
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, DECEMBER 18, 2008**

The Legislature convened at 5:00 p.m. with a call to order by the Chair, Mark R. Whalen. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-19 Absent-0.

The Chair, Mr. Whalen, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a prayer offered by Legislator Buchta.

Mr. Garnar made a motion, seconded by Mr. Howard, that the session minutes of November 20, 2008 be approved as prepared and presented by the Clerk. **Carried.** Ayes-19, Nays-0, Absent-0.

Mr. Whalen noted that the committee minutes for the period November 20, 2008 through December 17, 2008 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. The Clerk indicated that a quorum of all committees were present. Mr. Whalen asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Cleary, seconded by Mr. Mather. **Carried. Ayes-19, Nays-0, Absent-0.**

ANNOUNCEMENTS FROM THE CHAIR

Mr. Materese and Ms. Buchta were invited to the podium to present proclamations to the Broome Community College Women's Soccer Team. Calli Karl, Katie Schild, Sarah Furminger and Torry Matt were also recognized with proclamations presented by Mr. Materese, Mr. Schofield, Mr. Reynolds, Mr. Mather, Mr. Howard and Mr. Marinich for their "All American" status.

Ms. Buchta presented a proclamation to Max Straneva for his exceptional accomplishments during the cross country season.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

County Executive Fiala unveiled a plaque naming the "Arthur J. Shafer Hearing and Conference Rooms" in the renovated George Harvey Justice Building.

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. COMMUNICATIONS:

1. Broome Community College Quarterly Income Statement 11/30/08
2. Finance -Reservations for the Finance Department Monthly Report Distribution
3. Finance – Summary of Fiscal Year (FY) 2008 Closing Tasks Requested of All Departments
4. Town of Windsor – 2009 Town Budget
5. Town of Binghamton – 2009 Town Budget
6. BC Environmental Management Council Meeting Minutes -10/2/2008, 11/6/08
7. Town of Chenango – 2009 Town Budget
8. Town of Lisle – 2009 Town Budget
9. Town of Triangle – 2009 Town Budget
10. Town of Vestal – 2009 Town Budget
11. Town of Barker – 2009 Town Budget
12. Town of Kirkwood – 2009 Water & Sewer District Budget
13. EMC Natural Resources Committee Meeting Minutes 7/17/2008, 9/18/08
14. Town of Fenton - 2009 Town Budget
15. Town of Sanford – 2009 Town Budget
16. Broome Community College Above Minimum Hire 10/08, 11/08

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17. Broome County Republican Committee –Certificate of Recommendation for Eugene D. Faughnan as Election Commissioner
 18. Real Property – Sale of Tax Foreclosure Property
 19. BC Soil & Water Conservation District Director's Meeting Minutes 10/21/2008
 20. N.Y. State Dept. of Environmental Conservation – Environmental Assessment in West Endicott
 21. BC Countywide Collaborative Assessing Considerations – 11/3/2008
 22. BC Centralized Property Tax Administration Program Study 2008
 23. BC Capital Improvements Program – Adopted 2009-2014
 24. Town of Nanticoke – 2009 Town Budget
 25. Town of Colesville – 2009 Town Budget
 26. BCC October & November 2008 Budget Transfer
- B. NOTICES:
1. BC EMS Medical Director's Committee & BC Emergency Medical Services Advisory Board Meeting Notice -12/9/2008

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Mark R. Whalen:
1. Designation for Jason T. Garnar- 12/09/2008
 2. Designation for John A. Black – 12/10/2008
 3. Designation for Timothy P. Cleary – 12/10/2008
 4. Designation for Brian K. Mather- 12/10/2008

Mr. Kuzel made a motion, seconded by Mr. Reynolds, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2008 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. **Carried.** Ayes-19, Nays-0, Absent-0.

Mr. Materese and Mr. Schofield were designated as participants with Chairman Whalen in the 'Short Roll Call'.

Mr. LaBare made a motion, seconded by Mr. Cleary to recall resolution 08-657. **Motion to recall carried.** Ayes-19, Nays-0.

RESOLUTION NO. 657

By County Administration and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE KONICA MINOLTA DANKA IMAGING FOR LEASE AND MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2009-2011

Mr. LaBare made a motion, seconded by Mr. Shafer to amend the first further resolved paragraph to delete M&T Credit Services, LLC, PO Box 62176, Baltimore, MD 21264 and add GE Capital, PO Box 642444, Pittsburgh, PA 15264-2444. **Amendment carried.** Ayes-19, Nays-0, Absent-0. **Resolution as amended carried.** Ayes-19, Nays-0, Absent-0.

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 674

(Held over by Mr. Shafer)

By Transportation and Rural Development and Finance Committees Seconded by Mr. Cleary
RESOLUTION AUTHORIZING AN AGREEMENT WITH ECOLOGY AND ENVIRONMENT, INC. FOR PROFESSIONAL SERVICES FOR THE BINGHAMTON METROPOLITAN TRANSPORTATION STUDY FOR 2009-2011
Carried. Ayes-17, Nays-2 (Hull, Mather), Absent-0.

RESOLUTION NO. 677

(Held over by Mr. Shafer)

By County Administration and Finance Committees

Seconded by Mr. Shafer

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY ON COLESVILLE ROAD IN THE TOWN OF KIRKWOOD IN BROOME COUNTY

Mr. LaBare made a motion, seconded by Mr. Shafer to amend the resolution as follows:

RESOLUTION AUTHORIZING ABANDONMENT OF A PORTION OF INDUSTRIAL PARK DRIVE RIGHT-OF-WAY IN THE TOWN OF KIRKWOOD IN BROOME COUNTY

WHEREAS, The Economic Development Director requests that the County of Broome abandon a portion of Industrial Park Drive right-of-way in the Town of Kirkwood, to the adjoining property owner, pursuant to Section 118A of the New York State Highway Law, and

WHEREAS, LDCS, LLC., 150 Cafferty Hill Rd., Endicott, New York 13760 has requested that said portion of the right-of-way be transferred to them at a cost of \$20,000, and

WHEREAS, the Department of Public Works has reviewed the proposed abandonment and has determined that the County has no present or future use for the area as shown on Exhibit "A" attached herewith, and

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Economic Development Director request authorization to sell said property to LDCS, LLC., now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the abandonment and sale of a portion of Industrial Park Drive right-of-way in the Town of Kirkwood to LDCS, LLC., 150 Cafferty Hill Rd., Endicott, New York 13760 as the adjoining owner thereof as indicated on Exhibit "A" attached herewith, and be it

FURTHER RESOLVED, that a payment of \$20,000 hereinabove referenced shall be paid to Broome County from LCDS, LLC, 150 Cafferty Hill Rd., Endicott, New York 13760, and be it

FURTHER RESOLVED, that the payments hereinabove made shall be credited to budget line 030106.0212.301000 (Sales of Real Property), and be it

FURTHER RESOLVED, that prior to such sale, a Survey Map shall be prepared by a Registered Land Surveyor of said right-of-way being abandoned, and be it

FURTHER RESOLVED, that the abandonment of the right-of-way requested herein shall not affect the right-of-way for existing utilities within the abandoned area, and be it

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

Amendment Carried. Ayes-19, Nays-0, Absent-0. **Resolution as amended carried.** Ayes-19, Nays-0, Absent-0.

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 679

By Health & Human Services and County Administration Committees Seconded by Mr. Howard

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY OFFICE FOR AGING ADVISORY BOARD

WHEREAS, Barbara Fiala, County Executive, pursuant to the authority vested in her by Resolution 165 of 1973 has duly designated and appointed the following named individuals to membership on the Broome County Office for Aging Advisory Board, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Tommye Durham 8198 NY Rt. 79 Whitney Point, NY 13862	Reappointment new term 1/1/2009-12/31/2011

JoAnn Freer
3709 Highview Drive
Endwell, NY 13760

Reappointment new term 1/1/2009-12/31/2011

Margaret Buck
6 Patricia St.
Binghamton, NY 13905

Reappointment new term 1/1/2009-12/31/2011

Elsie Logan
1 Evelyn Place
Binghamton, NY 13903

Replacing Keith Heron new term 1/1/2009-12/31/2011

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 165 of
1973, hereby confirms the appointment of the above-named individuals to membership on the
Broome County Office for Aging Advisory Board for the terms indicated, in accordance with their
appointment by the County Executive.

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 680

By Health & Human Services Committee

Seconded by Mr. Howard

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY COMMUNITY ALTERNATIVES SYSTEMS AGENCY BOARD

WHEREAS, Barbara Fiala, County Executive, pursuant to the authority vested in her by
Resolution 70 of 1984 has duly designated and appointed the following named individuals to
membership on the Broome County Community Alternatives Systems Agency Board, for the
term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Candace Gregory 59 Park St Binghamton, NY 13905	1/1/2009-12/31/2011

Mary Haupt
4421 Vestal Parkway East
Vestal, NY 13850

<u>Re-appointments:</u>	<u>TERM EXPIRING</u>
Dee Dee Camp 221 Lewis St. Vestal, NY 13850	1/1/2009-12/31/2011

John Dubay
P. O. Box 83
Corbettsville, NY 13749

Michele Gordon, BSN
949 Westminister Rd.
Endwell, NY 13760

Jeanne Randall
37 Rochelle Rd.
Binghamton, NY 13901

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 70 of 1984, hereby confirms the appointment of the above-named individuals to membership on the Broome County Community Alternatives Systems Agency Board for the terms indicated, in accordance with their appointment by the County Executive.

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 681

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF A COUNTYWIDE COLLABORATIVE ASSESSING STUDY FROM RANDY H. DEAL FOR THE OFFICE OF REAL PROPERTY TAX SERVICE

WHEREAS, this County Legislature, by Resolution 192 of 2008 authorized an agreement with Randy H. Deal for professional services for the Office of Real Property at a cost not to exceed \$9,500 for the period December 1, 2007 through November 30, 2008, and

WHEREAS, said agreement authorized a study to analyze a countywide assessment program, and

WHEREAS, said study is complete and is on file for review in the Office of Real Property Tax Service, and

WHEREAS, the Director of Real Property requests authorization to accept the Countywide Collaborative Assessing study from Randy H. Deal for the Office of Real Property Tax Service, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes acceptance of a Countywide Collaborative Assessing study from Randy H. Deal, 3224 County Road 6, Alpine New York 14805 for the Office of Real Property Tax Service, and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 682

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES PLUS INTEREST AND PENALTIES ON A PARCEL IN THE TOWN OF TRIANGLE

WHEREAS, it is necessary to clear the tax records on a parcel of real property in the Town of Triangle by virtue of the reason stated below, now, therefore, be it

RESOLVED, that taxes plus interest and penalties will be cancelled on the following parcel of real property:

Parcel ID:	027.20-1-8
Town/Village:	Town of Triangle
Owner:	St. Patrick's Cemetery Kenneth Jones
Amount to be Cancelled:	\$14.04
Reason:	Wholly Exempt

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 683

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO RESOLUTION 501 of 2008 APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE CITY OF BINGHAMTON

WHEREAS, this County Legislature, by Resolution 501 of 2008, authorized the sale of county-owned property as listed on Exhibit "A", and

WHEREAS, parcel ID# 09-0004-025 (52 Prospect Avenue) was sold to RBL Realty LLC in the amount of \$2,000, and

WHEREAS, Broome County requires a temporary easement until December 31, 2010 at parcel ID# 09-0004-025 (52 Prospect Avenue) in conjunction with the construction of the Broome County Intermodal Project, and

WHEREAS, it is necessary to authorize the amendment of Resolution 08-501 to reflect the purchase price of \$1,000 for parcel ID# 09-0004-025, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to Resolution 08-501 to reflect the purchase price of \$1,000 for parcel ID# 09-0004-025 to RBL Realty LLC, and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 684

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TESTONE, MARSHALL & DISCENZA, LLP FOR AUDITING SERVICES FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR 2005-2009

WHEREAS, this County Legislature, by Resolution 11 of 2006, authorized an agreement with Testone, Marshall & Discenza, LLP for auditing services for the Department of Audit and Control at an amount not to exceed \$151,000 for year ending December 31, 2005, \$156,700 for year ending December 31, 2006, \$162,600 for year ending December 31, 2007, \$168,700 for year ending December 31, 2008 and \$175,100 for year ending December 31, 2009, and

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

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$13,800 for the year ending December 31, 2007, for out of scope work performed on Public Assistance Grants, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Testone, Marshall & Discenza, LLP, The Foundry, 432 North Franklin Street, Syracuse, New York 13204 to increase the not to exceed amount by \$13,800 for auditing services for the Department of Audit and Control for the year ending December 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$176,400 for the period ending December 31, 2007, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 360008.4722.101000 (Audit Fees), and be it

FURTHER RESOLVED, that Resolution 11 of 2006, 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-19, Nays-0, Absent-0.

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 530006.4422.101000 (Building and Land Rental), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.
Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 687

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH GRIFFITHS ENGINEERING, LLC FOR CIVIL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2009-2011

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Griffiths Engineering, LLC for civil engineering services for the Department of Public Works at a cost not to exceed \$300,000, for the period January 1, 2009 through December 31, 2011, with no option for renewal, and

WHEREAS, said agreement is necessary for civil engineering services on an "as needed" basis for the Department of Public Works, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Griffiths Engineering, LLC, 13 South Washington Street, Suite 1, Binghamton, New York 13903, for civil engineering services for the Department of Public Works for the period January 1, 2009 through December 31, 2011, with no option for renewal, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates shown on Exhibit "A", total amount not to exceed \$300,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Engineering and Architectural Services), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.
Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 688

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR SOLID WASTE EDUCATION FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SOLID WASTE MANAGEMENT FOR 2009

WHEREAS, this County Legislature, by Resolution 726 of 2007, authorized a renewal of the agreement with Cornell Cooperative Extension of Broome County for solid waste education for the Department of Public Works Division of Solid Waste Management at an amount not to exceed \$55,864 for the period January 1, 2008 through December 31, 2008, and

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

WHEREAS, said agreement expires by its terms on December 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$56,905, for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Cornell Cooperative Extension of Broome County, 840 Upper Front Street, Binghamton, New York 13905-1500 for solid waste education for the Department of Public Works, Division of Solid Waste Management for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$56,905 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230078.4457.206000 (Other Operational Expenses), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.
Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 689

By Economic Development and Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING REVISION OF THE PY2008 WORKFORCE INVESTMENT ACT ADMINISTRATION PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2010

WHEREAS, this County Legislature, by Resolution 306 of 2008, authorized and approved renewal of the PY2008 Workforce Investment Act Administration Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$136,316 for the period July 1, 2008 through June 30, 2010, and

WHEREAS, said program grant covers the administrative costs associated with the grant programs that provide consumers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$8,843 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2008 Workforce Investment Act Administration Program Grant to reflect an increase of \$8,843 for the period July 1, 2008 through June 30, 2010, 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 \$145,159, and be it

FURTHER RESOLVED, that Resolution 306 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-19, Nays-0, Absent-0.

RESOLUTION NO. 690

By Economic Development and Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING REVISION OF THE PY2008 WORKFORCE INVESTMENT ACT DISLOCATED WORKER PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2010

WHEREAS, this County Legislature, by Resolution 305 of 2008, authorized and approved the PY2008 Workforce Investment Act Dislocated Worker Program Grant for the Office of

Employment and Training and adopted a program budget in the amount of \$391,215 for the period July 1, 2008 through June 30, 2010, and

WHEREAS, said program grant provides consumers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$79,593 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2008 Workforce Investment Act Dislocated Worker Program Grant to reflect an increase of \$79,593 for the period July 1, 2008 through June 30, 2010, 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 \$470,808, and be it

FURTHER RESOLVED, that Resolution 305 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-19, Nays-0, Absent-0.

RESOLUTION NO. 691

By Economic Development and Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING REVISION OF THE PY2007 WORKFORCE INVESTMENT ACT DISLOCATED WORKER PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2009

WHEREAS, this County Legislature, by Resolution 280 of 2007, as amended by Resolution 396 of 2008, authorized and approved the PY2007 Workforce Investment Act Dislocated Worker Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$450,063 for the period July 1, 2007 through June 30, 2009, and

WHEREAS, said program grant provides consumers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$460 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2007 Workforce Investment Act Dislocated Worker Program Grant to reflect an increase of \$460 for the period July 1, 2007 through June 30, 2009, 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 \$450,523, and be it

FURTHER RESOLVED, that Resolution 280 of 2007 and Resolution 396 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-19, Nays-0, Absent-0.

RESOLUTION NO. 692

By Economic Development and Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING REVISION OF THE PY2007 WORKFORCE INVESTMENT ACT ADMINISTRATION PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2009

WHEREAS, this County Legislature, by Resolution 279 of 2007, as amended by Resolution 394 of 2008, authorized and approved the PY2007 Workforce Investment Act Administration Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$154,751 for the period July 1, 2007 through June 30, 2009, and

WHEREAS, said program covers the administration costs associated with the grant programs that provide core employment services including job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$282 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2007 Workforce Investment Act Administration Program Grant to reflect an increase of \$282 for the period July 1, 2007 through June 30, 2009, 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 \$155,033, and be it

FURTHER RESOLVED, that Resolution 279 of 2007 and Resolution 394 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-19, Nays-0, Absent-0.

RESOLUTION NO. 693

By Economic Development and Planning and Finance Committees Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF THE PY2007 WORKFORCE INVESTMENT ACT YOUTH PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2009

WHEREAS, this County Legislature, by Resolution 281 of 2007, as amended by Resolution 400 of 2008, authorized and approved the PY2007 Workforce Investment Act Youth Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$486,503 for the period July 1, 2007 through June 30, 2009, and

WHEREAS, said program grant provides consumers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$2,078 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2007 Workforce Investment Act Youth Program Grant to reflect an increase of \$2,078 for the period July 1, 2007 through June 30, 2009, 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 \$488,581, and be it

FURTHER RESOLVED, that Resolution 281 of 2007 and Resolution 400 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-19, Nays-0, Absent-0.

RESOLUTION NO. 694

By Economic Development and Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING ACCEPTANCE OF THE SOUTHERN TIER REGIONAL TRANSFORMATION PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, the Director of Employment and Training requests authorization to accept a Southern Tier Regional Transformation Program Grant and adopt a program budget in the amount of \$23,000 for the period February 1, 2008 through June 30, 2009, and

WHEREAS, said program grant will provide employment solutions for jobseekers and industry by operating a full service comprehensive One Stop Employment Center which will establish eligibility, case management, career planning, job search, placement, and retention assistance to unemployed and underemployed and will also assist employers in locating qualified employees through recruitment events, job listing and match services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$23,000 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Southern Tier Regional Transformation Program Grant for the period February 1, 2008 through June 30, 2009, 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 \$23,000, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-19, Nays-0, Absent-0.

RESOLUTION NO. 695

By Economic Development and Planning and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF THE WORKFORCE INVESTMENT ACT RAPID RESPONSE-SUPPLEMENTAL ADULT PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING FOR 2008-2009

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Rapid Response-Supplemental Adult Program Grant and adopt a program budget in the amount of \$38,756 for the period October 1, 2008 through September 30, 2009, and

WHEREAS, said program grant provides consumers with a "one-stop" approach to employment services, including job search assistance and labor market information, now therefore be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$38,756 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Rapid Response-Supplemental Adult Program Grant for the period October 1, 2008 through September 30, 2009, 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 \$38,756, and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 696

By Health and Human Services, Personnel, and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE IIIC-1 CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2009.

WHEREAS, this County Legislature, by Resolution 762 of 2007, as amended by Resolution 622 of 2008, authorized and approved continued participation in the Title IIIC-1 Congregate Meals Program Grant for the Office For Aging and adopted a program budget in the amount of \$1,122,016 for the period January 1, 2008 , through December 31, 2008, and

WHEREAS, said program grant provides senior center operations, including meals, health and education programs and access to benefits in accordance with the standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is desired to renew said grant program in the amount of \$1,145,952 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$325,525 from New York State Office for Aging, Empire State Agency BLDG 2, Albany, New York 12223-1251 for the Office for Aging's Title IIIC-1 Congregate Meal Program Grant for the period January 1, 2009 through December 31, 2009, 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 \$1,145,952, and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 697

By Health and Human Services, Personnel, and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2009.

WHEREAS, this County Legislature, by Resolution 759 of 2007, authorized and approved renewal of the Title III-C-2 Home Delivered Meals Program Grant for the Office For Aging and adopted a program budget in the amount of \$696,743 for the period January 1, 2008 , through December 31, 2008, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$678,398 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$144,423 from New York State Office for Aging, Empire State Agency Bldg 2, Albany, New York 12223-1251 for the Title III-C-2 Home Delivered Meals Program Grant for the period January 1, 2009 through December 31, 2009, 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 \$678,398, and be it

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-E FAMILY CAREGIVER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2009

WHEREAS, this County Legislature, by Resolution 756 of 2007, as amended by Resolution 642, of 2008, authorized and approved renewal of the Title III-E Family Caregiver Program Grant for the Office For Aging and adopted a program budget in the amount of \$ 197,627 for the period January 1, 2008 , through December 31, 2008, and

WHEREAS, said program grant provides caregivers with education, transportation, in-home and institutional respite, information and assistance, and

WHEREAS, it is desired to renew said program grant in the amount of \$185,483 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$141,744 from New York State Office For Aging, Empire State Agency Bldg 2, Albany, New York 12223-1251 for the Title III-E Family Caregiver Program Grant for the period January 1, 2009 through December 31, 2009, 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 \$185,483, and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 700

By Health and Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE TITLE VII ELDER ABUSE PREVENTION PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH ACTION FOR OLDER PERSONS INC. TO ADMINISTER SAID PROGRAM FOR 2009

WHEREAS, this County Legislature, by Resolution 645 of 2007, as amended by Resolutions 89 and 625 of 2008, authorized and approved the Title VII Elder Abuse Prevention Program Grant for the Office for Aging, adopted a program budget in the amount of \$15,090 and authorized an agreement with Action for Older Persons, Inc. to administer said program for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides recruitment and training of volunteers for the Elder Abuse Prevention Program, and

WHEREAS, it is desired to renew said grant program in the amount of \$10,866, adopt a program budget and renew the agreement with Action for Older Persons, Inc. to continue to administer said program for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,866 from the New York State Office for Aging, Empire State Plaza, Building 2, Albany, New York 12223-1251 for the Office for Aging's Title VII Elder Abuse Prevention Program Grant for the period January 1, 2009 through December 31, 2009, and be it

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-19, Nays-0, Absent-0.

RESOLUTION NO. 702

By Health and Human Services, Personnel, and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF THE FOSTER GRANDPARENTS PROGRAM GRANT FOR THE OFFICE OF AGING AND ADOPTING A PROGRAM BUDGET FOR 2009.

WHEREAS, this County Legislature, by Resolution 646 of 2007, as amended Resolution 288 of 2008, authorized and approved renewal of the Foster Grandparents Program Grant for the Office for Aging and adopted a program budget in the amount of \$ 274,799 for the period January 1, 2008, through December 31, 2008, and

WHEREAS, said program grant is an intergenerational program that matches low-income elderly with special needs children to share their experiences of life and offer support to them, and

WHEREAS, it is desired to renew said program grant in the amount of \$281,849 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$259,393 from Corporation for National and Community Service, 601 Walnut St., Suite 876 E., Philadelphia, PA. 19106 for the Office for Aging's Foster Grandparents Program Grant for the period January 1, 2009 through December 31, 2009, 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 \$281,849, and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 703

By Health and Human Services, Personnel, and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF THE MENTAL HEALTH OUTREACH PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2009.

WHEREAS, this County Legislature, by Resolution 644 of 2007, authorized and approved renewal of the Mental Health Outreach Program Grant for the Office for Aging and adopted a program budget in the amount of \$49,859 for the period January 1, 2008, through December 31, 2008 and

WHEREAS, said program grant provides funding for in-home assessment, mental health counseling, and treatment for seriously mentally ill elders over 60 years of age, and

WHEREAS, it is desired to renew said program grant in the amount of \$51,460 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$18,000 from Office of General Counsel, United Health Services, 10-42 Mitchell Avenue, Binghamton, N.Y. 13903 for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$51,460, and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 704

By Health and Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF A NURSING HOME DIVERSION MODERNIZATION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2008-2010

WHEREAS, the Director of the Office for Aging requests authorization to accept a Nursing Home Diversion Modernization Program Grant and adopt a program budget in the amount of \$200,000 for the period September 30, 2008 through March 29, 2010, and

WHEREAS, said program grant provides consumer directed services, home modifications, housekeeping services, durable medial equipment, personal care services, and case management to clients who are at the greatest risk of entering a nursing home, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$200,000 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001 for the Office for Aging's Nursing Home Diversion Modernization Program Grant for the period September 30, 2008 through March 29, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$200,000, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-19, Nays-0, Absent-0.

RESOLUTION NO. 705

By Health and Human Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH LEGAL AID SOCIETY OF MID NEW YORK, INC. FOR LEGAL SERVICES FOR THE OFFICE FOR AGING FOR 2009

WHEREAS, this County Legislature, by Resolution 642 of 2007, authorized renewal of the agreement with Legal Aid Society of Mid New York, Inc. for legal services to elderly County residents for the Office for Aging at the rate of \$62 per hour, total amount not to exceed \$28,644 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, the Broome County Office for Aging is required by federal regulations to commit funds for legal services for the elderly (Title III-B, Older Americans Act), and

WHEREAS, said agreement expires by its terms on December 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$65 per hour, total amount not to exceed \$28,644, for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Legal Aid Society of Mid New York, Inc., 30 Fayette Street, PO Box 2011, Binghamton, New York 13902-2011 for legal services to elderly County residents for the Office for Aging for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$65 per hour, total amount not to exceed \$28,644 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761155.4457.105488 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.
Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 706

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF THE INTEGRATED SOCIAL DAY CARE FOR THE ELDERLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2009

WHEREAS, this County Legislature, by Resolution 760 of 2007, authorized and approved the renewal of the Integrated Social Day Care for the Elderly Program Grant for the Office for Aging and adopted a program budget in the amount of \$55,796 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides a social day care setting for mentally-challenged individuals, and

WHEREAS, it is desired to renew said grant program in the amount of \$20,100 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$13,600 from the Office of Mental Retardation and Developmental Disabilities, c/o Broome Developmental Services, 229-231 State St., 1st Floor, Binghamton, NY 13901, for the Office for Aging's Integrated Social Day Care for the Elderly Program Grant for the period January 1, 2009 through December 31, 2009, 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 \$20,100, and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 707

By Health and Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL FOR SOCIAL DAY CARE SERVICES AND DELIVERY OF MEALS FOR THE OFFICE FOR AGING'S LONG TERM HOME HEALTH CARE CLIENTS FOR 2009

WHEREAS, this County Legislature, by Resolution 643 of 2007, authorized renewal of the agreement with Our Lady of Lourdes Memorial Hospital for social day care services and delivery of meals for the Office for Aging's Long Term Home Health Care clients with revenue to Broome County in the amount of \$40 for a full day of social day care, \$9 for Meals on Wheels and \$3.75 for Congregate Meals, per client, per day, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to provide social day care and home-delivered meals to Long Term Home Health Care clients, and

WHEREAS, said agreement expires by its terms on December 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions with revenue to the County in the amount of \$40 for a full day of social day care, \$9 for Meals on Wheels and \$3.75 for Congregate Meals, per client per day, for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Our Lady of Lourdes Memorial Hospital, 169 Riverside Drive, Binghamton, New York 13905 for social day care services and delivery of meals for the Office for Aging's Long Term Home Health Care clients for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$40 for a full day of social day care, \$9 for Meals on Wheels, and \$3.75 for Congregate Meals, per client per day, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget lines 761254.0538.105418/105xxx, 761148.0538.105490 (Long Term Home Health Care Fees) and 761130.0142.105489 (Office for Aging Fees), and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 708

By Health and Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH RETIRED AND SENIOR VOLUNTEER PROGRAM (RSVP) FOR SERVICES FOR THE OFFICE FOR AGING'S AOA EMPOWERING OLDER PEOPLE PROGRAM GRANT FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 424 of 2008, authorized renewal of the agreement with Retired and Senior Volunteer Program for services for the Office for Aging's AOA

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the amounts listed in Exhibits "A" through "F", for the terms of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines listed for each organization in Exhibits "A" through "F", and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 712

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING REVISION OF SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 148 of 2008, authorized and approved renewal of the Supplemental Nutrition Assistance Program (SNAP) Grant for the Office for Aging and adopted a program budget in the amount of \$344,557 for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said program grant provides supplemental funding for congregate meals and home delivered meals, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$54,963 in appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Supplemental Nutrition Assistance Program (SNAP) Grant to reflect an increase of \$54,963 for the period April 1, 2008 through March 31, 2009, 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 \$399,520, and be it

FURTHER RESOLVED, that Resolution 148 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-19, Nays-0, Absent-0.

RESOLUTION NO. 713

By Health and Human Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING REVISION OF PERFORMANCE OUTCOMES MEASUREMENT PROJECT (POMP) PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 414 of 2008, authorized and approved renewal of the Performance Outcomes Measurement Project (POMP) Program Grant for the

Office for Aging and adopted a program budget in the amount of \$6,000 for the period September 30, 2008 through September 29, 2009, and

WHEREAS, said program grant provides funding for the Office for Aging to work with New York State Office for Aging and the Finger Lakes Geriatric Center of the University of Rochester in testing outcome measures developed under this project, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$3,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Performance Outcomes Measurement Project (POMP) Program Grant to reflect an increase of \$3,000 for the period September 30, 2008 through September 29, 2009, 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 \$9,000, and be it

FURTHER RESOLVED, that Resolution 414 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-19, Nays-0, Absent-0.

RESOLUTION NO. 714

By Health and Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF AOA EVIDENCE-BASED CHRONIC DISEASE MANAGEMENT PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 418 of 2008, authorized and approved renewal of the AoA Evidence-based Chronic Disease Management Program Grant for the Office for Aging and adopted a program budget in the amount of \$81,926 for the period August 1, 2008 through October 31, 2009, and

WHEREAS, said program grant is to empower older people to take more control of their health through evidence-based prevention programs, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$7,574 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the AoA Evidence-based Chronic Disease Management Program Grant to reflect an increase of \$7,574 for the period August 1, 2008 through October 31, 2009, 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 \$89,500, and be it

FURTHER RESOLVED, that Resolution 418 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-19, Nays-0, Absent-0.

RESOLUTION NO. 715

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2009

WHEREAS, this County Legislature, by Resolution 761 of 2007, as amended by Resolution 629 of 2008, authorized and approved the renewal of Title III-B Supportive Services Program Grant for the Office for Aging and adopted a program budget in the amount of \$826,897 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides a variety of services, including transportation, information and assistance, legal assistance, shopping services and caregiver services, and

WHEREAS, it is desired to renew said grant program in the amount of \$823,571 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$258,315 from the New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251, for the Office for Aging's Title III-B Supportive Services Program Grant for the period January 1, 2009 through December 31, 2009, 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 \$823,571, and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 716

By Health and Human Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THERAPEEDS PHYSICAL THERAPY OF UPSTATE NEW YORK PLLC (D/B/A G & E THERAPIES) FOR THERAPY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2009

WHEREAS, this County Legislature, by Resolution 526 of 2008, authorized renewal of the agreement with Therapeeds Physical Therapy of Upstate New York PLLC (d/b/a G & E

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF A COUNTYWIDE TAX COLLECTION DATA PROGRAM STUDY FROM ALLEN TUNNEL CORPORATION FOR THE OFFICE OF REAL PROPERTY TAX SERVICE

WHEREAS, this County Legislature, by Resolution 193 of 2008 authorized an agreement with Allen Tunnel Corporation for professional services for the Office of Real Property at a cost not to exceed \$7,500 for the period December 1, 2007 through November 30, 2008, and

WHEREAS, said agreement authorized a study to implement a centralized County database for tax collection information, and

WHEREAS, said study is complete and is on file for review in the Office of Real Property Tax Service, and

WHEREAS, the Director of Real Property requests authorization to accept the Countywide Tax Collection Data Program Study from Allen Tunnel Corporation for the Office of Real Property Tax Service, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes acceptance of a Countywide Tax Collection Data Program Study from Allen Tunnell Corporation, 15 Charles Street, Suite 1d, Binghamton, New York 13905 for the Office of Real Property Tax Service, and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 722

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN INCREASE OF PETTY CASH FUNDS FOR THE OFFICE OF REAL PROPERTY TAX SERVICE

WHEREAS, the Office of Real Property Tax Service currently has a petty cash fund which is inadequate for its current needs, and

WHEREAS, the Director of the Real Property Tax Service has requested an increase of \$500 for said petty cash fund in order to have funds sufficient to meet its daily needs, and

WHEREAS, the Commissioner of Finance has determined that the petty cash fund should be increased by \$500, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and increases the petty cash fund for the Office of Real Property Tax Service by \$500 to the total amount of \$2,500, and further authorizes the Commissioner of Finance to transfer \$500 to the petty cash fund previously established, and be it

FURTHER RESOLVED, that the administration of said funds shall be in accordance with those rules and procedures governing the use of petty cash funds created by the County Comptroller including, but not limited to, the requirement that at all times the petty cash allowance be fully accounted for in the form of cash on hand, receipts and records.

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 723

By Finance Committee

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING SALE OF COUNTY PROPERTIES FROM THE 2008 TAX SALE AUCTION

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

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

WHEREAS, the Director of Real Property Tax Service advises that a tax sale auction for 2008 was held and all bids submitted were tabulated, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of certain real property to the successful bidders in the 2008 Broome County tax sale as indicated on the attached Exhibit "A", and be it

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

A prefiled amendment was made by Mr. Herz, seconded by Mr. Marinich to amend the Exhibit Page 7/8 to omit 206-1096 Windsor, 151.01-1-21, 407 Mt Rd ROW .54 ac, 260, \$5,550.00, Daniel R. & Carolyn W. Price 68 White Birch Lake Rd., Windsor, NY 13865. Mr. Reynolds made a motion, seconded by Mr. Shafer to amend the amendment to include that the deposit of \$550 will be refunded Daniel R. & Carolyn Price. **Amendment carried.** Ayes-15, Nays-4 (Schofield, Howard, Cleary, Whalen). **Amendment as amended carried.** Ayes16, Nays-3(Schofield, Cleary, Whalen). **Resolution as amended carried.** Ayes18, Nays-1 (Whalen).

RESOLUTION NO. 724

By County Administration and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH CEDARCRESTONE FOR TRAINING AND CONSULTING SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR THE PERIOD 2009-2011

WHEREAS, The Department of Director of Information Technology requests authorization for an agreement with CedarCrestone for training and consulting services at an amount not to exceed \$2,594,450, for the period February 1, 2009 through March 31, 2011, and

WHEREAS, said agreement is necessary for training and consulting for phase 2 of the Enterprise Resource Planning Project which will include general ledger, budgets, accounts payable, purchasing and other financial aspects including but not limited to, projects and grants, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with CedarCrestone, 24 Madison Avenue Ext., Albany, New York 12203 for training and consulting services for the Division of Information Technology for the period February 1, 2009 through March 31, 2011, and be it

FURTHER RESOLVED, that inconsideration of said services, the County will pay the Contractor an amount not to exceed \$2,594,450 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370031.4726.501573,(Misc Data Processing Services) and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 725

By Finance, Personnel and Health and Human Services Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF HEALTH AND OFFICE FOR AGING

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for WIC 2007/08, as requested by BF# 7564, 7565, 7566 and 7567 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
<u>Code</u>		<u>Code</u>		

FROM:	480376	1000	105358	Salaries-Full Time	\$ 1,890
	480376	1500	105358	Salaries-Part-Time	\$26,985
	480376	4311	105358	Books and Subscript	\$ 1,839
	480376	4326	105358	Fuel and Heating	\$ 1,156
	480376	4411	105358	Postage and Freight	\$ 90
	480376	4418	105358	Dues and Membership	\$ 40
	480376	4419	105358	General Office Exp	\$ 543
	480376	4422	105358	Building and Land	\$ 2
	480376	4462	105358	Travel, Hotel & Meals	\$ 41
	480376	4715	105358	Other Health and Med	\$ 242
	480376	4606	105358	Telephone Billing	\$ 1,368
	480376	4617	105358	Duplicating and Print	\$ 1,812
	480376	4619	105358	Building Services	\$ 200
	480376	8010	105358	State Retirement	\$9,533
	480376	8030	105358	Social Security	\$ 3,385
	480376	8040	105358	Workers Comp	\$ 1,031
	480376	8050	105358	Life Ins.	\$ 95
	480376	8060	105358	Health Ins.	\$ 3,737
	480376	8063	105358	Disability Ins.	\$ 2,934
	480376	8070	105358	Unemployment Ins.	\$ 824
	480376	1600	105358	Salaries, Temp	\$15,263
TO:	480376	4319	105358	Office Supplies	\$ 5,164
	480376	4349	105358	Misc. Operational	\$ 35
	480376	4359	105358	Computer Software	\$ 3,722
	480376	4363	105358	Medical Lab and Clinic	\$ 8,020
	480376	4427	105358	Electric Current	\$ 4,068
	480376	4429	105358	Building and Grounds	\$ 3,053
	480376	4448	105358	Advertising and Promo	\$ 480
	480376	4449	105358	Other Operational	\$ 110
	480376	4459	105358	Reserve for Programs	\$ 9,861
	480376	4461	105358	Mileage and Parking	\$ 182
	480376	4463	105358	Education and Training	\$ 278
	480376	4609	105358	Data Processing Chg	\$ 1,000
	480376	4614	105358	Other Chgbk Exp	\$ 2,118
	480376	4615	105358	Gasoline Chgbk	\$ 801
	480376	4616	105358	Fleet Service Chgbk	\$ 169
	480376	4618	105358	Office Supplies Chgbk	\$ 2,969
	480376	4626	105358	Transportation	\$ 454

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for Steps to a Healthier NY 07/08, as requested by BF# 7569, 7570, and 7571, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	480376	4448	105340	Advertising and Promotion	\$ 20,200
	480376	4462	105340	Travel, Hotel & Meals	\$ 29
	480376	8030	105340	Social Security	\$ 404
	480376	8050	105340	Life Insurance	\$ 7
	480376	8060	105340	Health Insurance	\$ 6,889
	480376	8063	105340	Disability Insurance	\$ 41
TO:	480376	1000	105340	Salaries, Full-Time	\$ 4,816

480376	1600	105340	Salaries Temporary	\$ 6,270
480376	4311	105340	Books & Subscriptions	\$ 631
480376	4319	105340	Office Supplies	\$ 1,160
480376	4346	105340	Training & Ed. Supplies	\$ 7,217
480376	4359	105340	Computer Software & Sup.	\$ 2,136
480376	4411	105340	Postage & Freight	\$ 6
480376	4461	105340	Mileage & Parking	\$ 148
480376	4463	105340	Education & Training	\$ 65
480376	4465	105340	Non-Employee Travel	\$ 396
480376	4466	105340	Advisory Board/Trustee	\$ 500
480376	4901	105340	Day Trip Meal Reimburse.	\$ 50
480376	4606	105340	Telephone Billing	\$ 460
480376	4615	105340	Gasoline Chargeback	\$ 300
480376	4616	105340	Fleet Serv. Chargeback	\$ 550
480376	4617	105340	Duplicate/Print Chgbk	\$ 1,850
480376	4618	105340	Office Supplies Chgbk	\$ 94
480376	4626	105340	Transport. Serv. Chgbk	\$ 520
480376	8010	105340	State Retirement	\$ 358
480376	8040	105340	Workers Compensation	\$ 43

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Office for Aging, in order to revise revenue and appropriations for the 2007-2009 WRAP grant, as requested by BF# 7460 and 7461, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index</u> <u>Code</u>	<u>Subobject</u>	<u>Project</u> <u>Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	761304	1500	105343	Salaries-PT	\$ 13,965
	761304	4449	105343	Other Operational Exp.	\$ 4,000
	761304	4461	105343	Mileage and Parking	\$ 1,200
	761304	4462	105343	Travel, Hotel & Meals	\$ 203
	761304	4617	105343	Dup/Printing Chgbk	\$ 100
	761304	8010	105343	State Retirement	\$ 1,369
	761304	8030	105343	Social Security	\$ 832
	761304	8040	105343	Workers Comp	\$ 135
	761304	8050	105343	Life Insurance	\$ 18
	761304	8063	105343	Disability Insurance	\$ 97
TO:	761304	4349	105343	Misc. Operating Supplies	\$ 2,135
	761304	4610	105343	Personnel Svcs. Chgbk	\$ 19,734
	761304	4618	105343	Postage Chgbk	\$ 50

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 726

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH JENNINGS ENVIRONMENTAL MANAGEMENT, INC. FOR AIR QUALITY MONITORING SERVICES FOR DEPARTMENT OF PUBLIC WORKS FOR 2009-2011

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Jennings Environmental Management, Inc. for air quality monitoring services for the Department of Public Works, at rates as shown on Exhibit "A", total amount not to exceed \$450,000 for the period January 1, 2009 through December 31, 2011, and

WHEREAS, said services are necessary to provide air quality monitoring services on an "as needed" basis for the Department of Public Works, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Jennings Environmental Management, Inc., 63 Carroll Street, Binghamton, New York 13901, for air quality

monitoring services, for the Department of Public Works for the period January 1, 2009 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates as shown on Exhibit "A", total amount not to exceed \$450,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Engineering and Architectural Services), and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 727

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH HULBERT ENGINEERING & LAND SURVEYING, PC, FOR PROFESSIONAL LAND SURVEYING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2009-2011

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Hulbert Engineering & Land Surveying, PC, for professional land surveying services for the Department of Public Works at rates as shown on Exhibit "A", total amount not to exceed \$150,000, for the period January 1, 2009 through December 31, 2011, with no option for renewal, and

WHEREAS, said agreement is necessary to provide professional land surveying services on an "as needed" basis for the Department of Public Works, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Hulbert Engineering & Land Surveying, PC, 53 Chenango Street, Centre Plaza, 8th Floor, Binghamton, New York 13901-2805, for professional land surveying services for the Department of Public Works for the period January 1, 2009 through December 31, 2011, with no option for renewal, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates as shown on Exhibit "A", total amount not to exceed \$150,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Architectural and Engineering Services), and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 728

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH SHUMAKER CONSULTING ENGINEERING & LAND SURVEYING, PC, FOR PROFESSIONAL LAND SURVEYING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2009-2011

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Shumaker Consulting Engineering & Land Surveying, PC, for professional land surveying services for the Department of Public Works at rates as shown on Exhibit "A", total amount not to exceed \$150,000, for the period January 1, 2009 through December 31, 2011, with no option for renewal, and

WHEREAS, said agreement is necessary to provide professional land surveying services on an "as needed" basis for the Department of Public Works, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Shumaker Consulting Engineering & Land Surveying, PC, 143 Court Street, Binghamton, New York 13901, for professional land surveying services for the Department of Public Works for the period January 1, 2009 through December 31, 2011, with no option for renewal, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates as shown on Exhibit "A", total amount not to exceed \$150,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Architectural and Engineering Services), and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 729

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH HAWK ENGINEERING, PC, FOR GEOTECHNICAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2009-2011

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Hawk Engineering, PC, for geotechnical engineering services for the Department of Public Works at rates as shown on Exhibit "A", total amount not to exceed \$100,000, for the period January 1, 2009 through December 31, 2011, with no option for renewal, and

WHEREAS, said services are necessary to provide geotechnical engineering services on an "as needed" basis for the Department of Public Works, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Hawk Engineering, PC, 222 Water Street, Suite 201, Binghamton, New York 13901, for geotechnical engineering services for the Department of Public Works for the period January 1, 2009 through December 31, 2011, with no option for renewal, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates as shown on Exhibit "A", total amount not to exceed \$100,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Architectural and Engineering Services), and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 730

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH DELTA ENGINEERS FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2009-2011

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Delta Engineers for architectural-and engineering services for the Department of Public Works at rates shown on Exhibit "A", total amount not to exceed \$450,000, for the period January 1, 2009 through December 31, 2011, with no option for renewal, and

WHEREAS, said agreement is necessary to provide architectural, site, and mechanical/electrical/plumbing (MEP) engineering services on an "as needed" basis for the Department of Public Works, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Delta Engineers, 184 Court Street, Binghamton, New York 13901, for architectural and engineering services for the Department of Public Works for the period January 1, 2009 through December 31, 2011, with no option for renewal, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates shown on Exhibit "A", total amount not to exceed \$450,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Architectural and Engineering Services), and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 731

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH DELTA ENGINEERS FOR STRUCTURAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2009-2011

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Delta Engineers, for structural engineering services for the Department of Public Works at rates shown on Exhibit "A", total amount not to exceed \$450,000 for period January 1, 2009 through December 31, 2011, with no option for renewal, and

WHEREAS, said agreement is necessary to provide structural engineering services on an "as needed" basis for the Department of Public Works, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Delta Engineers, 184 Court Street, Binghamton, New York 13901 for structural engineering services for the Department of Public Works for the period January 1, 2009 through December 31, 2011, with no option for renewal, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates shown on Exhibit "A", total amount not to exceed \$450,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Architectural and Engineering Services), and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 732

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE CITY OF BINGHAMTON FOR BROOME COUNTY SECURITY TO PROVIDE SECURITY SERVICES AT BINGHAMTON CITY HALL FOR 2009

WHEREAS, this County Legislature, by Resolution 803 of 2007, authorized a renewal of an agreement with the City of Binghamton for security services at a rate of \$29.93 per hour, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to staff the Security Station at Binghamton City Hall for non-court related after hours events and meetings, and

WHEREAS, said agreement expires by its terms on December 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$30.88

per hour, total amount of \$8,000, for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the City of Binghamton, City Hall, Government Plaza, Binghamton, NY 13901-3776 for Broome County Security to provide security services at Binghamton City Hall for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the City of Binghamton shall pay the County at a rate of \$30.88 per hour, total amount not to exceed \$8,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 030080.0639.101000 (Security Services-Outside Users), and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 733

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH GENERAL SERVICES ADMINISTRATION (GSA) FOR SECURITY SERVICES AT THE GSA HILLCREST DEPOT FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SECURITY FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 611 of 2007, authorized renewal of the agreement with General Services Administration (GSA) for security services at the GSA Hillcrest Depot with revenue to the County at the rate of \$29.98 per hour, for nine hours per week, total amount not to exceed \$14,030.64 for the period December 1, 2007 through November 30, 2008, and

WHEREAS, said agreement is necessary for Broome County Division of Security to provide road patrol inspections and security services at the Hillcrest Depot, and

WHEREAS, said agreement expired by its terms on November 30, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County at the rate of \$30.88 per hour, for nine hours per week, total amount not to exceed \$14,451.84, for the period December 1, 2008 through November 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with U. S. General Services Administration, Binghamton U. S. Courthouse & Federal Building, 15 Henry Street, Binghamton, New York 13901, for security services provided by the Broome County Division of Security for the period December 1, 2008 through November 30, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$30.88 per hour for nine hours per week, total amount not to exceed \$14,451.84 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 030080.0639.101000 (Security Services-Outside Users), and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 734

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING ACCEPTANCE OF STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, the Sheriff requests authorization to accept a State Criminal Alien Assistance Program (SCAAP) Grant and adopt a program budget in the amount of \$22,288.50 for the period November 1, 2008 through October 31, 2009, and

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

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$22,288.50 from the United States Department of Justice, 950 Pennsylvania Ave., NW, Washington, DC 20530-0001, for the Office of the Sheriff's State Criminal Alien Assistance Program Grant for the period November 1, 2008 through October 31, 2009, 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 \$22,288.50, and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 735

By Health and Human Services, Personnel, and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING REVISION OF THE YOUTH TOBACCO ENFORCEMENT AND PREVENTION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009.

WHEREAS, this County Legislature, by Resolution 497 of 2008, authorized and approved renewal of the Youth Tobacco Enforcement and Prevention Program Grant for the Department of Health and adopted a program budget in the amount of \$61,681 for the period October 1, 2008 through September 30, 2009, and

WHEREAS, said program grant supports the Department of Health's activities in youth tobacco use enforcement and prevention and enforcement of the Clean Indoor Act, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$5,503 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Youth Tobacco Enforcement and Prevention Program Grant to reflect a decrease of \$5,503 for the period October 1, 2008 through September 30, 2009, 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 \$56,178, and be it

FURTHER RESOLVED, that Resolution 497 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-19, Nays-0, Absent-0.

RESOLUTION NO. 736

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF THE EARLY CHILDHOOD COALITION COORDINATION PROJECT GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2009

WHEREAS, this County Legislature, by Resolution 780 of 2007 authorized and approved renewal of the United Way Support of Early Childhood Coalition Coordination Project Grant for the Department of Health and adopted a program budget in the amount of \$103,085 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant collaborates and coordinates early childhood initiatives under the "Building Brighter Futures for Broome" project, focusing on effective parenting, healthy children and quality childcare/early education, and

WHEREAS, it is desired to renew said program grant in the amount of \$103,085 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$103,085 from the Broome County Department of Social Services, for the Department of Health's Early Childhood Coordination Project Grant for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$103,085, and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 737

By Health and Human Services, County Administration and Finance Committees
Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SYNERGY SOFTWARE TECHNOLOGIES, INC. FOR SOFTWARE LICENSE, MAINTENANCE AND TECH SUPPORT FOR THE OFFICE FOR AGING AND THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY FOR 2009

WHEREAS, this County Legislature, by Resolution 758 of 2007, authorized a renewal of the agreement with Synergy Software Technologies, Inc. for software license, maintenance, and tech support for the Office for Aging and the Community Alternative Systems Agency at an amount not to exceed \$20,745, for the period January 1, 2008 through December 31, 2008, and

RESOLUTION NO. 739

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CHENANGO ANIMAL HOSPITAL FOR VETERINARIAN SERVICES AND MEDICAL SUPPLIES FOR THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SECURITY FOR 2009

WHEREAS, this County Legislature, by Resolution 801 of 2007, authorized renewal of an agreement with Mark Silverio, DVM, Chenango Animal Hospital for veterinary services and medical supplies for the Broome County Dog Shelter at an amount not to exceed \$20,000, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to comply with State law that requires animals to be vaccinated against rabies prior to release from an animal shelter and to provide the animal shelter with the necessary medical supplies for sick and injured animals under the care of the shelter throughout the year, to provide veterinarian services and medical supplies to the Office of the Sheriff's canines and provide reimbursement to the Broome County Health Department for rabies vaccines, and

WHEREAS, said agreement expires by its terms on December 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$20,000, for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Chenango Animal Hospital, 1445 Front St., Binghamton, NY 13901 for veterinarian services and medical supplies for the Department of Public Works-Division of Security for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$20,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 031476/480137/450049.4742.101000 (Veterinary Services), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.
Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 740

By Finance and Personnel Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING AN AGREEMENT WITH CORPORATE CARE MANAGEMENT FOR CASE MANAGEMENT MONITORING SERVICES FOR THE OFFICE OF RISK AND INSURANCE FOR 2009-2011

WHEREAS, the Manager of Risk and Insurance requests authorization for an agreement with Corporate Care Management for case management monitoring services for the Office of Risk and Insurance at a cost not to exceed \$644,145, for the period January 1, 2009 through December 31, 2011, with Broome County's option for two one-year renewals at a cost not to exceed \$225,271.92 per year, and

WHEREAS, said agreement is necessary for case monitoring services to participants in the Broome county Self-Insured Health Plan, including pre-admission review, pre-service authorization, referrals, case management, retrospective reviews and out-of-network negotiations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Corporate Care Management, 1 Kattelville Road, Binghamton, New York 13901 for case management monitoring services for the Office of Risk and Insurance for the period January 1, 2009 through December 31, 2011, with Broome County's option for two one-year renewals, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor as follows:

\$17,027.36 per month, total amount not to exceed \$204,328.32 for the period January 1, 2009 through December 31, 2009

\$17,878.73 per month, total amount not to exceed \$214,544.76 for the period January 1, 2010 through December 31, 2010

\$18,772.66 per month, total amount not to exceed \$225,271.92 for the period January 1, 2011 through December 31, 2011

with Broome County's option for two one-year renewals at the 2011 rate, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050005.4743.252000 (Claims Administration), and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 741

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH SEVERAL CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2009

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

WHEREAS, it is the desire of this Legislature to give approval for the execution of the contracts with such agencies, said contracts to be in general form heretofore used, subject to and conditioned upon the financial allocations made and accounting procedure prescribed by the County Law Department to each respective contract agency in the 2009 Broome County Budget, and

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

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

now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or her duly authorized representative to execute such agreements, approved as to form by the Department of Law, with the contract 2009 Broome County Budget as follows:

<u>Agency</u>	<u>Amount</u>	<u>Index</u>	<u>Subject</u>	<u>Project</u>
Broome County Arts Council	\$180,351	910018	5008	101000
Broome County Convention Bureau	300,000	910158	5060	101000
Broome County Convention Bureau	125,000	910182	5060	101000
Broome County Historical Society	45,000	910067	5051	101000
Broome County Soil & Water Conservation District	78,200	910109	5054	101000
Four County Library System	50,000	910059	5062	101000
Southern Tier Zoological Society	375,000	910026	5064	101000
Total	\$1,153,551			

and be it

FURTHER RESOLVED, that said contract shall be in form substantially similar to those used in prior years for each specific agency conditioned upon and limited to the monetary amount and funding distribution criteria as set forth herewith and/or as approved in the 2009 County Budget, and to be subject to any necessary approvals required by the State or Federal Government or for any other valid reason which may require the approval of Federal or State government and to be conditioned upon the submission and filing with the Clerk of this said Legislature and County Executive a written annual report, detailing the agency's use of these funds received from the County during the previous calendar year, and be it

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

FURTHER RESOLVED, that any contract that provides for payment on a single lump sum basis, said annual report shall be filed before the lump sum payment is released and any contract which provides for two or more periodic payments during the contract term, said annual report shall be filed prior to the release of the second payment provided for by said contract and such payments are further subject to the provisions of Resolutions 262 of 1978 and 243 of 1979. **Carried.** Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 742

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION AMENDING A BOND RESOLUTION DATED DECEMBER 20, 2007 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME, NEW YORK ON SAID DATE WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, the Bond Resolution adopted by this County Legislature on December 20, 2007 (Resolution 07-816) set forth a Corporate Hangar Improvements project at \$301,250, and a Support Vehicle Replacement project of \$151,000 and

WHEREAS, the Corporate Hangar Improvements project was increased by \$375,000 to \$676,250 as set forth in Resolution 445 of 2008 and

WHEREAS, the costs are now estimated to be \$750,000 for the Corporate Hangar Improvements project, and \$160,000 for the Support Vehicle Replacement project and

WHEREAS, it is the intent of this County Legislature to revise the maximum estimated cost for this resolution, as well as the plan of financing therefore, in light thereof, now, therefore be it

RESOLVED, by the County Legislature of the County of Broome, as follows

Section 1. Section 1 of the Bond Resolution referenced in the preamble hereto is hereby amended to read:

<u>Project Name</u>	<u>PPU/LFL Section 11:00</u>	<u>Maximum Estimated Cost</u>
Corporate Hangar Improvements	10/14	\$750,000
Support Vehicle Replacement 5/29		\$160,000

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased an additional \$73,750 to \$750,000 for the Corporate Hangars Improvements project, and increased by \$9,000 to \$160,000 for the Support Vehicle Replacement project and the amount of State moneys received increased by \$59,000 for the Corporate Hangars Improvements project and \$9,000 for the Support Vehicle Replacement project and with the amount of serial bonds to be issued increased by \$82,750 to \$23,592,195.

Section 3. This Resolution to the extent inconsistent with Resolution 816 of 2007 and 445 of 2008 supersedes and amends said prior bond resolutions.

Section 4. The validity of such bond and bond anticipation notes may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and any action, suit or proceeding contesting said validity is commenced within twenty days after the date of such publication, or

-
- 3) such obligations are authorized in violation of the provisions of the Constitution

Section 5. This Resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press and Sun Bulletin, which is the only newspaper having a general circulation in the County, together with the notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 743

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION AMENDING A BOND RESOLUTION DATED AUGUST 20, 2008 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME, NEW YORK ON SAID DATE WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, the Bond Resolution adopted by this County Legislature on August 20, 2008 (Resolution 08-446) set forth a Taxiway 'H' and 'K' Improvements project at \$364,000 and

WHEREAS, the costs are now estimated to be \$616,835 for the Taxiway 'H' and 'K' Improvements project and

WHEREAS, it is the intent of this County Legislature to revise the maximum estimated cost for this resolution, as well as the plan of financing therefore, in light thereof, now, therefore be it

RESOLVED, by the County Legislature of the County of Broome, as follows

Section 1. Section 1 of the Bond Resolution referenced in the preamble hereto is hereby amended to read:

<u>Project Name</u>	<u>Section 11:00</u>	<u>Maximum Estimated Cost</u>
Taxiway 'H' and 'K' Improvements	10/14	\$616,835

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$252,835 to \$616,835 for the Taxiway 'H' and 'K' Improvements project and with the amount of serial bonds to be issued increased by \$252,835 to \$3,566,835 and the amount of Federal moneys received increased by \$240,193 and the amount of State moneys received increased by \$6,321 for the Taxiway 'H' and 'K' Improvements project.

Section 3. This Resolution to the extent inconsistent with Resolution 446 of 2008 supersedes and amends said prior bond resolution.

Section 4. The validity of such bond and bond anticipation notes may be contested only if:

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

Section 5. This Resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press and Sun Bulletin, which is the only newspaper having a general circulation in the County, together with the notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 744

By Finance Committee

Seconded by Mr. Schofield

BOND RESOLUTION DATED DECEMBER 18, 2008

RESOLUTION AUTHORIZING THE ISSUANCE OF \$38,478,260 BONDS OF THE COUNTY OF BROOME, NEW YORK TO PAY THE COST OF VARIOUS CAPITAL PROJECTS

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

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

<u>Project Name</u>	<u>PPU/L.F.L. Sect 11</u>	<u>Estimated Maximum Cost</u>
Salt Storage Facility	25/11(b)	\$38,330
(5) 24-passenger Buses	5/29	700,000
Transit Maintenance Facility Renov.	5/35	375,000
Transit Building Renovations	5/35	175,000
Airport Main Apron Rehab-Design	10/14	300,000
EMAS Rehabilitation	10/14	500,000
Purchase Snow Removal Equipment	15/28	500,000
Terminal Building Improvements	10/14	360,000
Roadway and Lot Upgrades	10/20	85,000
Roof Replace III	15/(a)(2)	600,000
Science Building	25/11(b)	21,000,000
Replace Oil-Water Separator at Fleet	5/32	70,000
DPW Fleet Replacement	3/77	100,000
2 nd Street, Deposit, Drainage	15/3	650,000
Highway Reconstruction/Rehab.	10/20(b)	2,000,000
Nanticoke Drive Bridge Rehab.	20/10	1,100,000
External Building Repairs at Front St.	10/76	50,000
ERP System Phase II	10/81	3,520,000
Library Improvement & Renovations	10/12	50,000
Replacement Vehicle for Meals on Wheels	3/77	42,000
Parks Facilities Repairs and Renovations	5/35	40,000
Purchase Four Hybrid-Electric buses	5/29	2,200,000
Vehicle Replacement-Sheriff	3/77	200,000
Colesville Landfill Remediation (Part 2)	10/6	225,000
Construction of Sect. II & III Closure	25/6	2,000,000
Landfill Equipment	10/6	1,354,000
HVAC Replacement/Repairs-WPNH	10/13	125,000
Therapy Module-Software & Hardware	5/32	26,930
WPNH Building Improvements	5/35	92,000
Total		\$38,478,260

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

Section 3. The aggregate maximum estimated cost of the aforesaid classes of objects or purposes is \$38,478,260 and the plan for the financing thereof is by the issuance of \$38,478,260

bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law and by the application of \$2,392,000 from the Federal government in the following monies and allocated in their entirety to the following projects: \$285,000 for the Airport Main Apron Rehabilitation-Design, \$475,000 for the EMAS Rehabilitation, \$475,000 for Purchase Snow Removal Equipment, and \$1,157,000 for the Purchase of Four Hybrid-Electric Buses, and there being anticipated \$14,053,500 received from State government in the following amounts and allocated entirely to the following projects: \$700,000 for (5) 24-passenger Buses, \$375,000 for Transit Maintenance Facility Renovations, \$175,000 for Transit Building Renovations, \$7,500 for the Airport Main Apron Rehabilitation- Design, \$12,500 for the EMAS Rehabilitation, \$12,500 for the Purchase of Snow Removal Equipment, \$300,000 for Terminal Building Improvements, \$42,500 for Roadway and Lot Upgrades, \$300,000 for Roof Replace III, \$10,500,000 for Science Building, \$400,000 for 2nd Street, Deposit, Drainage, \$25,000 for Library Improvement & Renovations, \$42,000 for Replacement Vehicle for Meals on Wheels, \$823,000 for Purchase of Four Hybrid-Electric Buses, and \$338,500 for Landfill Equipment, provided however, that the amounts of bonds to be issued shall be reduced to the extent of Federal and/or State grants received in connection therewith, provided further that the County Executive may appropriate any undesignated general fund balance remaining for fiscal year 2008 to reduce the amount of bonds to be issued hereunder.

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

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

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

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

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

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are,

or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 745

By County Administration and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING AMENDMENT TO RESOLUTION 197 of 2007 AUTHORIZING REVISION OF A VOTER EDUCATION AND POLL WORKER TRAINING PROGRAM GRANT FOR THE BOARD OF ELECTIONS FOR 2007-2010

WHEREAS, this County Legislature, by Resolution 608 of 2006, authorized acceptance of a Voter Education and Poll Worker Training Program Grant in the amount of \$127,000 for the Board of Elections for the period January 1, 2007 through December 31, 2007, and

WHEREAS, this County Legislature, by Resolution 197 of 2007, authorized revision of the Voter Education and Poll Worker Training Program Grant to reflect an increase in the amount of \$665 and extend the period to December 31, 2010 for the Board of Elections, and

WHEREAS, said program provides funding for poll worker training and voter education in coordination with the purchase of new voting machines in order to familiarize both groups with the new voting system, and

WHEREAS, it is necessary to authorize the amendment of Resolution 197 of 2007 to accept the program grant budget as listed on attached Exhibit "A", and

WHEREAS, the Commissioners of Elections have requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment to Resolution 197 of 2007 to accept the program grant budget as listed on attached Exhibit "A" for the Board of Elections for the period January 1, 2007 through December 31, 2010, and be it

FURTHER RESOLVED, that Resolution 608 of 2006 and Resolution 197 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 746

By Transportation and Rural Development, Personnel and Finance Committees
Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE JOB ACCESS REVERSE COMMUTE/TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM GRANT FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION AND ADOPTING A PROGRAM BUDGET FOR 2009

WHEREAS, this County Legislature, by Resolution 705 of 2007, authorized and approved renewal of the Job Access Reverse Commute/Temporary Assistance for Needy Families Program Grant for the Department of Public Transportation and adopted a program budget in the amount of \$500,000 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides for Sunday transit services as well as service on weeknights and Saturdays, and

WHEREAS, it is desired to renew said grant program in the amount of \$601,778 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$300,889 from the Federal Transit Administration, One Bowling Green, New York, New York 10004 for the Department of Public Transportation's Job Access Reverse Commute/Temporary Assistance for Needy Families Program Grant for the period January 1, 2009 through December 31, 2009, 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 \$601,778, and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 747

By Transportation and Rural Development and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT AWARD FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION FOR GRANT FUNDS FOR THE BROOME COUNTY DEPARTMENT OF PUBLIC TRANSPORTATION FOR 2008

WHEREAS, the Secretary of the United States Department of Transportation is authorized to make grants for mass transportation programs, and

WHEREAS, the Commissioner of Transportation requests authorization to accept a United States Department of Transportation Federal Transit Administration Grant Award for operating assistance for Broome County's Mass Transportation Program in the amount of \$2,795,000 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said grant award provides the Federal share of the operating funds for the Broome County Department of Public Transportation Mass Transportation Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance and expenditure of \$2,795,000 from the United States Department of Transportation Federal Transit Administration, for operating assistance of Broome County's Mass Transportation Program for the period January 1, 2008 through December 31, 2008, and be it

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits provided that said budget transfers do not affect a personnel line, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is authorized to furnish such additional information as the United States Department of Transportation may require in connection with the application for the program of projects and budget, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is authorized to execute any agreements on behalf of Broome County with the United States Department of Transportation for aid in financing capital and/or operating assistance program of projects and budget.

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 748

By Economic Development and Planning and Finance Committees Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH FIRST WARD ACTION COUNCIL FOR SERVICES RELATED TO THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT'S DISASTER RELIEF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 227 of 2007, as amended by Resolution 20 of 2008, authorized an agreement with First Ward Action Council for services related to the Department of Planning and Economic Development's Disaster Relief Community Development Block Grant Program for the period April 1, 2007 through June 30, 2008, and

WHEREAS, said agreement provides emergency housing rehabilitation assistance to Broome County residents with needs related to the June 2006 flooding, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the period through December 31, 2008 at no additional cost to the County, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement to extend the period through December 31, 2008, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 227 of 2007, and Resolution 20 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 749

By Economic Development and Planning, Public Safety and Emergency Services and County Administration Committees

Seconded by Mr. Materese

RESOLUTION AUTHORIZING APPLICATION FOR A NEW YORK STATE LOCAL GOVERNMENT EFFICIENCY HIGH PRIORITY PLANNING GRANT TO STUDY THE FEASIBILITY OF CONSOLIDATING THE BINGHAMTON AND JOHNSON CITY POLICE DEPARTMENTS INTO A METROPOLITAN POLICE DISTRICT

WHEREAS, the 2008-2009 New York State Secretary of State Local Government Efficiency Grant Program includes a non-competitive "High Priority Planning Grant" available to municipalities to study the feasibility of consolidating municipal services and/or transferring them to a county, and

WHEREAS, representatives from Broome County, the City of Binghamton and the Village of Johnson City have been discussing the possibility of consolidating police services in the Village of Johnson City and City of Binghamton into a part-county metropolitan police district, and

WHEREAS, the City of Binghamton, Village of Johnson City and County of Broome now desire to study the economic feasibility and potential benefits of forming a part-county metropolitan police district encompassing the City of Binghamton and Village of Johnson City and to determine the procedural steps necessary to bring this about, and

WHEREAS, the County of Broome, City of Binghamton and Village of Johnson City desire to become co-applicants for a New York State Secretary of State Local Government Efficiency Grant Program "High Priority Planning Grant" in the aggregate amount of \$50,000, being 90% of the project cost, in order to provide funding to pay for the expenses of studying the feasibility of forming a part-county metropolitan police district, now, therefore be it

RESOLVED, that this county legislature hereby authorizes a co-application with the City of Binghamton and Village of Johnson City for a New York State Secretary of State Local Government Efficiency Grant Program "High Priority Planning Grant" in the aggregate amount of \$50,000, being 90% of the project cost, to study the feasibility of consolidating the City of Binghamton and Village of Johnson City Police Departments, and be it

FURTHER RESOLVED, that the County of Broome shall be the lead co-applicant for the authorized grant, and be it

FURTHER RESOLVED, that the required local share in the amount of \$5,555.00 in connection with this grant shall be paid from budget line 440016.4747.10100 (other fees for services), and be it

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

Held over by Mr. Mather

RESOLUTION NO. 750

By Economic Development and Planning, Public Safety and Emergency Services and County Administration Committees

Seconded by Mr. Materese

RESOLUTION AUTHORIZING APPLICATION FOR A NEW YORK STATE LOCAL GOVERNMENT EFFICIENCY TWENTY FIRST CENTURY DEMONSTRATION PROJECT GRANT TO FORM A PART-COUNTY METROPOLITAN POLICE DISTRICT

WHEREAS, the 2008-2009 New York State Secretary of State Local Government Efficiency Grant Program includes a competitive "Twenty First Century Demonstration Project Grant" available to municipalities to cover the cost of consolidating services, and

WHEREAS, representatives from Broome County, the City of Binghamton and the Village of Johnson City have been discussing the possibility of consolidating police services in the Village of Johnson City and City of Binghamton into a part-county metropolitan police district, and

WHEREAS, the City of Binghamton and County of Broome now desire to create a part-county metropolitan police district serving the City of Binghamton with the possibility to expand to other parts of the metropolitan core of Broome County, and

WHEREAS, the County of Broome and City of Binghamton desire to become co-applicants for a New York State Secretary of State Local Government Efficiency Grant Program "Twenty First Century Demonstration Project Grant" in the aggregate amount of \$650,000, being 90% of the project cost, in order to provide funding to pay for the expenses of consolidating the City of Binghamton Police Department with a portion of the operations of the Broome County Sheriff and create a Broome County Part-County Metropolitan Police District, now, therefore be it

RESOLVED, that this county legislature hereby authorizes a co-application with the City of Binghamton for a New York State Secretary of State Local Government Efficiency Grant Program "Twenty First Century Demonstration Project Grant" in the aggregate amount of \$650,000, being 90% of the project cost, to provide funding to pay for the expenses of

consolidating the City of Binghamton Police Department with a portion of the operations of the Broome County Sheriff, and be it

FURTHER RESOLVED, that the County of Broome shall be the lead co-applicant for the authorized grant, and be it

FURTHER RESOLVED, that the required matching local share in connection with this grant in the amount of \$72,222.00 shall be paid by Broome County from Hotel/Motel tax receipts budget line 910182.5068.101000 (Marketing and Economic Development), and be it

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

Mr. Materese made a motion to have the resolution read as follows:

RESOLUTION AUTHORIZING APPLICATION FOR A NEW YORK STATE LOCAL GOVERNMENT EFFICIENCY IMPLEMENTATION GRANT TO FORM A PART-COUNTY METROPOLITAN POLICE DISTRICT

WHEREAS, the 2008-2009 New York State Secretary of State Local Government Efficiency Grant Program includes a competitive Implementation Grant available to municipalities to cover the cost of consolidating services, and

WHEREAS, representatives from Broome County, the City of Binghamton and the Village of Johnson City have been discussing the possibility of consolidating police services in the Village of Johnson City and City of Binghamton into a part-county metropolitan police district, and

WHEREAS, the City of Binghamton and County of Broome now desire to create a part-county metropolitan police district serving the City of Binghamton with the possibility to expand to other parts of the metropolitan core of Broome County, and

WHEREAS, the County of Broome and City of Binghamton desire to become co-applicants for a New York State Secretary of State Local Government Efficiency Grant Program "Twenty First Century Demonstration Project Grant" in the aggregate amount of \$400,000, being 90% of the project cost, in order to provide funding to pay for the expenses of consolidating the City of Binghamton Police Department with a portion of the operations of the Broome County Sheriff and create a Broome County Part-County Metropolitan Police District, now, therefore be it

RESOLVED, that this county legislature hereby authorizes a co-application with the City of Binghamton for a New York State Secretary of State Local Government Efficiency Grant Program Implementation Grant in the aggregate amount of \$444,444.44, being 90% of the project cost, to provide funding to pay for the expenses of consolidating the City of Binghamton Police Department with a portion of the operations of the Broome County Sheriff, and be it

FURTHER RESOLVED, that the County of Broome shall be the lead co-applicant for the authorized grant, and be it

FURTHER RESOLVED, that the required matching local share in connection with this grant in the amount of ~~\$444,444.44~~ shall be paid by Broome County from Hotel/Motel tax receipts budget line 910182.5068.101000 (Marketing and Economic Development), and be it

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

Mr. Materese made a motion, seconded by Mr. Schofield to amend the first further resolved paragraph to read "...matching local share of \$44,444.44..."

Held over by Mr. Mather

RESOLUTION NO. 751

By Finance Committee

Seconded by Mr. Schofield

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES PLUS INTEREST AND PENALTIES ON PARCELS IN THE CITY OF BINGHAMTON

WHEREAS, it is necessary to clear the tax records of parcels of real property plus interest and penalties as displayed in Exhibit "A", now, therefore, be it

RESOLVED, that taxes plus interest and penalties will be cancelled on the parcels of real property as displayed in Exhibit "A", and be it

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

Held over by Mr. Reynolds

RESOLUTION NO. 752

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE SEX OFFENDER REGISTRATION ACT (SORA) PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 737 of 2007, as amended by Resolution 73 of 2008, authorized and approved renewal of the Sex Offender Registration Act Program Grant for the Department of Probation and adopted a program budget in the amount of \$60,800 for the period April 1, 2007 through March 31, 2008, and

WHEREAS, said program grant provides enhanced supervision services and polygraph examinations, and

WHEREAS, it is desired to renew said program grant in the amount of \$41,220 for the period April 1, 2008 through March 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$41,220 from the Division of Probation and Correctional Alternatives, 80 Wolf Road, Albany, New York 12205 for the Department of Probation's Sex Offender Registration Act (SORA) Program Grant for the period April 1, 2008 through March 31, 2009, 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 \$41,220, and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 753

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION AMENDING A BOND RESOLUTION DATED JANUARY 18, 2007 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME, NEW YORK ON SAID DATE WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, the Bond Resolution adopted by this County Legislature on January 18, 2007 (Resolution 07-46) set forth a Replace Arena Window Wall at North Concourse project at \$360,000 and

WHEREAS, the Replace Arena Window Wall at North Concourse project was increased by \$140,000 to \$500,000 as set forth in Resolution 812 of 2007 and

WHEREAS, the costs are now estimated to be \$920,000 for the Replace Arena Window Wall at North Concourse project, and

WHEREAS, it is the intent of this County Legislature to revise the maximum estimated cost for this resolution, as well as the plan of financing therefore, in light thereof, now, therefore be it

RESOLVED, by the County Legislature of the County of Broome, as follows

Section 1. Section 1 of the Bond Resolution referenced in the preamble hereto is hereby amended to read:

<u>Project Name</u>	<u>Section 11:00</u>	<u>Maximum Estimated Cost</u>
Replace Arena Window Wall	25/11(b)	\$920,000

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased an additional \$420,000 to \$920,000 for the Replace Arena Window Wall at North Concourse project, and the amount of State moneys received increased by \$193,875 for the Replace Arena Window Wall at North Concourse project and the amount of Federal moneys received increased by \$581,625 for the Replace Arena Window Wall at North Concourse project and with amount of serial bonds to be issued increased by \$420,000 to \$12,973,122.

Section 3. This Resolution, to the extent inconsistent with Resolution 46 of 2007 and 812 of 2007, supersedes and amends said prior bond resolutions.

Section 4. The validity of such bond and bond anticipation notes may be contested only if:

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

Section 5. This Resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press and Sun Bulletin, which is the only newspaper having a general circulation in the County, together with the notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Carried, Ayes-18, Nays-0, Absent-1 (Hull).

RESOLUTION NO. 754

By Economic Development and Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF WINDSOR FOR MARKETING AND ECONOMIC DEVELOPMENT FUNDING FROM THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2009

WHEREAS, the Director of Economic Development requests authorization for an intermunicipal agreement with the Village of Windsor for marketing and economic development funding in the amount of \$5,000 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement will assist the Village of Windsor with a sewer feasibility study for their Main Street Business District, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the Village of Windsor for marketing and economic development funding from the Department of Planning and Economic Development for the period January 1, 2009 through December 31, 2009, 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 910182.5068.101000 (Marketing/Economic Development) and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 755

By Education, Culture & Recreation Committee

Seconded by Mr. Howard

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY VETERANS MEMORIAL ARENA BOARD OF DIRECTORS

WHEREAS, Barbara Fiala, Broome County Executive, pursuant to the authority vested in her by Article XXIV, Section 2408 of the Broome County Charter and Code, has duly designated and appointed the following named individuals to membership on the Broome County Veterans Memorial Arena Board of Directors, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRES</u>
Matilda Carbo 225 Water Street Binghamton, New York 13901	Reappointment 12/31/2011
Lou Santoni 3357 Laurie Brooke Drive Binghamton, New York 13903	Reappointment 12/31/2011
Jeffrey Pierce 1242 Mead Road Binghamton, New York 13901	Reappointment 12/31/2011
Jon Miselnicky PO Box 105 Port Crane, New York 13833	Reappointment 12/31/2011
Orazio Salati 206 Hannah Street Endicott, New York 13760	Reappointment 12/31/2011

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, Section 2408 of the Broome County Charter and Code confirms the appointments of the above-named individuals to membership on the Broome County Veterans Memorial Arena Board of Directors for the terms indicated, in accordance with their appointment by the County Executive.

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 756

By County Administration and Public Works Committees

Seconded by Mr. LaBare

RESOLUTION NAMING THE ARTHUR J. SHAFER HEARING AND CONFERENCE ROOMS IN THE RENOVATED GEORGE HARVEY JUSTICE BUILDING

WHEREAS, Honorable Barbara J. Fiala requests that the Broome County Legislature name the office suite designated for Grand Jury Proceedings in the renovated George Harvey Justice Building the "Arthur J. Shafer Hearing and Conference Rooms",

WHEREAS, Legislator Arthur J. Shafer is retiring as a Broome County Legislator on December 31, 2008 after twenty-one years of continuous service, and

WHEREAS, during his years of service on the Legislature and the Public Works Committee of the Legislature, Arthur J. Shafer, has persistently and devotedly worked to preserve and renovate the George Harvey Justice Building, and

WHEREAS, Legislator Arthur J. Shafer monitored and shepherded the necessary resolutions authorizing renovation of the George Harvey Justice Building through this Legislature, and

WHEREAS, the George Harvey Justice Building is currently being renovated; after completion the building will provide facilities for the District Attorney's Office, The Public Defender's Office and Probation, and

WHEREAS, the facilities will include a new office suite for Grand Jury Proceedings, Administrative hearings and other meetings, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and directs that the office suite planned for Grand Jury Proceedings in the renovated George Harvey Justice Building be named and designated the "Arthur J. Shafer Hearing and Conference Rooms", and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 757

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH BEARSCH COMPEAU KNUDSON ARCHITECTS & ENGINEERS, PC FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2006-2008

WHEREAS, this County Legislature, by Resolution 93 of 2006, authorized an agreement with Bearsch Compeau Knudson Architects & Engineers, PC for architectural and engineering services for the Department of Public Works at the rates reflected in Exhibit "A", total amount not to exceed \$450,000 for the period January 1, 2006 through December 31, 2008, and

WHEREAS, said agreement provides architectural, site and mechanical/electrical/plumbing (MEP) engineering services on an "as needed" basis for the Department of Public Works, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through September 30, 2009 to complete the Grippen Park Renovations and the Arena Window Wall project, at no additional cost to the County, and

WHEREAS, the Commissioner of Public Works has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Bearsch Compeau Knudson Architects & Engineers, 41 Chenango Street, Binghamton, New York 13901 to extend the period through September 30, 2009, at no additional cost to the County, for architectural and engineering services for the Department of Public Works, and be it

FURTHER RESOLVED, that Resolution 93 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 758

By Economic Development and Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING ESTABLISHMENT OF THE HOTEL/MOTEL OCCUPANCY TAX GRANT FOR THE PLANNING DEPARTMENT AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, the Commissioner of Planning and Economic Development requests authorization to establish a Hotel/Motel Occupancy Tax Grant and adopt a program budget in the amount of \$100,000 for the period January 1, 2009 through January 31, 2010, and

WHEREAS, said program grant will preserve the marketing and economic development and brownfield remediation funds, and

WHEREAS, Local Law Permanent Number 7 of 2007, adopted by this County Legislature on August 23, 2007, imposed the increased Hotel/Motel Occupancy Tax and

WHEREAS, Resolution 292 of 2007 stated that the additional 2% hotel/motel occupancy tax revenue would be dedicated and spent on economic development within Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$100,000, in order to ensure that these funds are utilized for economic development purposes and be it

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

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

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

Carried. Ayes-19, Nays-0, Absent-0.

RESOLUTION NO. 759

By Public Safety and Emergency Services, and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING REVISION OF THE OPERATION IMPACT V PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 329 of 2008, authorized and approved renewal of the Operation Impact V Program Grant for the Office of the District Attorney and adopted a program budget in the amount of \$96,843 for the period July 1, 2008 through June 30, 2009, and

WHEREAS, said program grant provides funds for one Assistant District Attorney II position as part of a collaborative law enforcement effort to reduce violent crime in targeted areas I the City of Binghamton and the County of Broome, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$41,000 in grant appropriations which will be used for a full time crime analyst and Division of Criminal Justice Services sponsored events and meetings, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Operation Impact V Program Grant to reflect an increase of \$41,000 for the period July 1, 2008 through June 30, 2009, 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 \$137,843, and be it

FURTHER RESOLVED, that Resolution 329 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-19, Nays-0, Absent-0.

RESOLUTION NO. 760

By Health and Human Services, Finance, and Public Safety & Emergency Services Committees
Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH OPPORTUNITIES FOR BROOME FOR ALTERNATIVE SENTENCING PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES FOR THE PERIOD FOR JANUARY 1, 2009 THROUGH DECEMBER 31, 2009

WHEREAS, The Commissioner of Social Services requests authorization for an agreement with Opportunities for Broome in an amount not to exceed \$ 32,077, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said services are necessary to operate an Alternative Sentencing Program for persons involved with the Broome County Criminal Justice system for the Department of Social Services, at an amount not to exceed \$32,077 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Opportunities for Broome, 56 Whitney Avenue, Binghamton, New York 13901 to operate an Alternative Sentencing program for the Department of Social Services for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$32,077, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670018.5080.103000(Opportunities for Broome), and be it

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

Carried, Ayes-18, Nays-0, Absent-1 (Hull).

Mr. Schofield made a motion to adjourn, seconded by Mr. Cleary. **Motion to adjourn Carried,** Ayes-18, Nays-0, Absent-1 (Hull). The meeting was adjourned at 6:45 p.m.

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