; including concrete walkways, benches, signage, and fencing will be the responsibility of Broome County.

The County requests that CCE immediately notify the County should there be any damage to hardscape identified that requires repair. Additionally, CCE should notify the County if there are any additional vandalism issues noted that required attention by Broome Security (including illegal dumping).
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 (Hilderbrant)

RESOLUTION NO. 182

By County Administration, Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH POINTCLICKCARE TECHNOLOGIES INC., FOR AN ELECTRONIC MEDICAL RECORDS SYSTEM FOR THE WILLOW POINT REHABILITATION & NURSING CENTER FOR 2023-2024

WHEREAS, this County Legislature, by Resolution 143 of 2022, amended by Resolution 345 of 2022, authorized an agreement with PointClickCare Technologies Inc., for an electronic medical records system for the Willow Point Rehabilitation & Nursing Center at an amount of \$113,100.84, for the period April 1, 2022 through March 31, 2023, and

WHEREAS, said services are necessary for a cloud based electronic medical records system for the Willow Point Rehabilitation and Nursing Center, and

WHEREAS, said agreement expires by its terms on March 31, 2023, and it is desired at this time to authorize the first of five one-year renewals for said agreement on substantially similar terms and conditions, for an amount not to exceed \$118,755.96, for the period April 1, 2023 though March 31, 2024 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with PointClickCare Technologies Inc., PO Box 674802, Detroit, Michigan 48267 for an electronic medical records system for Willow Point Rehabilitation and Nursing Center for the period April 1, 2023 through March 31, 2024, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$118,755.96 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10020001.6004192.1010 (Software Maintenance), 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 (Hilderbrant)

RESOLUTION NO. 183

By County Administration Committee

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING A HOME RULE REQUEST TO EXTEND THE AUTHORIZATION OF THE COUNTY OF BROOME TO IMPOSE AN ADDITIONAL ONE PERCENT SALES AND COMPENSATING USE TAX

WHEREAS, Assembly Bill A6322 (Lupardo) and Senate Bill S6228 (Webb) have been introduced into the New York State Assembly and Senate in relation to extending the authorization of the County of Broome to impose an additional one percent sales and compensating use tax, and

WHEREAS, pursuant to Article IX of the Constitution of the State of New York, it is necessary for this Legislature to enact a Home Rule Request for the purpose of said legislation, now, therefore be it

RESOLVED, that this County Legislature hereby urges and approves the adoption and passage of said Assembly Bill A6322 and Senate Bill S6228 entitled "AN ACT to amend the Tax Law, in relation to extending the authorization of the County of Broome to impose an additional one percent sales and compensating use tax" and hereby declares that a necessity exists for the passage of such bill and that the local Legislative Body of the County of Broome does not have the power to enact such legislation by local law, and be it

FURTHER RESOLVED, that a Home Rule Request be submitted to the Senate and Assembly of the New York State Legislature indicating the necessity exists for the enactment of said legislation.

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

RESOLUTION NO. 184

By Finance Committee

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY FROM THE COUNTY 2023 TOWN AND CITY TAX SALE AUCTION

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

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

WHEREAS, the Director of Real Property Tax Service advises that a County 2023 Town and City tax sale auction was held and all bids submitted were tabulated, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of certain real property from the County's 2023 Town and City tax sale auction to the successful bidders, as indicated on the attached Exhibit "A", and be it

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

Mrs. Ryan made a motion, seconded by Mrs. Kaminsky to remove 207 Harding in the Town of Union from Exhibit "A".

Amendment Failed. Ayes-2 (Kaminsky, Ryan), Nays-12 (Weslar, Baker, Shaw, Myers, Baldwin, Micha, Pasquale, Flagg, Augostini, Wildoner, Whalen, Reynolds), Absent-1 (Hilderbrant)
Mr. Whalen made a motion to Call the Question, seconded by Mr. Pasquale.

Motion to Call the Question Carried. Ayes-13, Nays-1 (Ryan), Absent-1 (Hilderbrant)

Carried. Ayes-12, Nays-2 (Kaminsky, Ryan), Absent-1 (Hilderbrant)

RESOLUTION NO. 185

By Health & Human Services Committee

Seconded by Mr. Baldwin

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 term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Alicia Schrader 86 Carmichael Road, Apt 1 Binghamton, NY 13901	12/31/2025 New Appointment
Danielle Carr 10 Seminary Avenue	12/31/2025 New Appointment

Binghamton, NY 13905

Kimberly Schumacker
3 Briar Court
Binghamton, NY 13905

12/31/2025
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 by Resolution 133 of
1971, as amended by 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 (Hilderbrant)

RESOLUTION NO. 186

By County Administration Committee

Seconded by Mrs. Kaminsky

RESOLUTION OF CONDOLENCE ON THE DEATH OF DAVID L. LINDSEY

WHEREAS, former Broome County Legislator David L. Lindsey passed away on February 28,
2023 at the age of 81, and

WHEREAS, David L. Lindsey is survived by his wife Jean of 55 years; his children, Shelley
(Tony) Wood, David (Kristy) Lindsey, Brenda (Tom) Butts; his grandchildren AJ (Alissa) Wood,
Brody (Kayla) Wood, Nathan (Erin) Harendza, Jordyn Harendza, Donlei and Cameron Copper, Ken
Butts, Hunter (Carlee) Butts, Alex Butts and Elizabeth Butts, the new sparkle in his eye Hudson
Wood, sisters Shirley Warner, Delores (Gene) Bunts; his brother-in-law Jerry (Christine) Gunsauls
and many nephews, nieces and cousins and by many close and cherished friendships, and

WHEREAS, David L. Lindsey served the citizens of Broome County as a member of the
Broome County Legislature representing District 3 from 1991 through 1996, and again from 2001
through 2006, and

WHEREAS, Dave served honorably in the US Navy from July 1961 to May 1965 on the USS
Vogelgesang, and returned home to serve with the Binghamton Police Department until he retired as
a Sergeant on January 15, 1993, to spend more time with his family, and

WHEREAS, after losing his daughter Cheri, Dave turned a tragedy into a lasting legacy, and
started a yearly raffle, which provided winter coats, scholarships, and Christmas presents for less
fortunate children over the years, and was always the first to give anything to a child, and

WHEREAS, Dave worked with the City of Binghamton to have a park named in Cheri's honor,
a place where youth in the community could enjoy recreational opportunities on the Northside of
Binghamton, and

WHEREAS, Dave advocated tirelessly for the County to obtain the property on Sturges Street
where the tragedy took place, have the structure demolished and create the Forget Me Not Memorial
Garden in memory of child victims, where families, friends and community members could reflect on
the lives lost too soon, and

WHEREAS, Dave was a family man and a devoted husband, father and grandfather, who
was better known as "Gramps", and lived to take care of his beloved grandchildren, whom he was
proud of each of them and their accomplishments, and

WHEREAS, Upon his passing, Dave was welcomed home by his daughter Cheri Ann, who
was waiting for him in heaven with open arms, and

WHEREAS, David L. Lindsey will long be remembered as a dedicated public servant and
friend to the residents of Broome County, and an active member of American Legion Post 1645 and
VFW Post 478, and

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

RESOLVED, that the members of this County Legislature, hereby recognize the loss of David
L. Lindsey and extend its sincere sympathy to his family, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is hereby authorized and directed to place this Resolution in the minutes of the Regular Session of the County Legislature held on April 20, 2023 and to forward a certified copy of this Resolution to the family of the late David L. Lindsey.

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

RESOLUTION NO. 187

By County Administration Committee

Seconded by Mr. Baldwin

RESOLUTION RECOGNIZING SOCK OUT CANCER AS A DISTINGUISHED STATEWIDE CHARITABLE ORGANIZATION ASSISTING THOSE WHO ARE BATTLING CANCER

WHEREAS, Sock Out Cancer is a charitable organization founded in 2017 by Security Mutual Life Insurance Company of New York under the leadership of Bruce Boyea, and

WHEREAS, Sock Out Cancer raises funds through the sale of multi-colored socks that represent all forms of cancer and by holding charity concerts to benefit cancer patients and assisting with expenses to make it easier for those who are battling the deadly disease, and

WHEREAS, the funds raised are distributed to the UHS Foundation and Lourdes Hospital Foundation to assist cancer patients and help pay bills, travel expenses and other non-medical-related costs including food and housing in Broome County, Albany County and across New York State so these individuals can focus solely on their health and fighting cancer, and

WHEREAS, Sock Out Cancer has continued to grow and prosper as an organization to hold more events and initiatives such as concerts, car parades, awareness nights at professional sporting events including the Binghamton Rumble Ponies, the Binghamton Black Bears and the Birdies for Cancer fundraiser held during the Dick's Sporting Goods Open PGA Tour Champions Event, and

WHEREAS, Sock Out Cancer has received local, regional, statewide and national recognition and was named the 2022 PGA Tour Champions Charity of the Year for being an outstanding organization that helps countless individuals who are fighting the battles of their lives, now, therefore, be it

RESOLVED, that the Broome County Legislature supports Sock Out Cancer and looks to raise awareness for the organization and encourages State, County and Municipal Governments throughout New York State and beyond to adopt this resolution and raise awareness for Sock Out Cancer, and be it

FURTHER RESOLVED, that the Clerk of the Broome County Legislature shall forward copies of this Resolution to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart Cousins, Senate Minority Leader Robert G. Ort, Speaker of Assembly Carl Heastie, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William A. Barclay, Senator Peter Oberacker, Senator Lea Webb, Assemblyman Joseph Angelino, Assemblywoman Donna Lupardo, Assemblyman Christopher Friend and the New York State Association of Counties.

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

LEGISLATORS COMMENTS

Mr. Flagg, Mr. Whalen, Mrs. Myers, Mrs. Ryan and Mr. Reynolds commented on the recent passing of Jerome Z. Knebel, Director of the Office of Management and Budget, and remarked on his dedication, wit and institutional knowledge of County finances.

Mr. Reynolds reminded everyone that the Veterans of Distinction ceremony will be held during next month's session.

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

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