

Intro No.

Date

Reviewed by
Co. Attorney

Date

1
12/30/24
CDS
12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION ESTABLISHING THE DATE AND TIME FOR THE 2025 ORGANIZATIONAL MEETING OF THE BROOME COUNTY LEGISLATURE

WHEREAS, Article II of the Broome County Charter and Code provides that the County Legislature shall adopt by resolution all necessary rules and regulations for its own conduct and procedure, now, therefore, be it

RESOLVED, that the meeting to organize the 2025 Broome County Legislature shall be held on Thursday, January 2, 2025 at 5:00 p.m., in the Legislative Chambers, Edwin L. Crawford County Office Building, Government Plaza, Binghamton, New York, and be it

FURTHER RESOLVED, that the Legislature at said Organizational Meeting shall establish the dates and starting times of all regular meetings and consider such other business as may legally come before it, and be it

FURTHER RESOLVED, that the Legislature shall at said Organizational Meeting consider the election of a Legislature Chairperson, election of a Clerk of the Legislature, appointment of Legislative Assistants, establishment of Rules of Order and any other business as may legally come before it.

Intro No. 2
Date 12/30/24
Reviewed by
Co. Attorney CAS
Date 12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION APPOINTING MEMBERS TO THE BROOME COUNTY LOCAL DEVELOPMENT CORPORATION PURSUANT TO THE NOT-FOR-PROFIT CORPORATION LAW OF THE STATE OF NEW YORK

WHEREAS, this County Legislature, by Resolution 463 of 2010 authorized the formation of the Broome County Local Development Corporation (LDC), pursuant to the Not-For-Profit Corporation Law of the State of New York, to promote and conduct economic development activities in the County, and

WHEREAS, according to the Certificate of Incorporation and the By-laws, the Legislature is authorized to nominate the members of the LDC's Board of Directors to serve with terms indicated below or until their successor is elected and has been qualified, and

WHEREAS, this County Legislature, by Resolution 497 of 2020 adopted amended By-laws, and

WHEREAS, this County Legislature desires to nominate and elect the members of the Local Development Corporation Board of Directors as follows:

<u>NAMES</u>	<u>TERM EXPIRING</u>
Elaine Miller 2 Timberland Drive Binghamton, NY 13903	December 31, 2027 Reappointment
Joseph Mirabito 57 Timber Bluff Court Binghamton, NY 13903	December 31, 2027 Reappointment
Peter Newman 928 Park Manor Blvd Endwell, NY 13760	December 31, 2027 Reappointment

and

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

RESOLVED, that the above-named individuals are duly nominated and elected as member of the LDC's Board of Directors, with terms as indicated or to serve until their successor is elected by the Broome County Legislature and has been qualified.

Intro No. 3
Date 12/30/24
Reviewed by CS
Co. Attorney
Date 12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY BOARD OF DIRECTORS

WHEREAS, Daniel J. Reynolds, Chair of the Broome County Legislature, pursuant to the authority vested in him by Resolution No. 78, adopted March 4, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987, Resolution No. 388, adopted November 20, 2014 and Article 18-A of the New York State General Municipal Law, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Industrial Development Agency Board of Directors for the terms indicated:

<u>NAMES</u>	<u>TERM EXPIRING</u>
Elaine Miller 2 Timberland Drive Binghamton, NY 13903	December 31, 2027 Reappointment
Joseph Mirabito 57 Timber Bluff Court Binghamton, NY 13903	December 31, 2027 Reappointment
Peter Newman 928 Park Manor Blvd Endwell, NY 13760	December 31, 2027 Reappointment

and

WHEREAS, it is desired at this time to confirm said appointments, and

WHEREAS, these appointments, upon an affirmative vote by the full Legislature, shall become effective January 1, 2025 and continue through the terms indicated or until such time as the person is replaced, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 78, adopted March 4, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987, Resolution No. 388, adopted November 20, 2014 and Article 18-A of the New York State General Municipal Law, confirms the appointments of the above-named individuals to membership on the Broome County Industrial Development Agency Board of Directors for the terms indicated, in accordance with their appointment by the Legislative Chairman.

Intro No.

4

Date

12/30/24

Reviewed by
Co. Attorney

CS

Date

12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION AUTHORIZING AN AGREEMENT WITH SPARK JC FOR LEASE OF SPACE AT THE OAKDALE COMMONS FOR THE OFFICE OF THE COUNTY EXECUTIVE

WHEREAS, the County Executive requests authorization for an agreement with Spark JC for lease of approximately 20,000 square feet of space located within the Oakdale Commons , as well as an area designated for a play area, for an initial ten-year period, commencing on or about January 2026, with the option for two five-year terms commencing on the expiration date of the immediate preceding primary term or extended term, at the amount of \$165,000 per year (\$8.25 sf) with a 2.5% annual increase, and

WHEREAS, said lease agreement will allow for a County administered childcare center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Spark JC, 320 N. Jensen Road, Vestal, New York 13850 for lease of approximately 20,000 square feet of space located within the Oakdale Commons, as well as an area designated for a play area, for an initial ten-year period, commencing on or about January 2026, with the option for two five-year terms commencing on the expiration date of the immediate preceding primary term or extended term, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$165,000 per year (\$8.25 sf) with a 2.5% annual increase for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 90000099.6004111.1010 (Building and Land 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.

Intro No. 5
Date 12/30/24
Reviewed by CD5
Co. Attorney
Date 12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION ESTABLISHING EQUALIZATION RATES FOR THE 2025 COUNTY TAX LEVY

RESOLVED, that pursuant to Article III, Section 302 D of the Broome County Charter, the percentages hereinafter indicated after the names of the Towns and the City of Binghamton be and the same hereby are adopted as the ratio percentages which the assessed value of real property of each municipality bears to its full value:

<u>Municipality</u>	<u>Equalization Rate</u>
City of Binghamton	58.00
Town of Barker	77.00
Town of Binghamton	51.50
Town of Chenango	49.50
Town of Colesville	5.80
Town of Conklin	50.25
Town of Dickinson	52.40
Town of Fenton	47.40
Town of Kirkwood	58.50
Town of Lisle	78.40
Town of Maine	45.00
Town of Nanticoke	40.60
Town of Sanford	44.90
Town of Triangle	75.00
Town of Union	3.14
Town of Vestal	100.00
Town of Windsor	48.90

Intro No. 6
Date 12/30/24
Reviewed by CD
Co. Attorney
Date 12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION LEVYING COUNTY TAXES, PURSUANT TO SECTION 902 OF THE REAL PROPERTY TAX LAW AND OF THE BROOME COUNTY CHARTER

WHEREAS, this County Legislature, by Resolution 427 of 2024, has adopted a budget for the fiscal year 2025, and

WHEREAS, this County Legislature, by Resolution 415 of 2024, made appropriations for the conduct of the Broome County Government for the fiscal year 2025, now, therefore, be it

RESOLVED, to meet the amount of said appropriations, this County Legislature levies the following taxes pursuant to the provisions of Sec. 360 of the County Law and Sec. 900 of the Real Property Tax Law and of the Broome County Charter, upon the valuation as equalized by it as hereinafter specified, to wit: Upon all taxable property in the County, the sum of \$75,236,658.

Intro No. _____
Date 12/30/24
Reviewed by CAS
Co. Attorney _____
Date 12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION LEVYING TAX, PURSUANT TO SECTION 902 OF THE REAL PROPERTY TAX LAW AND OF THE BROOME COUNTY CHARTER, ON THE CITY OF BINGHAMTON FOR 2025

RESOLVED, that there be levied against the real property of the City of Binghamton in the amount hereinafter set forth and that the proper persons be and they are hereby authorized to execute and affix the proper Warrant to Tax Rolls thereof: County tax - \$11,407,773.78 and be it

FURTHER RESOLVED, that the payment to the Director of the Office of Management and Budget of Broome County be made pursuant to the City's Charter, one-half on March 1, 2025, and one-half on September 1, 2025 up to the amount collected.

Intro No. 8
Date 12/30/24
Reviewed by CD3
Co. Attorney
Date 12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION LEVYING RETURNED SCHOOL AND VILLAGE TAXES FOR 2024

RESOLVED, that the Certificate of Returned School Taxes as reported by the Director of the Office of Management and Budget, as set forth in Exhibit "A" attached hereto, be received in the amount of such unpaid taxes with seven percent of the amount of principal and interest in addition thereto, be levied upon the real property on which the same were imposed, and when collected by the same be returned to the Director of the Office of Management and Budget to reimburse unpaid school taxes to the respective school districts, together with the expense of collection, and be it

FURTHER RESOLVED, that the Certificate of returned Village Taxes, as reported by the Director of the Office of Management and Budget, as set forth in Exhibit "B" attached hereto, be received in the amount of such unpaid taxes with seven percent of the amount of principal and interest in addition thereto, be levied upon the real property on which the same were imposed, and when collected, the same be returned to the Director of the Office of Management and Budget to reimburse the County for the amount advanced to pay the amount of returned unpaid village taxes to the respective villages, together with the expense of collection.

EXHIBIT A

2024 RETURNED SCHOOL TAXES - BY SCHOOL DISTRICT - TOTAL RELIEVY

SCHOOL DISTRICT	TOTAL UNPAID TAX ON ROLL	7% COUNTY PENALTY	TOTAL RELEVIED TAX
AFTON	\$101,426.81	\$7,099.87	\$108,526.68
BAINBRIDGE- GUILFORD	11,202.09	784.15	11,986.24
BINGHAMTON (DICKINSON)	37,272.60	2,609.10	39,881.70
CHENANGO FORKS	547,441.41	38,320.98	585,762.39
CHENANGO VALLEY	857,174.78	60,002.24	917,177.02
CINCINNATUS	578.08	40.46	618.54
DEPOSIT	483,971.84	33,877.99	517,849.83
GREENE	887.89	62.14	950.03
HARPURSVILLE	385,108.65	26,957.68	412,066.33
JOHNSON CITY	1,742,836.14	121,998.73	1,864,834.87
MAINE-ENDWELL	1,005,031.37	70,352.13	1,075,383.50
MARATHON	14,787.60	1,035.14	15,822.74
NEWARK VALLEY	541.53	37.91	579.44
SUSQUEHANNA VALLEY	942,480.22	65,973.69	1,008,453.91
UNION-ENDICOTT	1,838,598.00	128,701.88	1,967,299.88
VESTAL	1,331,597.95	93,211.92	1,424,809.87
WHITNEY POINT	615,664.30	43,096.51	658,760.81
WINDSOR	962,565.43	67,379.57	1,029,945.00
BINGHAMTON (TOWN)	12,810.03	896.70	13,706.73
GRAND TOTALS	\$10,891,976.72	\$762,438.79	\$11,654,415.51

EXHIBIT B

2024 RETURNED VILLAGE TAXES -- TOTAL RELEVY

TOWN	VILLAGE	Total Unpaid Tax on Roll	7 % County Penalty	Total Relevied Tax
DICKINSON	Port Dickinson	\$12,939.15	\$905.74	\$13,844.89
LISLE	Lisle	2,046.95	143.30	2,190.25
SANFORD	Deposit	23,022.06	1,611.60	24,633.66
TRIANGLE	Whitney Point	36,653.19	2,565.73	39,218.92
UNION	Endicott	759,557.04	53,169.08	812,726.12
	Johnson City	<u>741,257.75</u>	<u>51,888.15</u>	<u>793,145.90</u>
TOTAL UNION		1,500,814.79	105,057.23	1,605,872.02
WINDSOR	Windsor	<u>25,418.93</u>	<u>1,779.29</u>	<u>27,198.22</u>
GRAND TOTALS		<u>\$1,600,895.08</u>	<u>\$112,062.89</u>	<u>\$1,712,957.97</u>

Intro No. 9
Date 12/30/24
Reviewed by CDJ
Co. Attorney
Date 12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION APPROVING THE COMPLETED TAX ROLLS OF THE SEVERAL TOWNS AND CITY AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS FOR THE COLLECTION OF TAXES EXTENDED THEREON PURSUANT TO SECTION 904 OF THE REAL PROPERTY TAX LAW

WHEREAS, upon the Tax Rolls of the several Towns and City, the several taxes have been, by the Supervisors and appropriate officials thereof, duly extended as provided by law and by the several resolutions of the County Legislature, and the same completed Tax Rolls have been laid down before this County Legislature for its approval, now, therefore, be it

RESOLVED, that the said Tax Rolls be approved as so completed and that the tax is so extended upon the Tax Rolls and the several amounts extended against each parcel of property upon the said Rolls and hereby determined to be the taxes due thereon, as set forth herein, and be it

FURTHER RESOLVED, that there be annexed to each of said Rolls a Tax Warrant in the form prepared by the Clerk and heretofore laid before this County Legislature for its approval, as provided by Section 904 of the Real Property Tax Law; that such Warrants be signed by the County Executive and the Clerk of the Legislature; and that said Rolls with said Warrants annexed therefore be forthwith delivered to the respective Collectors of the several tax districts in the County, and be it

FURTHER RESOLVED, that upon the effective date of this resolution or any thereafter, on or before January 1, 2025, be and hereby is designated as the date upon which the County Executive and the Clerk of this County Legislature are authorized to sign the Warrants and attach the seal of this County Legislature to the Tax Rolls of the several towns.

Intro No. 10
 Date 12/30/24
 Reviewed by COS
 Co. Attorney
 Date 12/23/24

RESOLUTION
BROOME COUNTY LEGISLATURE
 BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION CERTIFYING COUNTY TAXES DUE FROM EACH MUNICIPALITY IN BROOME COUNTY

WHEREAS, the budget for fiscal year commencing January 1, 2025 in which the County taxes are to be levied is \$75,236,658 and

WHEREAS, the County Legislature must certify to each municipality the contribution of such municipality to the taxes of the County based upon the full valuation of taxable real property in such municipality in accordance with the provisions of Article 8 of the Real Property Tax Law, and

WHEREAS, Chapter 828 of the Laws of 1985 requires that the municipalities levy the exact amount certified to be due and direct the extension of such amount against each parcel of taxable real property, now, therefore, be it

RESOLVED, that on or before December 31, 2024, the Chairman of the Broome County Legislature is hereby directed to issue a certificate to the chief fiscal officer of each municipality certifying the contribution of each municipality to the taxes of the County for the fiscal year commencing January 1, 2025, based upon a total tax levy of \$75,236,658 as follows:

Municipality	Tax Contribution	Rate per \$1,000
City of Binghamton	\$ 11,405,930	\$ 9.468592
Town of Barker	1,066,592	7.137905
Town of Binghamton	2,389,722	10.672345
Town of Chenango	5,461,804	11.103549
Town of Colesville	1,950,269	94.870971
Town of Conklin	2,105,505	10.937698
Town of Dickinson	1,667,452	10.489002
Town of Fenton	2,354,765	11.595509
Town of Kirkwood	2,961,740	9.395341
Town of Lisle	753,455	7.010399
Town of Maine	2,120,728	12.214316
Town of Nanticoke	567,363	13.537318
Town of Sanford	2,182,115	12.241205
Town of Triangle	1,022,251	7.328277
Town of Union	19,811,350	175.458036
Town of Vestal	14,103,798	5.495551
Town of Windsor	3,311,519	11.239819
TOTAL:	<u>\$75,236,658</u>	

and be it

FURTHER RESOLVED, that the certificate shall be delivered to the chief fiscal officer of each municipality in person, and be it

Intro No. 10
Date 12/30/24
Reviewed by _____
Co. Attorney _____
Date _____

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

FURTHER RESOLVED, that the certificate shall contain the rate per \$1,000 of assessed value as determined from the latest final assessment roll, and be it

FURTHER RESOLVED, that in the event that a municipality shall fail to make the levy required by law and return same to the Clerk of the Broome County Legislature on or before December 31, 2025 the County Attorney is directed to institute an Article 78 proceeding against any such municipality to compel the levy and assessment of County taxes by such municipality.

Intro No. 11
Date 12/30/24
Reviewed by CAS
Co. Attorney
Date 12/23/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored By: Finance Committee

RESOLUTION OF THE COUNTY LEGISLATURE LEVYING TAXES AND ASSESSMENTS FOR THE PURPOSE OF ANNUAL BUDGET OF TOWNS OF BROOME COUNTY

WHEREAS, there has been presented to this County Legislature a duly certified copy of the annual budget of each of the several towns of the County of Broome for the fiscal year beginning January 1, 2025, now, therefore, be it

RESOLVED, that there shall be and hereby is assessed and levied upon and collected from the taxable real property situated in the following named towns, the amount indicated below for the general fund purposes and highway purposes, as specified in the respective annual budgets for the respective towns and amounts from the towns and cities account of the Director of the Office of Management and Budget, as indicated on Exhibit "A", and be it

FURTHER RESOLVED, that there shall be and hereby is assessed and levied upon and collected from real property liable therefore with the respective districts in the following towns, as indicated below, the following amounts for the purposes of such districts, as specified in the respective annual budgets, as indicated on Exhibit "B", and be it

FURTHER RESOLVED, that the amounts to be raised by taxes and assessments when collected shall be paid to the Supervisors of several Towns in the amounts as shown by this resolution for distribution in the manner provided by law and that the Clerk of the County Legislature is hereby authorized to make changes in the above resolution if requested by the Town Supervisor, and be it

FURTHER RESOLVED, that this Resolution shall become effective immediately.

EXHIBIT "A"

<u>Town</u>	<u>General Townwide</u>	<u>General Inside Village</u>	<u>General Outside Village</u>	<u>Highway Townwide</u>	<u>Highway Outside Village</u>
Barker	-	-	-	167,000.00	-
Binghamton	199,101.00	-	-	446,000.00	-
Chenango	176,207.00	-	-	897,252.75	-
Colesville	-	-	-	782,805.00	-
Conklin	311,035.00	-	-	571,780.00	-
Dickinson	477,630.00	-	-	-	-
Fenton	-	-	-	457,393.00	-
Kirkwood	366,102.00	-	-	462,252.00	-
Lisle	44,510.00	-	-	532,245.00	-
Maine	86,316.00	-	-	556,691.00	-
Nanticoke	20,000.00	-	-	130,000.00	-
Sanford	332,245.00	-	57,410.00	790,725.00	352,275.00
Triangle	174,110.00	-	280.00	127,788.00	-
Union	3,192,041.39	-	924,364.89	-	3,111,815.37
Vestal	6,160,904.25	-	-	2,760,974.00	-
Windsor	759,161.60	-	23,626.00	74,000.00	530,540.00

EXHIBIT "B"

TOWN OF BARKER

AB201 Ambulance	\$35,464.00
FP201 Fire PR 1	41,750.96
FP202 Fire PR 2	45,419.72
FP203 Fire PR 3	36,089.94
FP204 Fire PR 4	43,173.23

TOWN OF BINGHAMTON

DR221 Drain 1	\$458.00
FP221 Fire Prot 1	298,634.00
LT221 Light 1	250.00
LT222 Light 2	1,900.00
LT223 Light 3	\$6,750.00
LT224 Light 4	600.00
LT225 Light 5	200.00
LT226 Light 6	500.00
LT227 Light 7	350.00
LT228 Light 8	300.00
PT506 Park Terrace Water	36,935.00
SM228 Consolidated Sewer	208,550.00
US221 Return Sewer	60,638.03
UW221 Returned Water	25,078.27
WB220 Water Bond	15,276.00
WD225 Consolidated Water	189,229.00

TOWN OF CHENANGO

CM241 Chenango Compost	\$8,417.58
CM242 Chenango Compost Bd	4,784.17
FP241 Fire 1	331,944.72
FP242 Fire 2	317,382.18
FP243 Fire 3	25,999.00
LT241 Light 1	65,100.00
SD247 Sewer 7	280,394.75
SW241 Chen Sidewalk	10,500.00
WD429 Water 29	15,468.50
WD430 Water 25	14,116.50
CS241 Cons Sewer Dist.	48,345.75
SD251 Sewer Debt Dist. 12	8,185.75
US241 Return Sewer	84,132.73
UW257 Return Water	50,372.59

TOWN OF COLESVILLE

FD261 Fire 1	\$86,493.00
FD262 Fire 2	24,913.00
FD263 Fire 3	345,459.00
LT261 Light 1	7,493.00
LT262 Light 2	4,871.00
LT263 Light 3	5,100.00

TOWN OF CONKLIN

FP281 Fire Prot. 1	\$262,680.00
LM280 Lawn Mowing	3,250.00
LT281 Light 1	1,200.00
LT282 Light 2	350.00
LT283 Light 3	1,000.00
LT284 Light 4	5,000.00
LT285 Light 5	800.00
LT286 Light 6	600.00
LT287 Light 7	200.00
LT288 Light 8	\$1,500.00
LT289 Light 9	600.00
LT210 Light 10	1,000.00
LT211 Light 11	500.00
US280 Return Sewer	18,160.31
UW280 Return Water	22,321.38

TOWN OF DICKINSON

FP301 Fire 1	\$120,044.00
FP302 Fire 2	50,000.00
FP303 Fire 3	34,150.00
LT301 Light 1	18,798.40
LT305 Light 5	6,421.47
LT306 Light 6	4,897.79
LT307 Light 7	21,101.17
LT308 Light 8	18,242.24
LT309 Light 9	539.02
US301 Return Sewer	41,799.63
UW301 Return Water	34,653.52

TOWN OF FENTON

FD321 Fire 1	\$278,070.18
FD322 Fire 2	173,334.00
LM321 Lawn Mowing	3,738.14
SE323 Porter Hollow Sewer	7,312.00
US321 Return Sewer	13,419.68
UW321 Return Water	29,307.30

TOWN OF KIRKWOOD

PM341 Property Maintenance	\$1,525.00
FP341 Fire 1	502,763.00
LT341 Light 1	3,000.00
LT342 Light 2	5,500.00
LT343 Light 3	459.00
SE341 Sewer 1	181,102.00
SE342 Sewer 2	1,935.00
SE343 Sewer 3 (Prim)	3,387.00
SE343 Sewer 3 (Sec)	9,125.00
SE344 Sewer 4 (Prim)	6,653.00
SE344 Sewer 4 (Sec)	52,382.00
SE345 Sewer 5	9,564.00
SE346 Sewer 6(Prim)	1,270.00
SE347 Sewer 7 (Prim)	1,077.00
ST341 Sewer 1, Ext. 1	19,968.00
ST342 Sewer 1, Ext. 2 (Prim)	3,573.00
ST343 Sewer 1, Ext. 3 (Prim)	3,471.00
ST344 Sewer 1, Ext. 4 (Prim)	2,876.00
US343 Return Sewer	92,613.41
UW343 Return Water	17,712.84
WD341 Water 1 (Prim)	\$92,053.00
RS501 Windsor Return Sewer	5,311.02

TOWN OF LISLE

FP361 Fire No. 1	\$30,492.00
FP362 Fire Protection 1	147,382.00
FP363 Killawog Ambulance	18,558.00
FP364 Fire Protection 2	3,800.00
LT361 Light 1	1,400.00
LT362 Light 2	3,000.00
RW361 Returned Water	7,680.56
AB361 Lisle Ambulance	50,711.00

TOWN OF MAINE

FP381 Fire 1	\$190,449.00
FP382 Fire 2	57,800.00
FP383 Fire 3	51,700.00
FP384 Fire 4	10,244.00
FP385 Fire 5	12,385.00
FP386 Fire 6	32,060.00
FP387 Fire 7	179,684.00

TOWN OF NANTICOKE

FP401 Fire 1	\$88,250.00
FP402 Fire 2	61,858.00

TOWN OF SANFORD

FP421 Fire 1	\$103,450.00
RS422 Return Sewer	30,566.26
SD423 Oquaga Lake Sewer	69,470.00

TOWN OF TRIANGLE

FP441 Fire 1	\$137,581.00
AB441 Ambulance	63,036.00
UW441 Returned Water	2,850.07

TOWN OF UNION

GR460 Refuse	\$1,001.50
CG462 Union Curbs	464.17
PM461 Property Maintenance	7,180.97
FP461 Fire 1	1,379,194.00
FP463 Fire 4	603,290.00
FP464 Fire 5	265,310.00
FP465 Fire 6	152,750.00
FP467 Fire 8	633,476.00
FP468 Fire 10	151,450.00
FP469 Fire 12	49,021.00
LB462 Union Library	1,876,779.00
PK461 Parks	\$1,233,135.56
RS462 Returned Sewer	284,488.99
RW462 Returned Water	235,523.74
UV461 Union Ambulance District	331,250.00

TOWN OF VESTAL

DR482 Drain 1 Maint.	\$4,990.00
DR484 Drain 2 Maint.	1,966.00
DR486 Drain 3 Maint.	9,743.00
DR487 Drain 4 Maint.	361.00
DR488 Drain 5 Maint.	921.00
DR510 Drain 6 Maint.	385.00
DR511 Drain 7 Maint.	152.00
DR512 Drain 8 Maint.	332.00
DR513 Drain 9 Maint.	750.00
DR514 Drain 10 Maint.	114.00
DR515 Drain 11 Maint.	427.00
DR516 Drain 13 Maint.	104.00
DR517 Drain 14 Maint.	9.00
DR518 Drain 15 Maint.	342.00
DR519 Drain 16 Maint.	85.00
DR520 Drain 17 Maint.	6,003.00
DR522 Drain 18 Maint.	71,339.00
FP481 Fire Protection	2,566,615.00
FP482 Fire Split Zone	117,740.00
VA481 Ambulance	985,000.00
LM481 Vestal Lawn Mowing	350.00
LT481 Light District	218,477.00
RS481 Return Sewer	421,074.16
RW481 Return Water	167,925.80
SB487 Cons. Sewer Bond	42,472.48
SW481 Sewer 1 Maint.	455,550.00
WB481 Cons. Water Bond	326,850.00
OTT20 Omitted Tax Town	1,034.75

TOWN OF WINDSOR

FP501 Fire 1	\$26,382.72
FP502 Fire 2	143,113.60
FP503 Fire 3	143,113.60
FP504 Fire 4	10,626.72
RS501 Returned Sewer	48,284.63

Intro No.

12

Date

12/30/24

Reviewed by
Co. Attorney

CPG

Date

12/20/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: County Administration and Finance Committees

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 9 OF 2024, ENTITLED: "A LOCAL LAW SETTING THE SALARY FOR ELECTED OFFICIALS"

WHEREAS, the County Executive has reviewed current compensation for County elected officials, and

WHEREAS, the methodology for determining compensation provided to Countywide elected officials has been inconsistent over many years, and

WHEREAS, the compensation for County Legislators was last adjusted in 1999, and

WHEREAS, the County Executive has recommended adjustments to County elected official compensation as contained in this local law, and

WHEREAS, it is the sense of the County Executive and this Legislative body that County elected official compensation shall not be reviewed again until 2030, now therefore, be it

RESOLVED, that Local Law Intro. No. 9 of 2024, entitled: "A Local Law Setting the Salary for Elected Officials" 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. 9 of 2024

"A LOCAL LAW SETTING THE SALARY FOR ELECTED OFFICIALS"

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

Section 1. All local laws setting the rate of compensation for the County Executive, the Sheriff, the County Clerk and Legislator shall be repealed, including but not limited to Local Law 3 of 1999, Local Law 4 of 1999, Local Law 2 of 2023, Local Law 4 of 2023 and Local Law 1 of 2024.

Section 2. Broome County Executive

For the year commencing on January 1, 2025, the annual salary shall be \$135,000; for the year commencing on January 1, 2026 the annual salary shall be \$150,000; for the year commencing January 1, 2027 and every year thereafter, the annual salary shall be increased by the percentage of increase, if any, of the Consumer Price Index (CPI) (Urban Wage Earners, U.S. City Average, Northeast Urban-Cities 50,000-500,000 or equivalent) during the year immediately preceding.

Section 3. Broome County Sheriff

For the year commencing on January 1, 2025, the annual salary shall be \$130,000; for the year commencing on January 1, 2026 the annual salary shall be \$135,000; for the year commencing on January 1, 2027, and every year thereafter, the annual salary shall be increased by the percentage of increase, if any, of the Consumer Price Index (CPI) (Urban Wage Earners, U.S. City Average, Northeast Urban-Cities 50,000-500,000 or equivalent) during the year immediately preceding.

Section 4. Broome County Clerk

For the year commencing on January 1, 2025, the annual salary shall be \$112,500; for the year commencing on January 1, 2026 the annual salary shall be \$125,000; for the year commencing on January 1, 2027, and every year thereafter, the salary shall be increased by the percentage of increase, if any, of the Consumer Price Index (CPI) (Urban Wage Earners, U.S. City Average, Northeast Urban-Cities 50,000-500,000 or equivalent) during the year immediately preceding.

Section 5. Broome County Legislator

For the year commencing January 1, 2027, the annual salary shall be \$20,000; for the year commencing January 1, 2028 and every year thereafter, the salary shall be increased by the percentage of increase, if any, of the Consumer Price Index (CPI) (Urban Wage Earners, U.S. City Average, Northeast Urban-Cities 50,000-500,000 or equivalent) during the year immediately preceding.

Section 6. Broome County Legislature Chair

For the year commencing January 1, 2027, the Chair of the Legislature shall receive \$10,000 in addition to their annual salary.

Section 7. Broome County Legislature Majority Leader and Broome County Legislature Minority Leader

For the year commencing January 1, 2027, the Majority Leader of the Legislature and the Minority Leader of the Legislature shall receive \$2,500 in addition to their annual salary.

Section 8. Sections 1, 2 5, 6 and 7 of this Local Law shall take effect upon filing with the Secretary of State.

Section 9. Sections 3 and 4 of this Local Law shall take effect forty-five (45) days after adoption, or upon approval by a majority of the qualified local electors in the event a permissive referendum is held in accordance with the Municipal Home Rule Law.

Intro No. 13
Date 12/30/24
Reviewed by CAS
Co. Attorney
Date 12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

**RESOLUTION AUTHORIZING LABOR AGREEMENT WITH BROOME COUNTY SHERIFF'S
LAW ENFORCEMENT OFFICERS ASSOCIATION LOCAL 8500 FOR 2025-2029**

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized the Broome County Sheriff's Law Enforcement Officers Association Local 8500 as an employee organization for those certain Broome County employees represented by said Union, and

WHEREAS, a tentative agreement has been reached with the Broome County Sheriff's Law Enforcement Officers Association Local 8500 for the period January 1, 2025 through December 31, 2029, and

WHEREAS, it is desired at this time to renew said labor agreement on the terms and conditions set forth in the tentative Agreement, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Broome County Sheriff's Law Enforcement Officers Association Local 8500, setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2025 through December 31, 2029, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 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.

MEMORANDUM OF AGREEMENT

By and Between the

*County of Broome, Broome County Sheriff
(hereinafter referred to as the "County")*

and the

*Broome County Sheriff's Law Enforcement Officers' Association
(hereinafter referred to as the "Union")*

WHEREAS, the County and the Union are parties to a Collective Bargaining Agreement for a term which expires on December 31, 2024; and

WHEREAS, the County and the Union have been engaged in collective bargaining, which has led to a mutual understanding between the County and the Union for the terms and conditions of employment for a Successor Agreement; and

WHEREAS, the County and the Union are desirous of reducing that mutual understanding to a written document.

NOW, THEREFORE, the County and the Union agree to amend the Collective Bargaining Agreement as follows:

1. All terms and conditions of the existing Collective Bargaining Agreement shall continue in full force and effect unless specifically modified by this Memorandum of Agreement and/or the terms of the expiring Agreement.
2. This Memorandum of Agreement is subject to ratification by the membership of the Union and by the County Legislature.
3. All of the hereinafter proposed changes shall become effective at the beginning of the new contract period which shall be January 1, 2025 – December 31, 2029.

4. The County and the Union agree to remove all obsolete language from the current Agreement. The County will provide the Union with a Microsoft word document with obsolete language stricken out for the Union’s review and approval.

5. The current Appendix C “Base Wage Schedules” shall be replaced with a new Appendix C, a copy of which is attached hereto and made a part hereof.

6. **Section 13.4.1** shall be amended to read as follows:

13.4.1 Each employee shall receive, in addition to his/her Base Wage, longevity pay as follows:

Continuous Years Completed	1/1/25	1/1/26	1/1/27	1/1/28	1/1/29
After Years 5-8	\$750	\$750	\$750	\$750	\$750
After Years 9-12	\$900	\$900	\$900	\$900	\$900
After Years 13-16	\$1,200	\$1,200	\$1,200	\$1,200	\$1,200
After Years 17-20	\$1,400	\$1,400	\$1,400	\$1,400	\$1,400
After 20+	\$1,600	\$1,600	\$1,600	\$1,600	\$1,600

7. **Section 13.5.1** shall be amended to provide effective January 1, 2025, the shift differential shall be as follows:

	1/1/25	1/1/26	1/1/27	1/1/28	1/1/29
“A” Line 11:00 p.m. to 7:00 a.m.	\$1.80/hr.	\$1.80/hr.	\$1.80/hr.	\$1.80/hr.	\$1.80/hr.
“C” Line 3:00 p.m. to 11:00 p.m.	\$1.60/hr.	\$1.60/hr.	\$1.60/hr.	\$1.60/hr.	\$1.60/hr.

8. **Section 13.7.1, Education Pay**, shall be amended to read as follows:

13.7.1 Any employee who possesses or completes a degree from an accredited college will receive an annual payment that will be paid as follows:

	1/1/25	1/1/26	1/1/27	1/1/28	1/1/29
Associate’s Degree	\$550	\$550	\$550	\$550	\$550
Bachelor’s Degree	\$750	\$750	\$750	\$750	\$750
Master’s Degree	\$950	\$950	\$950	\$950	\$950

9. **Section 14.3.1** shall be amended to read as follows:

14.3.1 Employees assigned to the Detective Division shall be issued firearms, holster ammunition, and in addition, shall be paid each year a clothing maintenance allowance as follows:

	1/1/25	1/1/26	1/1/27	1/1/28	1/1/29
	\$900	\$1,025	\$1,100	\$1,100	\$1,100

The clothing maintenance allowance shall be paid in the first period in December in each year. In cases where uniformed employees are temporarily assigned to do plain clothes work, a pro-rated (1/12) supplemental payment shall be paid each month for clothing maintenance from the following annual amounts:

<u>1/1/25</u>	<u>1/1/26</u>	<u>1/1/27</u>	<u>1/1/28</u>	<u>1/1/29</u>
\$900	\$1,025	\$1,100	\$1,100	\$1,100

10. **Section 11.2.6, Detective Pay**, shall be amended to read as follows:

11.2.6 Detective Pay – Employees assigned to the Detective Bureau by the Sheriff who are required to work weekends and/or holidays or on call Detective Sergeants or Lieutenants, shall be paid as follows:

Detectives:

<u>1/1/25</u>	<u>1/1/26</u>	<u>1/1/27</u>	<u>1/1/28</u>	<u>1/1/29</u>
\$2,200/yr.	\$2,200/yr.	\$2,200/yr.	\$2,200/yr.	\$2,200/yr.

Detective Sergeants and Detective Lieutenants:

<u>1/1/25</u>	<u>1/1/26</u>	<u>1/1/27</u>	<u>1/1/28</u>	<u>1/1/29</u>
\$4,500/yr.	\$4,500/yr.	\$4,500/yr.	\$4,500/yr.	\$4,500/yr.

Assignments lasting less than a year, or some portion of a year, shall be pro-rated appropriately. Detectives required to work the weekend shall be available via pager, cellular phone and/or dispatch. Detectives so assigned shall take an Employer vehicle home for weekends on duty.

11. **Section 11.2.9, Canine Unit**, shall be amended by adding the following paragraph:

All K-9 Officers shall receive a stipend of \$100 per month for the care of their K-9 partners while off duty.

12. **Section 6.10.1**, shall be amended to read as follows:

6.10.1 The Employer agrees to permit members of the PBA who are elected or designated to attend any convention, conference, meeting or seminars designated by the PBA or its affiliates to attend such functions without loss of time or pay, up to a maximum of twenty (20) days a year, including travel time, provided that a request for such leave is made by the PBA to the Sheriff or designee, with a copy to the Personnel Officer, no less than five (5) work days prior to the date that the function is scheduled.

13. **Article 12, Overtime, Premium Pay and Stand-By** shall be amended by adding a new section which shall be Section 12.3 entitled Election to Use Compensatory Time and a

subsection to be known as Section 12.3.1 shall be added to the Collective Bargaining Agreement to read as follows:

12.3. Election to Use Compensatory Time

12.3.1 Employees who work overtime may elect to receive compensatory time and may have no more than eighty (80) hours of accumulated compensatory time available for use at one time. Employees will schedule and use compensatory time as they would vacation time. All compensatory time not used within the rolling calendar year (December 1st of the preceding year through November 15th of the following year), will be paid during the first pay period in December of that year.

Employees requesting to take accrued compensatory time off, shall be permitted to do so, as long as it does not place the shift below the agreed upon minimum staffing requirements. Should the compensatory time off request place a shift below minimum staffing, it is understood that the request can be denied, and said denial cannot be grieved.

Compensatory time use can be denied by the administration in the event of an ongoing/anticipated emergency situation, (i.e., weather related storms, active shooter, kidnapping, etc.) and staffing levels need to be kept high.

An officer's decision or anticipated decision to take compensatory time versus cash payment shall not be considered as a factor in making overtime assignments in accordance with Section 12.1.2 of the current labor agreement.

The election of compensatory time shall be made in writing to the shift supervisor at the time the overtime is earned. An employee shall receive payment for overtime in the event he/she has the maximum amount of hours of compensatory time accumulated herein until such time there is less than the maximum amount allowable.

- Compensatory time shall be recorded by the Payroll Clerk and readily accessible to each employee for his/her review, by employee utilizing their time and attendance record.
- Compensatory time must be requested by the employee and authorized by the Patrol Lieutenant or the shift supervisor in advance of its use.
- Compensatory time will be scheduled on a first come first serve basis, for the purpose of usage and approval, compensatory time will be treated the same as vacation time.

14. Section 17.1.1 shall be amended to read as follows:

17.1.1

All full-time employees and retirees shall be eligible for coverage for themselves and their eligible dependents in one of three health insurance plan options as follows:

The Advantage Plan*
The Traditional Plan
The HMO Plan

* Employees hired after January 26, 2015 who elect health insurance are eligible to enroll only in the Advantage Plan during their first three years of service. Once they have completed three (3) years of service, they may elect a different plan during the next open enrollment period.

Premium contributions for employees hired after January 26, 2015 shall be 22%. Premium contributions for employees hired before January 26, 2015 shall be 20% in 2025, 21% in 2026 and 22% in 2027 and thereafter.

An employee who retires and elects health insurance in retirement shall contribute the same percentage of premium that the employee was required to pay when he/she was an employee.

15. **Section 17.1.5** shall be amended to read as follows:

17.1.5 The prescription card co-pay levels shall be as follows:

	Retail Co-Pay	Mail Order*
Generic Rx	\$10 per prescription	\$20
Formulary Brand Rx	\$25 per prescription	\$50
Non-Formulary Brand Rx	\$40 per prescription	\$80
* Mail order – 90 day supply		

There shall be a thirty (30) day maximum supply for a prescription, other than for mail order.

16. **Article 13, Base Wage, Longevity and Other Emoluments**, shall be amended by adding as follows:

13.8 Direct Deposit

13.8.1 Effective with the payroll period including January 1, 2025, all new hires will be paid via direct deposit only. Effective with the payroll period including January 1, 2026, all current employees will be paid via direct deposit only.

17. **Article 30, Physical Fitness for Sworn Personnel**, shall be amended to read as follows

30.1. The parties agree that physical fitness is of great importance.

30.2 All sworn personnel hired on or after January 1, 1991 may be required to take and pass a performance physical test to the extent required by applicable laws and regulations.

30.3 A fund of three thousand dollars (\$3,000.00) will be established to encourage physical fitness programs and passage on the physical fitness test. The parties will establish a committee to determine methods to encourage fitness among the personnel. The committee will be made up of two (2) representatives of the bargaining unit an equal number of representatives of the Office of the Sheriff and one (1) neutral party if needed. The fund of money will be used by the committee in establishing fitness programs.

30.4 An annual \$1,500 bonus will be paid to those employees who annually score 40% or better on the Cooper Standard for the 300-meter, sit-ups and push ups for their age and gender. Testing is to be administered twice a year and observed and/or final sign off by the Broome County Personnel Department.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals this

_____ day of December, 2024.

**COUNTY OF BROOME AND
BROOME COUNTY SHERIFF**

By: _____
Jason T. Garnar, County Executive

By: _____
Christine E. Segrue, Personnel Officer

By: _____
Frederick Akshar II, Sheriff

**BROOME COUNTY SHERIFF'S LAW
ENFORCEMENT OFFICERS'
ASSOCIATION**

By: _____
Leon Brown, President

By: _____
Paul Iachetta, UPSEU Representative

APPENDIX C

STEP	TITLE (Internal grade assignment)	2025	2026	2027	2028	2029
1 Entry	Deputy Sheriff (DS)	\$65,539	\$67,833	\$70,207	\$72,664	\$75,207
2 Second Year	Deputy Sheriff (DS)	\$73,644	\$76,222	\$78,890	\$81,651	\$84,509
3 Third Year	Deputy Sheriff (DS)	\$81,739	\$84,600	\$87,561	\$90,626	\$93,798
4 Fourth Year	Deputy Sheriff (DS)	\$89,848	\$92,993	\$96,248	\$99,616	\$103,103
4	Deputy Sheriff Detective (DSD)	\$92,994	\$96,249	\$99,618	\$103,105	\$106,714
4	Deputy Sheriff Sergeant (DSS)	\$97,659	\$101,077	\$104,615	\$108,277	\$112,067
4	Deputy Sheriff Detective Sergeant (DDS)	\$101,076	\$104,614	\$108,275	\$112,065	\$115,987
4	Deputy Sheriff Lieutenant (DSL)	\$104,090	\$107,733	\$111,504	\$115,407	\$119,446
4	Deputy Sheriff Captain (DSC)	\$111,376	\$115,274	\$119,309	\$123,485	\$127,807
Entry	Special Patrol Officer	\$49,362	\$51,090	\$52,878	\$54,729	\$56,645

Intro No. 14
Date 12/30/24
Reviewed by CDS
Co. Attorney
Date 12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE SPIEDIE FEST AND BALLOON RALLY EXPO, INC. FOR USE OF OTSININGO PARK FOR THE 2024 SPIEDIE FEST & BALLOON RALLY

WHEREAS, this County Legislature, by Resolution 311 of 2024, authorized an agreement with the Spiedie Fest and Balloon Rally Expo, Inc. for the use of Otsiningo Park for the 2024 Spiedie Fest & Balloon Rally, for the period August 1, 2024 through August 6, 2024, and

WHEREAS, said Resolution also authorized and approved in-kind services provided by the Department of Parks, Recreation & Youth Services in the amount of \$27,500; the Office of Emergency Services in the amount of \$9,000; the Division of Security in the amount of \$25,000; the Department of Public Works Buildings and Grounds in the amount of \$15,000; and the Office of the Sheriff in the amount of \$10,000; total amount of all aforementioned departments not to exceed \$86,500, and should the value of services provided by the County exceed \$86,500, the Spiedie Fest Balloon and Rally Expo, Inc. will provide up to \$7,000 in aggregate reimbursement for such additional expenses, and

WHEREAS, said Resolution also authorized and approved that any reimbursement revenue hereinabove authorized shall be credited to the unclassified revenue line for the relevant Department various.5000533 (Unclassified Revenue), and be it

WHEREAS, it is necessary to authorize the amendment of said agreement to modify the amount of in-kind services to in-kind services will be provided by various Broome County Departments at the discretion of the County Executive; the value of said services shall not exceed \$125,000, and the Director of the Office of Management and Budget shall furnish the Clerk of the Legislature with a report of provided services by department by the end of the current fiscal year, and remove that any reimbursement revenue hereinabove authorized shall be credited to the unclassified revenue line for the relevant Department various.5000533 (Unclassified Revenue), now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Spiedie Fest and Balloon Rally Expo, Inc., P.O. Box 275, Westview Station, Binghamton, New York 13905 to modify the amount of in-kind services to in-kind services will be provided by various Broome County Departments at the discretion of the County Executive; the value of said services shall not exceed \$125,000, and the Director of the Office of Management and Budget shall furnish the Clerk of the Legislature with a report of provided services by department by the end of the current fiscal year, and remove that any reimbursement revenue hereinabove authorized shall be credited to the unclassified revenue line for the relevant Department various.5000533 (Unclassified Revenue), and be it

Intro No.

14

Date

12/30/24

Reviewed by
Co. Attorney

Date

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

FURTHER RESOLVED, that Resolution 311 of 2024, 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.

Intro No. 15
Date 12/30/24
Reviewed by
Co. Attorney CAS
Date 12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION ADOPTING THE BROOME COUNTY PUBLIC TRANSPORTATION CODE OF CONDUCT

WHEREAS, the County Executive issued Executive Order No. 1 of 2024 directing the Commissioner of Public Transportation to establish and publish a Code of Conduct for Broome County Public Transportation Facilities, and

WHEREAS, the Commissioner of Public Transportation requests authorization to adopt the Broome County Public Transportation Code of Conduct, attached as Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby adopts the Broome County Public Transportation Code of Conduct, attached as Exhibit "A", 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.

EXHIBIT A

Broome County Public Transportation – Rules of Conduct for Transit Vehicles, Facilities and Properties.

Article I. Introduction

Broome County Public Transportation vehicles, facilities and properties are intended to provide public & mass transportation services for the benefit of Broome County Transit and its subsidiaries, its employees, Contracted Carriers, Lessees, affiliated organizations, and the public.

Broome County Public Transportation, as referenced throughout this document, refers to Broome County Transit (BCT) & subsidiaries; Broome County Rural Transportation & BC Lift paratransit (Demand Services), the Transit Center (413 Old Mill Rd., Vestal, New York), the Greater Binghamton Transportation Center (GBTC) intermodal facility (81 Chenango St, Binghamton, New York) and associated stops, shelters, and related facilities.

The provisions of this section set forth the power to make rules and regulations governing the conduct and safety of the public in the use and operation of the transit facilities of Broome County Transit, its' subsidiaries and at BCT hosted events.

The following Rules of Conduct for BCT Transit Vehicles, Facilities, Properties, hosted events, and transit related activities ("Rules of Conduct") are established by BCT:

1. To promote safety; and
2. To facilitate the proper use of the transit facilities, transit-related activities, and hosted events of the organization and its subsidiaries; and
3. To protect those transit facilities and properties, hosted events, BCT employees, customers, and other persons present at BCT facilities or events; and
4. To assure the payment of fares and other lawful charges for the use of their systems.

The use of Public Transportation in Broome County is considered a privilege available for fee to members of the public in accordance with guidelines set forth in this document. Failure to comply with BCT's Rules of Conduct can result in sanction(s) and exclusion.

Article II. Definitions

Within the Definitions section, Broome Count Transit (BCT) included several terms which are later utilized within Article III. Prohibited Conduct:

These Rules of Conduct may be amended or added to, from time to time, at the sole discretion of BCT in accordance with law. These Rules of Conduct are intended to regulate conduct occurring on BCT transit vehicles, within, or upon BCT facilities and properties, including the Transit Center, and transit related

activities of BCT, including BCT hosted events, and with respect to transit-related activities of BCT in connection with BCT's provision of public transportation services.

The Broome County Executive, with oversight from the Broome County Legislature, has adopted these Rules of Conduct to maintain public transportation services that are orderly, safe, secure, comfortable, and convenient.

The Rules of Conduct consist of four separate articles:

Article I—Introduction; Article II—Definitions; Article III—Prohibited Conduct; and Article IV—Enforcement.

Unless otherwise provided herein, reference to the phrase "Rules of Conduct" shall collectively include Articles I through IV.

If any one or more of the provision(s) in the Rules of Conduct shall be declared by any court of competent jurisdiction to be contrary to law then such provision(s):

1. Shall be null and void; and
2. Shall be deemed separable from the remaining provisions in the Rules of Conduct; and
3. Shall in no way affect the validity of the other provisions of the Rules of Conduct.

Article II. Definitions

As used in these Rules of Conduct, the words herein shall have the meanings provided in this Article II. Words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neutral genders.

Words imparting the singular number shall include the plural numbers and vice-versa, unless the context shall otherwise dictate.

1. "*Aggravated harassment*" shall mean aggravated harassment in the second degree as defined under New York State Penal Law § 240.30(1). Aggravated harassment shall mean acts occurring within or about BCT facilities or vehicles or at BCT hosted events or with respect to BCT employees performing transit-related activities when,

(a) with intent to harass another person, the actor either (a) communicates, anonymously or otherwise, by telephone, by computer or any other electronic means, or by mail, or by transmitting or delivering any other form of communication, a threat to cause physical harm to, or unlawful harm to the property of, such person, or a member of such person's same family or household as defined in subdivision one of section 530.11 of the criminal procedure law, and the actor knows or reasonably should know that such communication will cause such person to reasonably fear harm to such person's physical safety or property, or to the physical safety or property of a member of such person's same family or household; or (b) causes a communication to be initiated anonymously or otherwise, by telephone, by computer or any other electronic means, or by mail, or by transmitting or delivering any other form of communication, a threat to cause physical harm to, or unlawful harm to the property of, such

person, a member of such person's same family or household as defined in subdivision one of section 530.11 of the criminal procedure law, and the actor knows or reasonably should know that such communication will cause such person to reasonably fear harm to such person's physical safety or property, or to the physical safety or property of a member of such person's same family or household; or

(b) With intent to harass or threaten another person, he or she makes a telephone call, whether or not a conversation ensues, with no purpose of legitimate communication; or

(c) With the intent to harass, annoy, threaten or alarm another person, he or she strikes, shoves, kicks, or otherwise subjects another person to physical contact, or attempts or threatens to do the same because of a belief or perception regarding such person's race, color, national origin, ancestry, gender, religion, religious practice, age, disability or sexual orientation, regardless of whether the belief or perception is correct; or

(d) With the intent to harass, annoy, threaten or alarm another person, he or she strikes, shoves, kicks or otherwise subjects another person to physical contact thereby causing physical injury to such person or to a family or household member of harassment in the first degree and has previously been convicted of the crime of harassment in the first degree as defined by section 240.25 of this article within the preceding ten years.

2. "*Broome County Public Transportation*" and "*BCT*" each mean Broome County Transit and its wholly controlled subsidiaries; BC Transit (BCT), Broome County Rural Transportation & BC Lift paratransit (Demand Services), the Transit Center, 413 Old Mill Rd., Vestal, New York, the Greater Binghamton Transportation Center (GBTC) intermodal facility, 81 Chenango St, Binghamton, New York and associated stops, shelters, and related facilities.

3. "*Bus shelters*" shall mean those structures located in transit vehicle loading zones that provide cover for the general public to board and alight transit vehicles. This includes the BC Transit Junction at the GBTC and shelter structures located throughout BCT's Route System.

4. "*Commercial activity or activities*" shall mean any enterprise or venture by groups or individuals for the purpose of promoting, distributing, or selling products or services to BCT employees or the general public, whether for profit or not.

5. "*General public*" shall mean any person or group of persons, including BCT employees, not acting in an official capacity at the time.

6. "*Harassment*" shall mean acts occurring within or about BCT facilities, vehicles or at BCT hosted events or with respect to BCT employees performing transit-related activities when a person intentionally and repeatedly harasses another person by following such person in or about a public place or places or by engaging in a course of conduct or by repeatedly committing acts which places such person in reasonable fear of physical injury.

7. "*Loitering*" shall mean remaining in any transportation facility or BCT hosted events, unless specifically authorized to do so, for the purpose of soliciting or engaging in any business, trade, or commercial transactions involving the sale, distribution of merchandise or services, or for the purpose of entertaining persons by singing, dancing or playing any musical instrument for a period of longer than

one hour without the intent of using public transportation or engaging in public transit-related activities without the permission of BCT. Public transit-related activities shall include: boarding, disembarking, or waiting for a Transit Vehicle, waiting for approved Inter/Intrastate Motorcoach, purchasing or possessing fare media, receiving of customer service from or transmitting information to an Broome County Security Officer, law enforcement officer, or authorized BCT representative, or undertaking other activities directly related to public transit, or waiting for or escorting an individual engaged in the above listed activities. Failure of person to visibly engage in transit-related activities for a period of *one hour or more* provides cause for an inquiry as to reason for the person's presence at the BCT facility.

8. "*Park-and-ride lots*" shall mean locations officially designated by Broome County and/or BCT at which persons may park their individual vehicles or bicycles and transfer to a BCT transit vehicle or car/vanpool vehicles. The term shall include all physical improvements and landscaping connected with a Park-and-Ride lot.

9. "*Person*" shall mean any individual, firm, partnership, corporation, organization, association, or entity of any kind.

10. "*Public communication activity or public activities*" shall mean the posting or distribution of flyers, pamphlets, brochures, books or other written material, collecting petition signatures, political campaigning, demonstrating, displaying signs, picketing, unscheduled playing of musical instruments or other performances, public speaking, conducting surveys, soliciting or receiving of funds or contributions of any kind for any purpose, or otherwise communicating or attempting to communicate to the general public.

11. "*Public transportation services*" shall include fixed route, rural, demand responsive, deviated fixed route, work/commuter, and paratransit services, whether operated by BCT or any governmental agency, private person, firm, or corporation contracting with BCT.

12. "*BCT employee*" shall mean any part-time or full-time, temporary or regular, exempt or non-exempt, represented or non-represented person, including an intern, who is compensated by BCT for services by wages, salary, or other remuneration.

13. "*Broome County Public Transportation facilities and properties*" shall mean all facilities, including the Greater Binghamton Transportation Center, the Transit Center, structures, schedule and news racks, kiosks, fare vending machines, bulletin and information boards, bus shelters, bus stop signs, lands, interest in lands, air rights over lands, and rights of way of all kinds that are owned, leased, held, or used by BCT for the purpose of providing public transportation services, including, but not limited to, park and ride lots, transit centers, bus shelters, Inter/Intra-State coach gates, services and areas that are used by the public to board and alight transit vehicles.

14. "*BCT hosted event*" shall mean all events conducted or hosted by BCT for the purposes of publicizing and promoting BCT and publicizing, promoting, and/or selling the public transportation services it provides, regardless of whether such events are conducted on property owned or leased by BCT.

15. "*Greater Binghamton Transportation Center*" shall mean the downtown intermodal transit center located at 81 Chenango Street, Binghamton, New York.

16. "Transit Center" shall mean the transit headquarters facility located at 413 Old Mill Rd., Vestal New York.

17. "Transit-related activities" shall mean activities associated with the provision or support of BCT public transportation services, the use of those services by the general public, or BCT sales, promotion and maintenance activities in support of BCT public transportation services, including call centers, scheduling offices for paratransit trip reservations, and BCT social media sites. Other public transit-related activities include but are not limited to boarding, disembarking, or waiting for a Transit Vehicle, purchasing fare media, obtaining customer service from or transmitting information to an BCT security officer, law enforcement officer, or authorized BCT representative, or undertaking other activities directly related to public transit, or waiting for or escorting an individual engaged in the above listed activities.

18. "Transit Vehicle" shall include every motor vehicle, and any other device, which (1) is capable of being moved within, upon, above, or below a public highway, (2) is owned or operated by BCT, including Road Supervisor cars and service trucks and (3) includes revenue vehicles used for the purpose of carrying customers together on a regular schedule.

Article III. Prohibited Conduct The following conduct is prohibited on Broome County Transit (BCT) transit vehicles, and properties, including the Greater Binghamton Transportation Center, at BCT hosted events, and in connection with BCT's provision of public transportation services and transit related activities. Use of the Greater Binghamton Transportation Center is exclusively for transportation-related activities, including purchasing bus passes and fare media, conducting business with lessees, riding buses and aiding others, thus the following prohibitions apply.

1. Using BCT transit vehicles, facilities, and properties for non-transit-related activities, except as authorized by the Commissioner of Public Transportation and/or designee(s).
2. Violating an exclusion order issued according to Article IV Enforcement.
3. Violating any federal, state, or municipal civil and/or criminal law.
4. Failing to pay the appropriate fare as required by BCT. a. Customer must be in possession of any multi-trip fare pass (e.g. All-Day Pass; Monthly Pass, mobile app pass) while on board the bus. Customers who pay a cash fare are not required to possess a fare pass while on board the bus. b. Customers are prohibited from passing back their own fare pass to another customer boarding the same bus. c. BCT fare passes are non-transferable. d. To avoid being victims of fraudulent or forged passes, customers should purchase fare passes only from BCT authorized sales outlets or ticket vending machines. e. Operators will not honor fare passes that are damaged, mutilated, expired, or that read as invalid by the fare box. f. Possession of a forged fare pass may constitute a felony crime.
5. Falsely representing oneself as eligible for a special or reduced fare or obtaining any permit or pass related to the BCT transit system by making a false representation.
6. Falsely claiming to be or criminally impersonating a transit operator, other transit employee, or volunteer; or through words, actions and/or the use of clothes, insignia, or equipment resembling department issued uniforms and equipment, creating a false impression that he or she is a transit operator, other transit employee, security personnel or volunteer.

7. Refusing to allow proper securement of a wheelchair or mobility device when riding.
8. Interfering or tampering with mobile data computers, fare boxes, public address systems, surveillance equipment, vending or any other equipment.
9. Wearing an article of clothing or equipment that covers the face while in the GBTC concourse except where the clothing or equipment is worn for religious or medical purposes.
10. Using any nicotine, tobacco product (i.e. chewing tobacco) Cannabis, or smoking device (including "e-cigarettes" and "vaping") except at a designated place.
11. Carrying or holding a lit or smoldering pipe, cigar, or cigarette except at a designated place.
12. Discarding litter other than in designated receptacles.
13. Dumping and/or discarding any materials including but not limited to hazardous substances and automotive fluids.
14. Producing unreasonable noise, including playing sound-producing devices without earphones, headphones, or an ear receiver to limit sound to individual listeners. Exceptions are the use of any communication devices by BCT employees, BCT contractors or public safety officers in the line of duty, or the use of private communication devices used to summon, notify, or communicate with other individuals (e.g., two-way radios, public announcement system, pagers, or cellular telephones).
15. Spitting, expectorating, urinating, or defecating, except in the appropriate plumbing fixtures in restroom facilities.
16. Carrying any flammable liquid, explosive, acid, or other article or material likely to cause harm to others.
17. Obstructing or impeding the flow of BCT transit vehicles, customers, lessee businesses, or attendees at BCT hosted events.
18. Hindering or preventing access by: a. Causing unreasonable delays in boarding or alighting; b. Blocking or partially blocking an aisle or stairway with a package or object; c. Reclining in more than one seat; or d. Interfering with or seriously disrupting the provision or use of transit services in any way.
19. Tampering with fire and police apparatus. Causing any false alarm of fire in any manner.
20. Falsely reporting an incident.
21. Disturbing others by engaging in loud, raucous, unruly, aggressive, violent, harmful, or harassing behavior.
22. Destroying, defacing, or otherwise damaging BCT property or any signs, notices, or advertisements on transit property or the property at any BCT hosted event.
23. Consuming an alcoholic beverage or having possession of an open container containing an alcoholic beverage.
24. Carrying or storing any firearm, shotgun, rifle, knives, or other dangerous weapon or article.

25. Throwing any object: a. At BCT transit vehicles, facilities, and properties; or b. At any person in BCT transit vehicles or properties or present at an BCT hosted event; or c. Within BCT transit vehicles, facilities, properties, or while at an BCT hosted event; or d. Out of any door or window of any BCT transit vehicle.
26. Bringing any uncaged animal onboard BCT transit vehicles or inside BCT properties or the locations of an BCT hosted event other than a bonified service animal.
27. Allowing any animal to: a. Occupy a seat on a concourse bench or a bus seat (unless required by applicable law in the case of a service animal); or b. Run at large; or c. Block an aisle or exit; or d. Unreasonably disturb others; or e. Leave waste matter; or f. Interfere with transit-related activities or BCT hosted events.
28. Roller-skating, roller-shoes, rollerblading, or skateboarding.
29. Riding bicycles, unicycles, mopeds, and motorcycles, scooters and other eMobility devices except where public vehicle travel and access is permitted.
30. Using space for residential or commercial parking purposes except as authorized by BCT or its designee.
31. Operating, stopping, standing, or parking a vehicle in any roadway or location restricted for use only by BCT transit vehicles or otherwise restricted.
32. Eating on BCT transit vehicles or in prohibited areas unless required by applicable law. BCT permits transportation and consumption of non-alcoholic beverages on Transit Vehicles when the beverage is in a leak-proof container with a lid.
33. Using a public address system, loudspeaker, or other sound-amplifying device, except as authorized by BCT, Lessees or its designee.
34. Sitting or lying on floors, sidewalks, asphalt, or other ground covering.
35. Lying on benches provided for sitting.
36. Sleeping, camping, or storing personal property on benches and floors.
37. Entering or remaining upon any nonpublic areas, including, but not limited to, staging areas, work areas, and equipment rooms, elevators, except when authorized by BCT or its designee.
38. Storing materials in front of doors.
39. Not wearing shoes and/or clothing, such as shirt, pants, dresses, etc.
40. The following activities are all prohibited in all BCT transit vehicles, facilities, and properties— including the Greater Binghamton Transit Center and at all BCT hosted events and with respect to all BCT transit-related activities— unless authorized by the Commissioner of Public Transportation or designee in a written permit, license, concession contract, lease, or other written authorization:
 - a. Engaging in commercial activities; or
 - b. Engaging in public communication activities;

c. Engaging in any civic, cultural, and other special event, not included in the definitions of commercial or

public communication activities in Article II herein; or

d. Posting or affixing flyers, pamphlets, brochures, leaflets, written or graphic material of any kind; or

e. Affixing or erecting signs, banners, or other paraphernalia on the exterior or interior; or

f. Carrying signs; or

g. Engaging in public activities involving signs, boxes, receptacles, easels, or other similar apparatus of any kind.

h. Distributing, selling, or offering food, beverages, personal care items, clothing or footwear for compensation or not.

41. Engaging in any sport activity.

42. Distributing, selling, or offering for sale or donation any written or printed material, including books and pamphlets.

43. Soliciting funds.

44. Committing any act which tends to create or incite, or creates or incites, an immediate breach of peace, including, but not limited to:

a. Fighting; or

b. Running; or

c. Obscene language and noisy or boisterous conduct tending to cause a breach of the peace; or

d. Personally abusive epithets, words or language of an offensive, disgusting or insulting nature, which when addressed to the ordinary citizen are, as a matter of common knowledge, inherently likely to provoke a violent reaction of fear, anger or apprehension.

45. Engaging in sexual activity with oneself or others or wearing clothing explicitly depicting sexual activity.

46. Engaging in any form of gambling.

47. Entering BCT transit vehicles, facilities, and properties or BCT hosted events when lacking the ability — because of illness, intoxication, or medication(s)—to care for oneself unless accompanied by a person attending to such person lacking ability due to illness or medications.

48. Extending an object or a portion of one's body through the door or window of BCT transit vehicles in a manner that has the capacity to cause injury to oneself, others, or to BCT transit vehicles, facilities, and properties.

49. Hanging or swinging on bars or stanchions, with feet off the floor.

50. Hanging onto or otherwise attaching oneself at any time to the exterior of BCT transit vehicles, facilities, or properties.

51. Standing or remaining in front of the white (or yellow) line marked on the forward end of the floor of any BCT bus while the bus is in motion or after being asked to step back behind the line by the Operator.

52. Loitering as defined in Article II.

53. Engaging in any aggravated harassment or harassment as defined in Article II. BCT employees performing transit-related activities are authorized to terminate telephone calls, refuse to accept telephone calls, or delete posts. Threats to employees or their family members or household may be referred to local law enforcement. Furthermore, BCT reserves the right to terminate communication if the situation rises to such a level.

Article IV. Enforcement

A. Removal from BCT Transit Vehicles, Facilities, Properties, and BCT Hosted Events.

Any person engaging in prohibited conduct under the provisions of Article III may be refused entrance upon or ordered to leave BCT transit vehicles, facilities, properties and/or BCT hosted events, or may be denied permission to utilize transit-related activities by a commissioned law enforcement official, BCT personnel, or authorized personnel of a contracted service provider in accordance with the terms of the applicable service contract. Failure to comply with such an order may be grounds for arrest and prosecution.

B. Exclusion from Service

Except as provided in BCT's Rules of Conduct (Article IV, Section B, 4 – Immediate Refusal or Removal), BCT employees shall not continually refuse service to anyone who has not been formally excluded from BCT service pursuant to the application of BCT's Rules of Conduct or a court order.

1. Basis for Exclusion

Engaging in prohibited conduct under Article III shall be cause for excluding a person from the privilege of entering and using all or any part of BCT transit vehicles, facilities, properties—including the GBTC Transit Center, and/or BCT hosted events, and/or the used of transit-related activities of BCT—for a period as determined by BCT based on the number of violations in a period of five (5) years, and/or the severity of the violation(s).

2. Notice Procedure

The BCT Commissioner of Public Transportation, or his/her designee, shall give written notice, by personal delivery, certified mail, or regular U.S. mail, addressed to the person's last known address to any person to be excluded from BCT transit vehicles, facilities, properties, and/or BCT hosted events or denied permission to use the transit-related activities of the BCT. The notice shall specify the reason for exclusion, nature, places and duration of the exclusion, the effective date of the exclusion, the appeal process, and provide the person an opportunity to respond in person, by telephone or in writing, to the proposed action within five (5) business days of actual or constructive receipt of the notice by the person being excluded.

Exclusion shall commence on the second business day after actual or constructive receipt of the notice by the person being excluded unless the person has timely requested an administrative review of the notice. In the case of administrative review, the BCT Commissioner of Public Transportation, or his/her designee, shall review the exclusion and shall render a written decision determining whether exclusion is warranted, within five (5) business days from the date of the person's request for review. The written decision is sent by personal delivery, certified mail, or regular U.S. mail addressed to the person's last known address.

If the BCT Commissioner of Public Transportation, or his/her designee, determines that exclusion is warranted, such exclusion shall commence and be effective upon actual or constructive receipt of the written decision by the person to be excluded.

3. Constructive Notice

Receipt of a notice is construed to have been accomplished if the person knew or reasonably should have known from the circumstances that he/she is excluded from BCT transit vehicles, facilities properties, and/or BCT hosted vehicles or the use of BCT transit-related activities. Receipt of a notice is also presumed to have been accomplished three (3) business days after the notice was sent by personal delivery, certified mail, or regular U.S. mail.

4. Immediate Refusal or Removal

The notice procedure described in Article IV, Section B, 2 above will be inapplicable if, in BCT's discretion, immediate conditions exist that:

- a. Pose safety or security risks; or
- b. Interfere with or impinge on the rights of others; or
- c. Impede the free flow of the general public; or
- d. Impede the orderly and efficient use of BCT transit vehicles, facilities, properties, and/or the orderly, safe and efficient conduct of an BCT hosted event and/or the functioning of BCT transit related activities; or
- e. Otherwise interfere with or seriously disrupt BCT's transit related activities.

In such immediate conditions, persons engaging in prohibited conduct under the provisions of Article III may be immediately reseated, refused transportation, or removed from BCT transit vehicles, facilities, properties, and/or BCT hosted events or the right to utilize BCT's transit-related activities. The notice and administrative review provisions of Article IV, Section B 2 are only available to persons immediately refused transportation or removed from BCT transit vehicles, facilities, properties, and/or BCT hosted events and/or the use of BCT transit-related activities for periods of thirty-one (31) calendar days or more.

5. Refusal to Comply

The refusal to comply with an order excluding a person from BCT transit vehicles, facilities, properties, and/or BCT hosted events and/or the use of BCT transit-related activities, shall be grounds for arrest and prosecution.

6. Length of Exclusion

The following suggested exclusion lengths are guidelines to be used by BCT in determining the duration of a particular exclusion under the provisions of Article III and/or the severity of the violation(s). The duration of exclusion is determined by the number of violations committed over a period of five (5) years.

BCT reserves the right, however, to impose an *exclusion of greater length for any violation where the severity of the violation warrants it, even if it is the first violation.*

- **First violation = seven (7) or thirty (30) days exclusion**
- **Second violation = thirty-one (31) or (60) days exclusion**
- **Third violation = ninety (90) days exclusion or permanent ban**

7. Appeal Procedure

The following appeal process shall be provided to any person excluded from BCT transit vehicles, facilities or properties for a period of thirty-one (31) days or more. Not later than ten (10) calendar days after commencement of the exclusion, an excluded person may appeal in writing to the Broome County Attorney or his/her designee, for de novo review (a new review) of the exclusion. Commencement of the exclusion shall be defined as the date upon which the exclusion became effective and shall be determined by BCT's official records. The appellant may request a hearing or may request review without a hearing based on a written statement setting forth the reasons why the exclusion is invalid or improper. If the excluded person is unable to respond in written format, BCT will make reasonable accommodation to allow due process. The County Attorney and/or designee, shall convene a Hearing Panel comprised of three (3) persons selected as follows:

1. The Manager of Transit Operations or designee;
2. The Manager of Transit Maintenance or designee;
3. A person selected from the BCT staff or Broome Security by the Commissioner of Public Transportation or designee.

The County Attorney, and/or designee, with advice of the members of the Hearing Panel, shall render the final decision.

The Hearing Panel shall hear the appeal—or if no hearing is requested, review the matter based upon the record—and render a written decision within twenty (20) calendar days after the receipt of the appeal. The decision of the Hearing Panel shall be final.

8. Hearing

If a hearing is requested, the hearing shall be held within twenty (20) calendar days after receipt of the appeal, and a written decision shall be rendered within twenty (20) calendar days after the hearing.

Exclusions shall not be stayed during the appeal process. If an appellant requires public transportation services to attend the hearing, the appellant shall contact the BCT Commissioner, or his/her designee, five (5) business days prior to the hearing date, and BCT shall make arrangements to provide the necessary public transportation services for the appellant.

9. Other Laws Not Limited

The enforcement of Article IV herein is not intended to limit, in any manner, the enforcement of any applicable federal, state or municipal laws, provided BCT is not authorized to assist a patron or employee in enforcing a court order prohibiting or restricting contact with any other person other than to notify appropriate law enforcement personnel via BCT's Radio Control/Dispatch or Security.

10. Liability

Nothing in Article IV herein shall create a duty to any person on the part of BCT or form any basis for liability on the part of BCT, its officers, agents, or employees. The obligation to comply with Article IV is solely that of any person entering and using BCT transit vehicles, facilities, properties, and/or BCT hosted events and/or using BCT transit-related activities and BCT's enforcement of Article IV is discretionary not mandatory

Intro No. 16
Date 12/30/24
Reviewed by CD
Co. Attorney
Date 12/19/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION AUTHORIZING REVISION OF THE AVIATION FLIGHT SUPPORT PROGRAM GRANT FOR THE DEPARTMENT OF AVIATION AND ADOPTING A REVISED PROGRAM BUDGET FOR 2022-2024

WHEREAS, this County Legislature, by Resolution 82 of 2023, authorized and approved of the Aviation Flight Support Program Grant for the Department of Aviation and adopted a program budget in the amount of \$1,500,000 for the period November 16, 2022 through November 15, 2024, and

WHEREAS, said program provides funding for the air service development program at the Greater Binghamton Airport, and

WHEREAS, it is necessary at this time to revise said program to extend the period through November 15, 2027 and correct the budget code to 45010001.1011.4510003.6004146, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Aviation Flight Support Program Grant to extend the period through November 15, 2027 and correct the budget code to 45010001.1011.4510003.6004146, and be it

FURTHER RESOLVED, that Resolution 82 of 2023, 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.

Intro No. 17
Date 12/30/24
Reviewed by CAS
Co. Attorney
Date 12/23/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF STIPENDS FOR DEPARTMENT OF PUBLIC WORKS ENGINEERING DIVISION FOR ENGINEERING LICENSING

WHEREAS, the Department of Public Works requests authorization for a stipend for titles of Assistant Engineer, Engineer I, and Engineer II for the successful completion of the Fundamentals of Engineering or the Principles and Practice of Engineering Examination, and

WHEREAS, an annual stipend of \$750 will be paid for the successful completion of the Fundamentals of Engineering examination, and

WHEREAS, an annual stipend of \$1,500 will be paid for the completion of the Fundamentals of Engineering examination, and Principles and Practice of Engineering examination, and active registration as a Professional Engineer with the New York State Education Department,

RESOLVED, that this County Legislature hereby authorizes a permanent engineer licensing stipend program for the Department of Public Works Engineering Division, and be it

FURTHER RESOLVED, that the Deputy Commissioner of Engineering shall have the ability to authorize the stipend upon receiving proof of passing the Fundamentals of Engineering examination, or Principles and Practice of Engineering examination, and active registration as a Professional Engineer with the New York State Education Department, and be it

FURTHER RESOLVED, beginning January 1, 2025, this stipend will be paid on a pro-rated bi-weekly basis, subject to budgeted appropriations, from budget line 15030001.1010.6001000 (Salaries Full-time), and it be

FURTHER RESOLVED, that the stipends shall not be added as part of the base salary for the position, and it be

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

Intro No. 18
Date 12/30/24
Reviewed by CDS
Co. Attorney
Date 12/23/24

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: Finance Committee

RESOLUTION AUTHORIZING AN AGREEMENT WITH VARIOUS ORGANIZATIONS FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2024

WHEREAS, the Department of Planning and Economic Development requests authorization for agreements with various organizations for funding from the Marketing and Economic Development Allocation of the Occupancy Tax, as indicated on Exhibit "A" for the Department of Planning and Economic Development, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes agreements with various organizations for funding from the Marketing and Economic Development Allocation of the Occupancy Tax as indicated on Exhibit "A" for the Department of Planning and Economic Development, 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.

Exhibit A

December 2024 Economic Development/Marketing Awardees

Organization	Address	Project Name	Term	Funding
Life Is Washable, Inc.	37 Kenilworth Road Binghamton, NY 13903	Broome Includes Special Hockey Festival	12/1/2024- 11/30/2026	\$ 46,000.00
Broome County Convention and Visitors Bureau	5 South College Drive, Suite 102 Binghamton, NY 13905	Binghamton Pond Festival	12/1/2024- 11/30/2025	\$ 20,000.00
			TOTAL	\$ 66,000.00