
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, NOVEMBER 20, 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-17, Absent-2 (Howard, Hutchings).

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. Cleary, that the session minutes of October 16, 2008 and October 30, 2008 be approved as prepared and presented by the Clerk. **Carried.** Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

Mr. Whalen noted that the committee minutes for the period October 16, 2008 through November 19, 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. LaBare, seconded by Mr. Schofield. **Carried,** Ayes-17, Nays-0, Absent-2 (Howard, Hutchings)

ANNOUNCEMENTS FROM THE CHAIR

Mr. Whalen invited Mr. Herz to the podium to present a proclamation to Joel Bennett for his accomplishments in professional baseball.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala
 - 1. Appointments to Broome County Library Board
 - 2. Appointments to Broome County Stop-DWI Advisory Board
 - 3. Appointments to Greater Binghamton Airport Advisory Board
 - 4. Appointments to Broome County Health Advisory Board
 - 5. Appointments to Broome County Library Board of Trustees

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. PETITIONS: None
- B. COMMUNICATIONS:
 - 1. BCC September 2008 Budget Transfers
 - 2. Orrick, Herrington & Sutcliffe, LLP - Bond Resolutions 445 & 446 filed 10/15/2008
 - 3. Town of Nanticoke BC Water District along Airport Road –authorizing a petition to establish BC Water District for Airport Rd.
 - 4. BC Soil & Water Conservation District Directors' Meeting Minutes 9/16/2008
 - 5. BC Dept of Finance- Semi-Annual Report – Mortgage Tax Receipts April – September 2008
 - 6. BC Dept. of Finance – Third Quarterly Report of 2008 Sales Tax
 - 7. Cornell Cooperative Extension Meeting Minutes – 9/25/2008
 - 8. Town of Kirkwood 2009 Budget
 - 9. Employment Contract between Broome Administrative & Professional Association 2006-2009
 - 10. Public Hearing Minutes– 2009 Tentative Broome County Budget Court Recording
 - 11. Town of Conklin 2009 Town Budget
 - 12. Town of Union – Petition to Establish BC Water District for the Airport Road Corridor

13. Communication to County Executive regarding Budget Session 10/30/2008

C. NOTICES:

1. Legislature – Special Session 10/30/08
2. Notice of Public Hearing – Town of Kirkwood – Local Law
3. Notice of Public Hearing Town of Maine Town Board - Proposed Local Law
11/11/2008 – 6:00 pm
4. Notice of Date Change for Public Hearing –Town of Maine Town Board to
11/12/2008 – 6:00 pm
5. BC GASB 45 Citizens Task Force Meeting Notice – 10/21/2008
6. Notice of Public Hearing - Town of Maine – 3 Proposed Local Laws by Town Board
12/9/2008

D. REPORTS:

1. BCC Above Minimum Hire Reports for September 2008

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Mark R. Whalen:
1. Designation for Wayne L. Howard 11/13/2008
 2. Designation for Thomas A. Hull 11/10/2008

Mr. Kuzel made a motion, seconded by Mr. Materese, 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**, Ayes17-, Nays-0, Absent-2 (Howard, Hutchings)

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

RESOLUTIONS RECALLED FROM A PREVIOUS SESSION

Mr. LaBare made a motion, seconded by Mr. Shafer to recall Resolution 08-535 for the purpose of amending. **Motion to recall carried.** Ayes-17, Nays-0, Absent-2 (Howard, Hutchings)

RESOLUTION NO. 535

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING AN AGREEMENT WITH VERIZON ENTERPRISE SALES CONTRACT REPOSITORY FOR SOFTWARE MAINTENANCE AND SUPPORT FOR THE OFFICE OF EMERGENCY SERVICES FOR 2008-2009

Mr. LaBare made a motion seconded by Mr. Shafer to amend the 1st Whereas and the 1st Resolved paragraphs to "September 1, 2008 through December 31, 2009". **Motion to amend carried.** Ayes-17, Nays-0, Absent-2 (Howard, Hutchings). **Resolution as amended carried.** Ayes-17, Nays-0, Absent-2 (Howard, Hutchings)

Mr. Sanfilippo made a motion, seconded by Mr. Materese to recall Resolution 08-538 for the purpose of amending. **Motion to recall carried.** Ayes-17, Nays-0, Absnet-2 (Howard, Hutchings).

RESOLUTION NO. 538

RESOLUTION AUTHORIZING RENEWAL OF THE COMMUNITY OPTIONS PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH COMMUNITY OPTIONS, INC. TO ADMINISTER SAID PROGRAM FOR 2009

Mr. Sanfillipo made a motion, seconded by Mr. Cleary to amend the title, the 1st Whereas and the 2nd Further Resolved paragraphs to "Community Options of New York Inc.". **Motion to amend**

carried. Ayes-17, Nays-0, Absent-2 (Howard, Hutchings). **Resolution as amended carried.**
Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTIONS TABLED OR HELD OVER FROM A PREVIOUS SESSION

RESOLUTION NO. 375

(Tabled by Mr. Keibel)

By Finance Committee

Seconded by Mr. Cleary

RESOLUTION APPROVING SALE OF IN REM FORECLOSURE PROPERTIES TO FORMER OWNERS

Mr. LaBare made a motion, seconded by Mr. Keibel to table to a date uncertain. **Motion to table to a date uncertain carried.** Ayes-16, Nays-1 (Black), Absent-2 (Howard, Hutchings)

RESOLUTION NO. 460

(Tabled by Mr. Keibel)

By Public Works, County Administration and Finance Committee

Seconded by Chairman Whalen

RESOLUTION AUTHORIZING THE COMMISSIONER OF PUBLIC WORKS TO PREPARE MAPS AND PLANS FOR THE FORMATION OF A COUNTY WATER DISTRICT IN THE TOWNS OF UNTION, MAINE AND NANTICOKE ALONG THE AIRPORT ROAD CORRIDOR

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 502

(Amended-Automatic Holdover)

By County Administration, Public Safety and Emergency Services and Finance Committees

Seconded by Chairman Whalen

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 12 OF 2008, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 115 OF THE BROOME COUNTY CHARTER AND CODE REGARDING CHARGES AND FEES AT THE BROOME COUNTY DOG SHELTER"

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 562

By Transportation and Rural Development Committee

Seconded by Mr. LaBare

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE GREATER BINGHAMTON AIRPORT ADVISORY BOARD

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 89 of 1999, has duly designated and appointed the following named individuals to membership on the Greater Binghamton Airport Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Gary Cory 1204 Cornell Avenue Binghamton, New York 13901	12/31/2011
Richard D'Attilio 1548 Carnegie Drive Vestal, New York 13850	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 Resolution 89 of 1999, confirms the appointments of the above-named individuals to membership on the Greater

Binghamton Airport Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 563

By Health and Human Services Committee Seconded by Mr. LaBare
RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY HEALTH ADVISORY BOARD

WHEREAS, Barbara J. Fiala, County Executive, pursuant to the authority vested in her by Article VII, Section 703 of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individuals to membership on the Broome County Health Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Kay Boland 34 Burlington Street Binghamton, New York 13903	12/31/2011
Jeff Davis 39 Timber Bluff Court Binghamton, New York 13903	12/31/2011
John Spencer 2092 E. Hampton Rd. Binghamton, New York 13903	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 VII, Section 703 of the Broome County Charter and Administrative Code, hereby confirms the appointments of the above-named individuals to membership on the Broome County Health Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 564

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. Labare
RESOLUTION AUTHORIZING RENEWAL OF THE CHEMICAL DEPENDENCY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2009

WHEREAS, this County Legislature, by Resolution 675 of 2007, authorized and approved renewal of the Chemical Dependency Services Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$281,164 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides evaluations and assessments to Department of Social Services clients and forensic services at the Public Safety Facility, and

WHEREAS, it is desired to renew said program grant in the amount of \$293,055 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 \$90,876 from the New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, New York 12203-3528, for the Department of Mental Health's Chemical Dependency 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 \$293,055, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 565

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE ADDICTION CENTER OF BROOME COUNTY FOR COUNSELING SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2009

WHEREAS, this County Legislature, by Resolution 281 of 2008, authorized renewal of the agreement with the Addiction Center of Broome County for counseling services for the Department of Mental Health at an amount not to exceed \$68,719 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary for outpatient counseling services to individuals 18 and older, including specialty services for felony DWI offenders, relapse-prone individuals, co-dependent individuals and mentally ill substance abusers, 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 \$68,719 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 Addiction Center of Broome County, 30 W. State Street, Binghamton, New York 13901 for counseling services for the Department of Mental Health 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 \$68,719 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470153.5021.105XX (Contracted Services), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 566

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE NYS ASSOCIATION FOR RETARDED CITIZENS PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE BROOME TIOGA CHAPTER, NYS ASSOCIATION FOR RETARDED CITIZENS, D/B/A ACHIEVE, TO ADMINISTER SAID PROGRAM FOR 2009

WHEREAS, this County Legislature, by Resolution 673 of 2007, authorized and approved the Association for Retarded Citizens Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$804,767 and authorized an agreement with the Association for Retarded Citizens to administer said program for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides a comprehensive continuum of services, offering a full range of day, residential, family support and summer camp programs to nearly 500 individuals and their families as well as provides a supported work program for job placement, and

WHEREAS, it is desired to renew said grant program in the amount of \$835,634, adopt a program budget and renew the agreement with Broome Tioga Chapter, NYS Association for Retarded Citizens, d/b/a ACHIEVE, 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 \$617,091 from the New York State Office of Mental Health Office of Mental Retardation and Developmental Disabilities, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Broome Tioga Chapter, NYS Association for Retarded Citizens 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 \$835,634, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome Tioga Chapter, NYS Association for Retarded Citizens, d/b/a ACHIEVE, 125 Cutler Pond Road, Binghamton, New York 13905 to continue to administer said program for the Department of Mental Health's NYS Association for Retarded Citizens Program 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 \$835,634 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470153.5023.105xxx (Contracted Services-ARC), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 567

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ACCUMEDIC COMPUTER SYSTEMS, INC. FOR SOFTWARE MAINTENANCE FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2009

WHEREAS, this County Legislature, by Resolution 684 of 2007, authorized renewal of the agreement with AccuMedic Computer Systems, Inc., for software maintenance for the Department of Mental Health at an amount not to exceed \$13,000, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary for maintenance including updates for the billing software for the Mental Health Clinic, 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 \$13,000 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 AccuMedic Computer Systems, Inc., 11 Grace Avenue, Suite 401, Great Neck, New York 11021 for software maintenance for the Department of Mental Health 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 \$13,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470013.4747.101000 (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.
Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 568

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH DR. CHONG TAEK LEE, M.D., FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2009

WHEREAS, this County Legislature, by Resolution 697 of 2007, as amended by Resolution 350 of 2008, authorized renewal of the agreement with Dr. Chong Taek Lee, M.D., for psychiatric services for the Department of Mental Health at a rate of \$94.30 per hour, total amount not to exceed \$90,301 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to provide required psychiatric services to children with serious emotional problems, 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 \$94.30 per hour, total amount not to exceed \$78,458 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 Dr. Chong Taek Lee, M.D., 4529 Salem Drive, Vestal, New York 13850 for psychiatric services for the Department of Mental Health 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 \$94.30 per hour, total amount not to exceed \$78,458 for the term of the agreement, and be it

FURTHER RESOLVED, that the payment hereinabove authorized shall be made from budget line 470013.4747.101000 (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.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 569

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH DR. IVAN FRAS, M.D., FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2009

WHEREAS, this County Legislature, by Resolution 696 of 2007, authorized renewal of the agreement with Dr. Ivan Fras, M.D., for psychiatric services for the Department of Mental Health at a rate of \$94.30 per hour, total amount not to exceed \$52,228 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to provide required psychiatric services to children with serious emotional problems, 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 \$94.30 per hour, total amount not to exceed \$52,228 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 Dr. Ivan Fras M.D., 33 Avon Road, Binghamton, New York 13905 for psychiatric services for the Department of Mental Health 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 \$94.30 per hour, total amount not to exceed \$52,228 for the term of the agreement, and be it

FURTHER RESOLVED, that the payment of \$42,421 shall be made from budget line 470013.4747.101000 (Other Fees for Services) and the payment of \$9,807 shall be made from budget line 470153.4747.105xxx (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.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 570

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH DR. BAL M. NEMANI, M.D., FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2009

WHEREAS, this County Legislature, by Resolution 695 of 2007, authorized renewal of the agreement with Dr. Bal M. Nemani, M.D., for psychiatric services for the Department of Mental Health at a rate of \$92.25 per hour, total amount not to exceed \$103,749 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to provide required psychiatric services to children with serious emotional problems, 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 \$92.25 per hour, total amount not to exceed \$103,749 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 Dr. Bal M. Nemani, 80 Oak Street, Binghamton, New York 13905-4625 for psychiatric services for the Department of Mental Health 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 \$92.25 per hour, total amount not to exceed \$103,749 for the term of the agreement, and be it

FURTHER RESOLVED, that the payment hereinabove authorized shall be made from budget line 470013.4747.101000 (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.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 571

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE DIAGNOSTIC PROGRAM CLERICAL SUPPORT GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2009

WHEREAS, this County Legislature, by Resolution 677 of 2007, authorized and approved the Diagnostic Program Clerical Support Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$30,872 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant allows the Mental Health Clinic to better the service delivery system by providing a comprehensive evaluation for youth that have mental health, developmental disabilities, juvenile delinquency difficulties and/or substance abuse problems, and

WHEREAS, it is desired to renew said program grant in the amount of \$33,101 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves funding which is covered by Medicaid fees revenue and DSS fund grant for the Department of Mental Health's Diagnostic Program Clerical Support 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 \$33,101, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 572

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE FAMILY FIRST PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2009.

WHEREAS, this County Legislature, by Resolution 678 of 2007, and as amended by Resolution 248 of 2008, authorized and approved the Family First Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$502,566 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides intensive and specialized in-home professional therapeutic and behavioral services to families with children at risk for out-of-home placement, and

WHEREAS, it is desired to renew said program grant in the amount of \$523,176 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 \$523,176 from the Department of Social Services for the Department of Mental Health's Families First 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 \$523,176, 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 within this grant budget provided that employee head count is not increased,

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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 573

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

WHEREAS, this County Legislature, by Resolution 672 of 2007, authorized and approved the Mental Health Caseworker Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$55,122 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides a caseworker to help clients navigate health systems and to assist with job training, and

WHEREAS, it is desired to renew said program grant in the amount of \$51,463 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 \$30,900 from New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 11229 for the Department of Mental Health Caseworker 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 \$51,463, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 574

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE CHILD AND FAMILY CLINIC PLUS PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2009

WHEREAS, this County Legislature, by Resolution 676 of 2007, authorized and approved renewal of the Child and Family Clinic Plus Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$436,313 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides broad based screenings, comprehensive assessments, expanded clinic capacity, in-home services and evidence based treatment for early recognition of mental health issues and early intervention of appropriated services, and

WHEREAS, it is desired to renew said grant program in the amount of \$418,945 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 \$244,894 from the New York State Office of Mental Health, Division of Children and Family Services, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Child and Family Clinic Plus 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 \$418,945, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 575

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH GTL, INC. (D/B/A LINK TO LIFE) AND PROJECT HEAR FOR PERSONAL EMERGENCY RESPONSE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 481 of 2006, authorized renewal of agreements GTL, Inc., d/b/a Link to Life, at the rate of \$50 per installation and \$28 per month monitor fee and Project HEAR at the rate of \$35 per installation and \$25 per month monitor fee for Personal Emergency Response Services for the Department of Social Services, for the period January 1, 2007 through December 31, 2008, and

WHEREAS, New York State mandates the Personal Emergency Response System (PERS) pursuant to Social Services Law for certain eligible medical assistance recipients, the

objective being to reduce or eliminate the number of hours necessary for home care workers to be in a client's home solely for the purpose of monitoring the clients health and safety, and

WHEREAS, said agreements expire by their 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 \$30 per installation and \$24 per month monitor fee for GTL, Inc., d/b/a Link to Life, and \$35 per installation and \$25 per month monitor fee for Project HEAR, for the period January 1, 2009 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with GTL, Inc., d/b/a Link to Life, 297 North Street, Pittsfield, Massachusetts 01201 and Project HEAR, 4401 Vestal Parkway East, Vestal, New York 13850 for Personal Emergency Response Services for the Department of Social Services for the period January 1, 2009 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay GTL, Inc., d/b/a Link to Life, at the rate of \$30 per installation and \$24 per month monitor fee and Project HEAR at the rate of \$35 per installation and \$25 per month monitor fee the terms of the agreement, and be it

FURTHER RESOLVED, that the requested rates will continue until such time as a new rate schedule is approved by New York State, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670083.4568.103000 (MMIS Medical Assistance), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 576

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VARIOUS VENDORS FOR ASSISTED LIVING CARE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 479 of 2006, as amended by Resolution 130 of 2008, authorized renewal of the agreements with United Methodist Homes for the Aging of Wyoming Conference, d/b/a Hilltop Assisted Living Program, Elizabeth Church-DePaul Corporation, d/b/a St. Louise Manor Assisted Living Program, Ideal Senior Living Housing Corporation and an agreement with Good Shepherd Fairview Home to provide assisted living care services for the Department of Social Services Assisted Living Care Services Program at the New York State established Medicaid rates, for the period January 1, 2007 through December 31, 2008, and

WHEREAS, said agreements are necessary to provide cost-effective alternatives to nursing home placements for individuals who are eligible for residential health care facility placements and are not in need of nursing home facility placement, and

WHEREAS, said agreements expire by their terms on December 31, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the New York State established Medicaid rates, for the period January 1, 2009 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with United Methodist Homes for the Aging of the Wyoming Conference, d/b/a Hilltop Assisted Living Program, 286 Deyo Hill Road, Johnson City, New York 13790, Elizabeth Church-DePaul Corporation d/b/a St. Louis Manor Assisted Living Program, 861 Front Street, Binghamton, New York 13905, Ideal Senior Living Center, 508 High Avenue, Endicott, New York 13760 and Good Shepherd Fairview Home, 80 Fairview Avenue, Binghamton, New York 13904 for assisted living care services for the Department of Social Services Assisted Living Care Services Program for the period January 1, 2009 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the New York State established Medicaid rates attached hereto as Exhibit "A" for the term of the agreement, and be it

FURTHER RESOLVED, that the requested rates will continue until such time as a new rate schedule is approved by New York State, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670083.4568.103000 (MMIS Medical Assistance), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 577

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF MEDICAID MANAGED CARE PROGRAM (MAX) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 654 of 2007, authorized and approved continued participation in the Medicaid Managed Care Program (MAX) Grant for the Department of Social Services and adopted a program budget in the amount of \$135,000 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, the Medicaid Managed Care Program is a voluntary managed care program that provides access to primary care services to Medicaid recipients, and

WHEREAS, it is desired to renew said program grant in the amount of \$135,000 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 \$135,000 in State and Federal Aid, for the Department of Social Services Medicaid Managed Care Program (MAX) 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 \$135,000, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 578

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING AMENDMENT RESOLUTION 436 OF 2008 AUTHORIZING AGREEMENT WITH THE RESEARCH FOUNDATION OF THE STATE OF NEW YORK FOR A GRADUATE STUDENT TO PROVIDE SERVICES FOR INTEGRATED COUNTY PLANNING FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2008

WHEREAS, this County Legislature, by Resolution 436 of 2008, authorized an agreement with The Research Foundation of the State of New York for a graduate student to provide services for integrated county planning for the Department of Social Services at a cost not to exceed \$18,664 for the period September 1, 2008 through May 31, 2009, and

WHEREAS, said agreement is necessary for a second year graduate student to collect, review and analyze data that is available and of significance to Broome's Integrated Planning and prepare reports and summaries that will assist in the decision-making processes of the team, and

WHEREAS, it is necessary to authorize the amendment of said resolution to amend the budget line to 670018.4747.103000 (Other Fees for Services) for the Department of Social Services, and

WHEREAS, the Commissioner of Social 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 436 of 2008 to amend the budget line to 670018.4747.103000 (Other Fees for Services) for the Department of Social Services for the period September 1, 2008 through May 31, 2009, and be it

FURTHER RESOLVED, that Resolution 436 of 2008, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 579

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING AN AGREEMENT WITH VARIOUS PROVIDERS FOR VARIOUS SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES FOR 2008-2009

WHEREAS, the Director of Public Health requests authorization for agreements with various providers for various services for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties at rates according to the New York State Department of Health Upstate NY Fee Schedule for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said agreements are necessary for breast, cervical, and colorectal cancer screening services, diagnostic and follow-up services, and HPV Vaccine, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with various providers, as listed on Exhibit "A", for various services for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties for the period April 1, 2008 through March 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Providers at the rates according to the New York State Department of Health Upstate NY Fee Schedule attached as Exhibit "B" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480376.4707.105483 (Medical and Hospital Services) and 480376.4715.105xxx (Other Medical Services), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 580

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE RESEARCH FOUNDATION OF THE STATE UNIVERSITY OF NEW YORK ON BEHALF OF THE CLINICAL CAMPUS AT THE COMMUNITY FREE CLINIC FOR THE DEPARTMENT OF HEALTH FOR 2009

WHEREAS, this County Legislature, by Resolution 786 of 2007, authorized renewal of the agreement with the Research Foundation of the State University of New York on behalf of the Clinical Campus at the Binghamton Community Free Clinic for medical and dental services for the Department of Health at an amount not to exceed \$100,000 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary for enhanced medical and dental services to the uninsured through the Community Free Clinic, to enable a core staff of physicians to be regularly present and to expand the volunteer base, thereby assuring consistency in the provision of medical care, 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 \$100,000, 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 Research Foundation of the State University of New York on behalf of the Clinical Campus at the Binghamton Community Free Clinic, 425 Robinson Street, Binghamton, New York 13901 for medical and dental services for the Department of Health for the period January 1, 2009 through December 31, 2009 for, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an 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 480228.4457.101000 (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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 581

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF SOUTHERN TIER CANCER SERVICES PROGRAM PATIENT SERVICES GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2013

WHEREAS, this County Legislature, by Resolution 432 of 2008, authorized and approved the Southern Tier Cancer Services Program Patient Services Grant for the Department of Health and adopted a program budget in the amount of \$2,020,817 for the period April 1, 2008 through March 31, 2013, and

WHEREAS, said program grant provides breast, cervical and colorectal screening and diagnostic testing to uninsured or underinsured individuals who qualify for the program, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$24,250 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Southern Tier Cancer Services Program Patient Services Grant to reflect a decrease of \$24,250 for the period April 1, 2008 through March 31, 2013, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$1,996,567, and be it

FURTHER RESOLVED, that Resolution 432 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 582

By Education, Culture and Recreation Committee

Seconded by Mr. LaBare

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

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Tom Gray 125 Elaine Drive Binghamton, NY 13905	1/1/2009 -12/31/2013
Lanny Kipp (Town of Vestal appointment) 405 Jenson Road Vestal, NY 13850	1/1/2009- 12/31/2013
Mary Ann Thompson (Village of Endicott appointment) 123 River Terrace Endicott, NY 13760	1/1/2009- 12/31/2013

and

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 583

By Health and Human Services, Personnel and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF THE ENHANCED WATER SUPPLY GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 156 of 2008, as amended by Resolution 293 of 2008, authorized and approved renewal of the Enhanced Water Supply Program Grant for the Department of Health and adopted a program budget in the amount of \$158,760 for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said program grant enables the Department of Health to monitor the quality, quantity and regulatory compliance of all water supplies in Broome County, including private and individual household supplies, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$9,526 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Enhanced Water Supply Program Grant to reflect a decrease of \$9,526 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 \$149,234, and be it

FURTHER RESOLVED, that Resolutions 156 and 293 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 584

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING AN AGREEMENT WITH IRIDIUM TECHNOLOGIES, INC., FOR MEDICAL TRANSCRIPTION SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2009

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Iridium Technologies, Inc., for medical transcription services for the Willow Point Nursing Home at the rate of \$.099 per line, total amount not to exceed \$28,000 per year for the period January 1, 2009 through December 31, 2009, with the County's option for three one-year renewals under the same terms and conditions, and

WHEREAS, said agreement is necessary for medical transcription services for Willow Point Nursing Home physicians and resident charting and legal documentation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Iridium Technologies, Inc., 514 Canton Street, Troy, Pennsylvania 16947, for medical transcription services for the Willow Point Nursing Home for the period January 1, 2009 through December 31, 2009, with the County's option for three one-year renewals under the same terms and conditions, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$.099 per line, total amount not to exceed \$28,000 per year for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160036.4747.204000 (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.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 585

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING AN AGREEMENT WITH PROFESSIONAL HOME CARE FOR OXYGEN THERAPY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2009

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Professional Home Care for oxygen therapy services for the Willow Point Nursing Home at a cost not to exceed \$75,000, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary to provide oxygen therapy services to residents at the Willow Point Nursing Home, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Professional Home Care, 4401 Vestal Parkway East, Vestal, New York 13850, for oxygen therapy services for the Willow Point Nursing Home 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 \$75,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160101.4363/4512.204000 (Medical, Lab and Clinical Supplies/Outside 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 586

By Health and Human Services, Public Works and Finance Committees

Seconded by Chairman Whalen

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH HF JOHN GROUP, LLC FOR A FINANCIAL FEASIBILITY STUDY AND CERTIFICATE OF NEED APPLICATION FOR THE WILLOW POINT NURSING HOME FOR 2006-2009

WHEREAS, this County Legislature, by Resolution 589 of 2006, as amended by Resolution 332 of 2007, authorized an agreement with HF John Group, LLC for preparation of a Financial Feasibility Study, completion and submission of a Certificate of Need application for a replacement facility for the Willow Point Nursing Home at a cost not to exceed \$35,000 plus expenses for travel and meetings related to the project billed at the firm's prevailing hourly rate schedule for the period December 1, 2006 through December 31, 2008, and

WHEREAS, it is necessary to authorize amendments to said agreement to extend the term through December 31, 2009 to cover any unforeseen follow up requested by the State following the submission of the Certificate of Need and Feasibility Study for a new County Nursing Home, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with HF John Group, LLC, PO Box 13505, Albany, New York 12212 to extend the term of the agreement to December 1, 2006 through December 31, 2009 for preparation of a Financial Feasibility Study, completion and submission of a Certificate of Need application for a replacement facility for the Willow Point Nursing Home, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolutions 589 of 2006 and 332 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

10018 for professional imaging services for the Department of Mental Health for the period October 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$46,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470013.4747.101000 (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.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 589

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING ACCEPTANCE OF THE SOUTHERN TIER AIDS PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH THE SOUTHERN TIER AIDS PROGRAM TO ADMINISTER SAID PROGRAM FOR 2009

WHEREAS, the Commissioner of Mental Health requests authorization to accept the Southern Tier Aids Program Grant, adopt a program budget in the amount of \$174,235 and to enter into an agreement with the Southern Tier AIDS Program to administer said program for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said program grant provides prevention education and outreach services to LGBT clients, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$174,235 from the New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, New York 12203-3526, for the Department of Mental Health's Southern Tier Aids 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 \$174,235, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Southern Tier AIDS Program, 122 Baldwin Street, Johnson City, New York 13790 to administer said program grant 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 \$174,235 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470153.5090.105xxx (Southern Tier Aids Program), 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) are 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 590

By County Administration and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE NETSMART PUBLIC HEALTH, INC. FOR SOFTWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2009

WHEREAS, this County Legislature, by Resolution 548 of 2007, authorized an agreement with Netsmart Public Health, Inc. for software maintenance for the Division of Information Technology at a cost not to exceed \$16,813.20 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to allow the Health Department's Clinics Division to track and manage patients and services, 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 \$17,653.86, 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 Netsmart Public Health, Inc., 37 Villa Road, Suite 508, Greenville, South Carolina 29616 for software maintenance for the Division of Information Technology 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 \$17,653.86 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4513.101000 (Software Maintenance), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 591

By County Administration and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH VORTEX CONSULTING FOR CONSULTATION AND IMPLEMENTATION SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 751 of 2007, authorized an agreement with Vortex Consulting for consultation and implementation services for the Division of Information Services at a cost not to exceed \$41,480 for the period December 31, 2007 through August 31, 2008, and

WHEREAS, said agreement is necessary to integrate the county website into a content management system, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 1, 2008 to incorporate a content management tool that will allow Broome County personnel to update web content without the assistance of a webmaster, at no additional cost to the County, and

WHEREAS, the Director of Information Technology 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 Vortex Consulting, 61 North Main Street, Suite A, Canandaigua, New York 14424 to amend the period to December 31, 2007 through December 1, 2008, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 751 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 592

By County Administration and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RETENTION OF \$296,445 BY THE COUNTY CLERK FOR THE COUNTY OF BROOME FROM MORTGAGE TAXES

WHEREAS, Section 262 of the Tax Law mandates that recording officers are entitled to receive for the county all necessary expenses for the purposes of administration of mortgage taxes in their office and approved allowance by the New York State Tax Commission, and

WHEREAS, the New York State Tax Commission did, by Resolution duly adopted, determine that such mortgage tax expense be approved, at the amount certified to the State Tax Commissioner, by the County Legislature, provided it is a reasonable and necessary allowance for such expenses, and

WHEREAS, the New York State Tax Commission has previously approved an allowance for the period April 1, 2008 through March 31, 2009 in the amount of \$296,445, and

WHEREAS, the Broome County Clerk has determined that \$296,445 fairly represents the annual amount of expenses incurred by this office in the collection of mortgage taxes due and owing pursuant to New York State Tax Laws, and

WHEREAS, this change represents an \$4,549 per annum increase from the previous allowance of \$291,896 calculated in 2007 for Fiscal Year 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby determines that the sum of \$296,445 per annum be and hereby is a necessary, reasonable and proper allowance to be received by the County Clerk of the County of Broome for the purpose of administering mortgage taxes in said office, and be it

FURTHER RESOLVED, that the monthly retention of \$24,703.75 shall continue through March 31, 2010, and be it

FURTHER RESOLVED, that New York State approval is requested for the period of April 1, 2009 through March 31, 2010 in the amount of \$296,445, and be it

FURTHER RESOLVED, that revenue from the processing of mortgage taxes shall be credited to budget line 300012.0017.101000 (Mortgage Tax), and be it

FURTHER RESOLVED, that the sum of \$296,445 per annum (April 1, 2009 through March 31, 2010) is hereby certified to the State Tax Commission as the reasonable and proper allowance for such expenses.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 593

By County Administration and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ACS-EXIGENT STATE AND LOCAL SOLUTIONS, INC., FOR SOFTWARE MAINTENANCE AND SUPPORT FOR THE OFFICE OF THE COUNTY CLERK FOR 2009

WHEREAS, this County Legislature, by Resolution 26 of 2008, authorized an agreement with ACS-Exigent State and Local Solutions, Inc., for software maintenance and support for the Office of the County Clerk at an amount not to exceed \$38,921.50, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary for maintenance and support for indexing and cashing software, 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 \$40,921.50, 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 ACS-Exigent State and Local Solutions, Inc., 400 Executive Parkway, Suite 275, San Ramon,

California 94583 for software maintenance and support for the Office of the County Clerk 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 \$40,921.50 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300012.4513.101000 (Software Maintenance), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 594

By Finance Committee

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES PLUS ACCRUED INTEREST AND PENALTIES ON PARCELS IN THE TOWN OF MAINE AND THE TOWN OF LISLE

WHEREAS, it is necessary to clear the tax records on certain parcels of real property by virtue of the reasons stated below, now, therefore, be it

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

Parcel ID:	074.17-2-7
Town/Village:	Maine
Address	2634 NYS Route 26
Owner:	Betty Jean Davey
Amount to be Cancelled:	\$26,418.02
Reason:	Environmental

Parcel ID:	003.00-1-11
Town/Village:	Lisle
Address	881 Hunts Corner Road
Owner:	Broome County
Amount to be Cancelled:	\$759.72
Reason:	County owned

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 595

By Finance Committee

Seconded by Mr. LaBare

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF UNION

WHEREAS, the County of Broome now owns real property parcel ID #107.19-1-9 in the Town of Union, and

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

RESOLVED, that this County Legislature hereby authorizes the sale of County property as indicated as follows:

Town of	Union
Tax Map #	107.19-1-9
Address	Boswell Hill Road (Rear) Landlocked
Amount	\$1,000
Purchaser	Thomas Gazdik 3513 Smith Drive

Endwell, New York 13760

and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 630004.0212.101000 (Sale of Real Property), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 596

By Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING CORRECTION OF ERRORS ON TAX ROLLS FOR A PARCEL IN THE TOWN OF DICKINSON

WHEREAS, an application for Correction of Errors on Tax Rolls for a parcel in the Town of Dickinson has been duly filed with the Director of Real Property Tax Service for the County of Broome, and

WHEREAS, the Director of Real Property Tax Service has filed a report pursuant to Section 554 of the Real Property Tax Law and certain claimed errors have been determined to exist that should be corrected, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the application for correction and orders that the tax officer having jurisdiction of the tax rolls correct said tax rolls and the tax bills in accordance with the parcel listed below, pursuant to Section 554 of the Real Property Tax Law.

Town of Dickinson
Parcel ID: 143.51-2-33
Owner: Theresa Golebiowski
40 Adams Street
Binghamton, New York 13905
Reason: Enhanced STAR exemption not applied

	Incorrect Tax	Correct Tax	
County	302.81	302.81	
Town	43.21	43.21	
Town Highway	20.34	20.34	
School	1,039.18	0	
Fire	59.47	59.47	
Garbage	210.12	10.12	
Light	<u>28.00</u>	<u>28.00</u>	
Total	1,703.13	663.95	With appropriate penalty and interest

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 597

By Finance Committee

Seconded by Mr. LaBare

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

WHEREAS, it is necessary to clear the tax records on a parcel of real property by virtue of the reasons 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: 146.04-1-7
Town/Village: Kirkwood

Owner:	The People of the State of New York
Amount to be Cancelled:	County \$319.23
	Town \$6.62
	Highway \$60.54
	Fire \$58.04
	Total \$444.43

Reason: Wholly Exempt

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 598

By Public Works and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH C & S ENGINEERS, INC. (SUPPLEMENTAL AGREEMENT NO. 2) FOR PROFESSIONAL ENGINEERING DESIGN SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2004-2008

WHEREAS, this County Legislature, by Resolution 36 of 2004, as amended by Resolutions 388 of 2006 and 81 of 2008, authorized an agreement with C & S Engineers, Inc. for professional engineering design services for the Department of Public Works at a cost of \$408,849 for the period February 15, 2004 through July 31, 2008, and

WHEREAS, said agreement is necessary for professional engineering services for the replacement of County Bridge 3349530 (PIN 9752.67) on CR69 (Airport Road) over Little Choconut Creek, Town of Maine, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the period through December 31, 2008 and increase the not to exceed amount by \$9,040 for additional manhours beyond what was originally agreed were required by the consultant to oversee the punch list completion and certify close out of the General Construction contract, and

WHEREAS, the Deputy Commissioner of Engineering has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with C & S Engineers, Inc., 499 Col. Eileen Collins Boulevard, Syracuse, New York 13212 for professional engineering design services to extend the period to February 15, 2004 through December 31, 2008, and increase the not to exceed amount by \$9,040, and be it

FURTHER RESOLVED, that in consideration of said services the County will pay the contractor an amount not to exceed \$417,889 for the term of the agreement, and be it

FURTHER RESOLVED, that payments hereinabove authorized shall be made from budget line 035030.4746.501408 (Architectural-Engineering Services), and be it

FURTHER RESOLVED, that Resolutions 36 of 2004, 388 of 2006 and 81 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 599

By Public Works and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING THE FILING OF APPLICATIONS FOR STATE AID UNDER THE ENVIRONMENTAL QUALITY BOND ACT FOR VARIOUS SOLID WASTE MANAGEMENT PROJECTS AND SIGNING OF THE ASSOCIATED STATE CONTRACT UNDER THE APPROPRIATE LAWS OF NEW YORK STATE

WHEREAS, the State of New York provides financial aid for municipal solid waste management projects under the Environmental Quality Bond Act (EQBA), and

WHEREAS, the County of Broome, herein called the Municipality, has examined and duly considered the applicable laws of the State of New York and the Municipality deems it to be in

the public interest and benefit to file applications for various solid waste management projects under these laws, and

WHEREAS, it is necessary that contracts by and between the People of the State of New York, herein called the State, and the Municipality be executed for state aid for various solid waste management projects, now, therefore, be it

RESOLVED, by the County Legislature of the County of Broome that the filing of all applications for state aid under the Environmental Quality Bond Act (EQBA) for various solid waste management projects in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said applications is hereby authorized, and be it

FURTHER RESOLVED, that the Broome County Executive is directed and authorized as the official representative of the Municipality to act in connection with the applications and to provide such additional information as may be required and to sign the resulting contracts if said applications are approved by the State, and be it

FURTHER RESOLVED, that the Municipality agrees that it will fund its portion of the costs of said Municipal solid waste management projects, and be it

FURTHER RESOLVED, that five (5) certified copies of this Resolution be prepared and sent to the New York State Department of Environmental Conservation, Albany, New York 12233-7253, together with one complete application, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 600

By Economic Development and Planning and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING AN AGREEMENT FOR SPONSORSHIP WITH THE CITY OF BINGHAMTON AND THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2008-2009

WHEREAS, the Director of Economic Development requests authorization for an agreement for sponsorship with the City of Binghamton and the Department of Planning and Economic Development at a cost not to exceed \$5,000, for the period December 1, 2008 through November 30, 2009, and

WHEREAS, said agreement will provide sponsorship of Binghamton's WiFi system to help promote area events to users, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the City of Binghamton, City Hall, 38 Hawley Street, Binghamton, New York 13901 for sponsorship for the Department of Planning and Economic Development for the period December 1, 2008 through November 30, 2009, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 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.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 601

By Public Safety & Emergency Services Committees Seconded by Mr. LaBare
RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY STOP-DWI ADVISORY BOARD

WHEREAS, Barbara J. Fiala, County Executive, pursuant to the authority vested in her by Resolution 492 of 1981, has duly designated and appointed the following named individuals to

membership on the Broome County Stop-DWI Advisory Board, for the term indicated, subject to confirmation by this County Legislature:

All terms Expire 12/31/2009

NAME

Alan Wilmarth, Director
Addictions and Outpatient Mental Health Services – UHS
Home Address: RR #3, Box 3104, Halstead, PA. 18822

Joseph Zikuski, Chief
City of Binghamton Police Department
38 Hawley Street, Binghamton, NY 13901

Eben M. Bullock, Health Teacher
Binghamton City Schools
Home Address: 46 Lock Street, Port Crane, NY 13833

Rick Sands, Vice-President/Production
RV Swinamer Associates Advertising, Inc.
Home Address: 178 Matthews Street, Binghamton, NY 13905

Chris Haynes, Principal
Windsor High School
Home Address: 57 Park Street, Binghamton, NY 13905

Lori Wilmont, Acting Director
Broome County Probation Department
Home Address: 20 East Street, Binghamton, NY 13904

Eric Donaldson, Sales Manager
Citadel Broadcasting
Home Address: 13 London Lane, Endicott, NY 13760

Jason Van Fossen, Principal
Maine-Endwell High School
2733 Columbia Drive, Endwell, NY 13760

Gerald Mollen
Broome County District Attorney
Home Address: 4209 Emerson Place, Vestal, NY 13850

Eric Janis, Captain
New York State Police
Home Address: 515 Twist Run Road, Endwell, NY 13760

Gerald Johansen, Alcohol and Other Drug Program Coordinator
Binghamton University
Home Address: 134 Chapin Street 1-R, Binghamton, NY 13905

Len Pasquale, Vice-President
AV Mincolla Distributing
Home Address: 610 Valley View Drive, Endwell, NY 13760

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 492 of 1981, hereby confirms the appointment of the above-named individuals to membership on the Broome County Stop-DWI Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 602

By County Administration, Transportation and Rural Development and Finance Committee
Seconded by Mr .LaBare

RESOLUTION ESTABLISHING AN INTERMUNICIPAL AGREEMENT BETWEEN BROOME COUNTY AND THE CITY OF BINGHAMTON FOR THE MAINTENEANCE AND REPAIR OF B.C. TRANSIT BUS SHELTERS

WHEREAS, Broome County has purchased bus shelters and installed them in a number of areas throughout Broome County, including the City of Binghamton, and

WHEREAS, a percentage of bus shelters in the City of Binghamton have been vandalized, damaged, or accrue a large amount of trash in the surrounding area, prompting Broome County to remove some of these shelters, and

WHEREAS, the Broome County Legislature and the Broome County Executive as well as the Binghamton City Council and the Mayor of Binghamton recognize the importance of providing bus shelters to residents of the City of Binghamton, which protect passengers from wind, storms and in the warm weather months, from the sun, and would like to implement an intermunicipal agreement to restore the bus shelters, provide measures to maintain and protect them, and clarify the shelter transfer removal policy, and

WHEREAS, no formal agreement exists between Broome County and the City of Binghamton in regards to this issue, now, therefore be it

RESOLVED, that Broome County and the City of Binghamton enter into the following intermunicipal agreement:

1. Broome County will make every reasonable effort to replace all bus shelters that were removed due to vandalism, physical damage, or the accrument of trash in the surrounding area upon submittal, by the City of Binghamton, of a scheduled maintenance plan approved by the Commissioner of the Department of Public Transportation.

The shelter locations are as follows:

On Chenango St at State St. in front of CVS
On Court St. at State St. in front of Dollar Store
On Court St. at Water St. in front of Old World Deli
On Court St. at Water St. in front of Boscov's
On Main St. at Oak across from High School
On Moeller St. at Carlisle Apartments (Off Broad Ave.)
On Dewey St. at Felters Rd. at Saratoga Apartments
On Chenango St. at Blanchard Ave.

2. Broome County will install signs on all Bus Shelters throughout the City of Binghamton, clearly stating the rules of the shelter, the penalties for violation of such laws, and contact information of pertinent City and County departments in order to report cases of vandalism.
3. Broome County will provide up to four service calls to each shelter in the City of Binghamton per twelve month period to make only structural repairs, and replacement of glass panels to the shelters.
4. The Broome County Department of Transportation Commissioner will develop a written policy regarding the removal process of bus shelters. (A)
5. The City of Binghamton assumes responsibility for the timely cleanup of county bus shelters, including litter removal, graffiti abatement, and the like.

and be it

FURTHER RESOLVED, Broome County or the City of Binghamton must give 3 months notice before they may terminate this agreement, and be it

FURTHER RESOLVED, the said intermunicipal agreement shall be subject to any current federal grant agreements and or regulations, and be it

FURTHER RESOLVED, that this resolution will become effective upon the execution of an agreement with the City of Binghamton, approved by the Department of Law.

Attachment "A"

Criteria and Procedure for Removal of
Bus Shelters

Structural/Glass Panel Damage:

Upon the **fourth** notification in a (12) month period, from the City of Binghamton, or the Broome County Department of Public Works, to the Broome County Department of Public Transportation of structural damage to the shelter frame, or damage to any of the glass panels of the shelter, the Broome County Department of Public Works will, within (72hrs) seventy-two hours of notification remove the shelter at no cost to the City.

Graffiti Damage:

Upon notification from any reliable source to the Broome County Department of Public Transportation, that a shelter has been vandalized by graffiti, a representative from the Broome County Department of Public Transportation will respond to the shelter site and take pictures of the shelter (or do an on-site inspection) and the Commissioner of the Broome County Department of Public Transportation will review the pictures and contact the City of Binghamton Department of Public Works and request via e-mail, that the City remove the graffiti. If the graffiti is not removed within (10) days of the request, the Broome County Department of Public Works will remove the shelter, at no cost to the City.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 603

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CHENANGO ANIMAL HOSPITAL FOR RABIES SPECIMEN SERVICES, FOR THE DEPARTMENT OF HEALTH FOR 2009

WHEREAS, this County Legislature, by Resolution 699 of 2007, authorized a renewal of the agreement with Chenango Animal Hospital for rabies specimen services for the Department of Health at an amount not to exceed \$4,000, for the period January 1, 2008 through and December 31, 2008.

WHEREAS, said services are necessary for animal preparation in support of the Broome County Health Department Rabies Program and Bioterrorism Response Program, 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 \$4,000 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 Street, Binghamton, New York 13901 for animal specimen services for the Department of Health 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 \$4,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480137.4703.101275 (Laboratory 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 604

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR LABORATORY SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2009

WHEREAS, this County Legislature, by Resolution 745 of 2007, authorized a renewal of the agreement with Our Lady of Lourdes Hospital for laboratory services for the Department of Health at an amount not to exceed \$45,000, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said services are necessary to provide laboratory tests for patients of the Sexually Transmitted Disease Clinic, Employee Health Clinic, and TB Chest Clinic, 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 \$15,000, 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 Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 for laboratory services for the Department of Health 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 \$15,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.4703.101055/101056/101066 (Lab 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 605

By Personnel, Health and Human Services, and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request contained in PCR# 08-229 from the Director of Public Health, this County Legislature hereby authorizes the position of Supervising Public Health Educator, Grade 21, Union Code 07 BAPA, minimum salary \$47,219, at budget line 480376.1000.105340, to be abolished effective September 22, 2008, as there has been a change in grant funding, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 08-227 from the Director of Public Health, this County Legislature hereby authorizes the position of Public Health Educator, Grade 18, Union Code 04 CSEA, minimum salary \$38,357, at budget line 480376.1000.105340, to be abolished effective September 22, 2008, as there has been a change in grant funding, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 08-243 from the Director of Public Health, this County Legislature hereby authorizes the position of Senior Clerk, Grade 08, Union Code 08 CSEA, minimum salary \$23,285, at budget line 480376.1500.105435, to be abolished effective October 1, 2008, as the grant funding has ended.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 606

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING AN AGREEMENT WITH VARIOUS PROVIDER AGENCIES FOR SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES PURCHASE OF SERVICES PROGRAMS FOR 2009

WHEREAS, the Commissioner of Social Services requests authorization for agreements with various provider agencies for various services for the Department of Social Services' Purchase of Services Programs at the amounts listed on Exhibit "A", total amount not to exceed \$3,907,707 for all programs for the period January 1, 2009 through December 31, 2009, and

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

WHEREAS, the Department of Social Services requests authorization to accept and pass through to the various vendor agencies 100% New York State funded Cost of Living Adjustments (COLA) and amend the agreements for said COLA increases once said funding approval is received from the State of New York, and

WHEREAS, said COLA funds will give provider agencies a cost of living adjustment to be used for the recruitment and retention of staff or to respond to other non-personnel service costs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the various provider agencies for various services for the Department of Social Services' Purchase of Services Programs as listed on Exhibit "A" for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that the Department of Social Services is authorized to adjust, if necessary, the amount designated between programs within specific providers without legislative approval as long as the total amount designated for each provider does not exceed the budgeted amounts, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the provider agencies the amounts listed on Exhibit "A", total amount not to exceed \$3,907,707 for all programs, for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 670067.4561.103000 (Purchase of Services), 670018.5057.103000 (Accord Dispute Resolution Center), 670117.4581.103000 (Foster Care NS Det (Haskins) and 670018.4747.103000 (Other Fees for Services), and be it

FURTHER RESOLVED, that the Department of Social Services is hereby authorized to accept and pass through to the various provider agencies 100% New York State funded Cost of Living Adjustments, once said funding approval is received from NYS, and be it

FURTHER RESOLVED, that the Department of Social Services is hereby authorized to amend such agreements for the COLA funds with various provider agencies once NYS approval is received, and be it

FURTHER RESOLVED, that the COLA grant fund payments authorized shall be made from budget line 670513.4561.105XXX (Purchase of Services), and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) are 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 607

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE POINT OF ENTRY PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 653 of 2007, authorized and approved renewal of the Point of Entry Program Grant for the Department of Social Services and adopted a program budget in the amount of \$75,000 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant provides professional and consumer education and will develop a resource listing of all long term care services, and

WHEREAS, it is desired to renew said program grant in the amount of \$85,000 for the period October 1, 2008 through September 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$85,000 from the New York State Office for Aging, Two Empire State Plaza, Albany, New York 12223-1251 for the Department of Social Services Point of Entry 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 \$85,000, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 608

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VARIOUS VENDORS FOR TRANSPORTATION SERVICES FOR DEPARTMENT OF SOCIAL SERVICES MEDICAID RECIPIENTS FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 480 of 2006, as amended by Resolution 339 of 2008, authorized renewal of agreements with various vendors for transportation services for Medicaid recipients of Broome County at the State mandated rates for the period January 1, 2007 through December 31, 2008, and

WHEREAS, said agreements are necessary for providing transportation to Medicaid recipients to various covered Medicaid services, and

WHEREAS, said agreements expire by their terms on December 31, 2008, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at the State mandated rates as listed on Exhibit "A", for the period January 1, 2009 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with any current or subsequently added transportation provider, who is enrolled in the New York State Medicaid Program and contracts to provide services with Broome County, to provide transportation services for Department of Social Services Medicaid recipients for the period January 1, 2009 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the State mandated rates as listed in Exhibit "A" or in accordance with rates approved by the New York State Department of Health, for the term of the agreement, and be it

FURTHER RESOLVED, that the requested rates will continue until such time as a new rate schedule is approved by New York State, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 670083.4568.103000 (MMIS Medical Assistance) and 670513.4567.105xxx (Medical Assistance), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 609

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE FORENSIC TRANSITIONAL MANAGEMENT PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2009

WHEREAS, this County Legislature, by Resolution 679 of 2007, authorized and approved renewal of the Forensic Transitional Management Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$69,939 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides mental health services to clients in the legal system and helps minimize the need for hospitalization by providing a more intensive program, and

WHEREAS, it is desired to renew said program grant in the amount of \$74,810 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 \$57,811 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Forensic Transitional Management 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 \$74,810, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 610

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF THE CHILD AND FAMILY CLINIC PLUS PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 676 of 2007, authorized and approved renewal of the Child and Family Clinic Plus Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$436,313 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides broad based screenings, comprehensive assessments, expanded clinic capacity, in-home services and evidence based treatment for early recognition of mental health issues and early intervention of appropriated services, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$27,920 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Child and Family Clinic Plus Program Grant to reflect an increase of \$27,920 for the period January 1, 2008 through December 31, 2008, 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 \$464,233, and be it

FURTHER RESOLVED, that Resolution 676 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 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 611

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE LOURDES HOSPITAL PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL TO ADMINISTER SAID PROGRAM FOR 2009

WHEREAS, this County Legislature, by Resolution 554 of 2007, as amended by Resolution 262 of 2008 and companion resolution, authorized and approved renewal of the Lourdes Hospital Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$336,743 and authorized an agreement with Our Lady of Lourdes Hospital to administer said program for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides school-based counseling and prevention services to students in the Binghamton City School District, Windsor Central School District, Johnson City Central School District, Catholic Schools of Broome County and Broome Tioga BOCES who are at risk of drug and alcohol use due to personal, school, peer or family problems, who are exhibiting risk-taking behaviors, or who have begun experimenting with alcohol and/or drug use and will expand the Mental Health Juvenile Justice Project, and gambling prevention services, and

WHEREAS, it is desired to renew said program grant in the amount of \$354,999 adopt a program budget and renew the agreement with Our Lady of Lourdes Hospital to continue to administer said program for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$354,999 from the New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, New York 12223-3526 for the Department of Mental Health's Lourdes Hospital Program Grant for the period January 1, 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 \$354,999, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 to administer said program for the Department of Mental Health for the period January 1, 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 \$354,999 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470153.4718.105xxx (Contracted Services-Lourdes), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 612

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF THE LOURDES HOSPITAL PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR 2008

WHEREAS, this County Legislature, by Resolution 554 of 2007, as amended by Resolution 262 of 2008, authorized the continued participation in the Lourdes Hospital Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$276,743 and authorized an agreement with Our Lady of Lourdes Hospital to administer said program for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides school-based counseling and prevention services to students in the Binghamton City School District, Windsor Central School District, Johnson City Central School District, Catholic Schools of Broome County and Broome Tioga BOCES who are at risk of drug and alcohol use due to personal, school, peer or family problems, who are exhibiting risk-taking behaviors, or who have begun experimenting with alcohol and/or drug use and will expand the Mental Health Juvenile Justice Project, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$60,000 in grant appropriations and amend the agreement with Our Lady of Lourdes Hospital to reflect an increase of \$60,000 for gambling prevention services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Lourdes Hospital Program Grant to reflect an increase of \$60,000 for the period January 1, 2008 through December 31, 2008, 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 \$336,743, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 to reflect an increase of \$60,000 for gambling prevention services for the Department of Mental Health's Lourdes Hospital Program for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$336,743 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolutions 554 of 2007 and 262 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 613

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. FOR SERVICES RELATED TO THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY'S POINT OF ENTRY PROGRAM GRANT FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 659 of 2007, authorized an agreement with Action for Older Persons, Inc., for services related to the Community Alternative Systems Agency's Point of Entry Program Grant at a cost not to exceed \$24,460 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said agreement is necessary to coordinate a long term care services education and training program, develop a final version of "My Little Book", and create an educational informational video for family and informal caregivers, and

WHEREAS, said agreement expired by its terms on September 30, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$38,786, for the period October 1, 2008 through September 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901 for services related to the Community Alternative Systems Agency's Point of Entry Program Grant for the period October 1, 2008 through September 30, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$38,786 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 680066.4545.105xxx (Contracted Services), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried**, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 614

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH BEVERLY COMSTOCK FOR SERVICES RELATED TO THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY'S POINT OF ENTRY PROGRAM GRANT FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 660 of 2007, authorized an agreement with Beverly Comstock for services related to the Community Alternative Systems Agency's Point of Entry Program Grant, at an amount not to exceed \$16,000 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said agreement is necessary to create a Point of Entry website, and an Access database for CASA Nursing Home to Community and Hospital Liaison programs and to implement security in the SAMS client based software package, and

WHEREAS, said agreement expired by its terms on September 30, 2008, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$12,000, for the period October 1, 2008 through September 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Beverly Comstock, 960 Northwood Drive, Apartment 6, Endwell, New York 13760 for services related to the Community Alternative Systems Agency's Point of Entry Program Grant for the period October 1, 2008 through September 30, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$12,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 680066.4545.105xxx (Contracted Services), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried**, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 615

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY FOR THE OFFICE FOR AGING'S TITLE III-C-1 CONGREGATE NUTRITION PROGRAM FOR 2009

WHEREAS, this County Legislature, by Resolution 639 of 2007, authorized renewal of the agreement with Catholic Charities of Broome County for the Office for Aging's Title III-C-1 Congregate Nutrition Program at an amount not to exceed \$24,503, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to manage the Senior Citizens Nutrition Program for the Office for Aging's Congregate Nutrition Program at the Oak Street Senior Community Center, 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 \$25,238, 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 Catholic Charities, 232 Main Street, Binghamton, New York 13905 for the Office for Aging's Title III-C-1 Congregate Nutrition Program 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 \$25,238 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761130.4457.105489 (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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 616

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE JOHNSON CITY SENIOR CITIZENS CENTER, INC. FOR THE OFFICE FOR AGING'S TITLE III-C-1 CONGREGATE NUTRITION PROGRAM FOR 2009

WHEREAS, this County Legislature, by Resolution 650 of 2007, authorized renewal of the agreement with the Johnson City Senior Citizens Center, Inc. for the Office for Aging's Title III-C-1 Congregate Nutrition Program at an amount not to exceed \$28,000, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to manage the Senior Citizen Nutrition Program, 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 \$30,000, 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 Johnson City Senior Citizens Center, Inc., 30 Brocton Avenue, Johnson City, New York 13790, for the Office for Aging's Title III-C-1 Congregate Nutrition Program 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 \$30,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761130.4457.105489 (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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 617

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE SOUTHERN TIER CHAPTER OF THE AMERICAN RED CROSS FOR SERVICES FOR THE OFFICE FOR AGING'S TITLE III-B SUPPORTIVE SERVICES PROGRAM FOR 2009

WHEREAS, this County Legislature, by Resolution 635 of 2007, authorized an agreement with the Southern Tier Chapter of the American Red Cross for services for the Office for Aging's Title III-B Supportive Services Program at an amount not to exceed \$25,000 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to operate a volunteer shopper program providing service to homebound, low income elderly persons in Broome County, 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 \$25,000, 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 Southern Tier Chapter of the American Red Cross, 620 East Main Street, Endicott, New York 13760 for services for the Office for Aging's Title III-B Supportive Services Program 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 \$25,000 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 618

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH FIRST WARD ACTION COUNCIL FOR SERVICES FOR THE OFFICE FOR AGING'S TITLE III-B HOME REPAIR SERVICES PROGRAM FOR 2009

WHEREAS, this County Legislature, by Resolution 640 of 2007, authorized renewal of the agreement with the First Ward Action Council for services for the Office for Aging's Title III-B Home Repair Services Program at an amount not to exceed \$11,000 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary to provide home repairs for low income senior citizens in Broome County to enable these individuals to remain in their homes, 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 \$11,000, 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 First Ward Action Council, 165-169 Clinton Street, Binghamton, New York 13905 for services for the Office for Aging's Title III-B home Repair Services Program 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 \$11,000 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 619

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VARIOUS VENDORS AND NURSING FACILITIES FOR SERVICES FOR THE OFFICE FOR AGING'S TITLE III-E CAREGIVER PROGRAM FOR 2009

WHEREAS, this County Legislature, by Resolution 641 of 2007, authorized renewal of the agreement with various vendors and nursing facilities services for the Office for Aging's Title III-E Caregiver Program at various rates of reimbursement for the Office for Aging for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreements are necessary for in-home respite services to caregivers in Broome County and for institutional respite services for the Title III-E Caregiver Program, and

WHEREAS, said agreements expire by their terms on December 31, 2008, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at the rates listed on Exhibit "A", 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 agreements with the vendors listed on Exhibit "A" for in-home respite services 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 rates stated on Exhibit "A" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761247.4457.105492 (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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 620

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING REVISION OF THE COMMUNITY SERVICES FOR THE ELDERLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 147 of 2008, authorized and approved renewal of the Community Services for the Elderly Program Grant for the Office for Aging and adopted a program budget in the amount of \$595,940 for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said program grant provides for a variety of services including social day care, transportation, rural shopping, in-home mental health counseling and the GROW Program, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$14,931 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Community Services for the Elderly Program Grant to reflect an increase of \$14,931 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 \$610,871, and be it

FURTHER RESOLVED, that Resolution 147 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 621

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING REVISION OF THE EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 145 of 2008, authorized and approved renewal of the Expanded In-Home for the Elderly Program Grant for the Office for Aging and adopted a program budget in the total amount of \$928,942 for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said program grant provides personal care and housekeeper/chore services and case management of clients, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$13,176 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Expanded In-Home Services for the Elderly Program Grant to reflect an increase of \$13,176 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 \$942,118, and be it

FURTHER RESOLVED, that Resolution 145 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 622

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING A REVISION OF THE CONGREGATE SERVICES INITIATIVE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009.

WHEREAS, this County Legislature, by Resolution 152 of 2008, authorized and approved a renewal with Congregate Services Initiative Program Grant for the Office For Aging and adopted a program budget in the amount of \$15,278, for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said program grant provides funding for various congregated center activities, including menu enhancement and testing, transportation, health/wellness and computer equipment, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$539 in appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Congregate Services Initiative Program Grant to reflect a decrease of \$539 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 \$14,739 and be it

FURTHER RESOLVED, that Resolution 152 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 623

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF LONG TERM CARE INSURANCE EDUCATION AND OUTREACH PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 151 of 2008, authorized the continued participation in the Long Term Care Insurance Education and Outreach Program Grant for the Office for Aging, adopted a program budget in connection therewith in the amount of \$50,000 and authorized an agreement with Action for Older Persons Inc. to administer said program in the amount of \$47,500 for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said program grant provides funding to inform and educate the general public on long term care insurance, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$3,024 in grant appropriations and amend the agreement with Action for Older Persons Inc. to reflect a decrease in the amount of \$2,872, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Long Term Care Insurance Education and Outreach Program Grant to reflect a decrease of \$3,024 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 \$46,976, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901, to reflect a decrease of \$2,872 to administer said program for the Office for Aging for the period April 1, 2008 through March 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$44,628 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 151 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 624

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF THE TRANSPORTATION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 153 of 2008, authorized and approved renewal of the Transportation Program Grant for the Office for Aging and adopted a program budget in the amount of \$23,848 for the period April 1, 2008 through March 31, 2009, and

WHEREAS, said program grant provides transportation related expenses, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$1,621 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Transportation Program Grant to reflect a decrease of \$1,621 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 \$22,227, and be it

FURTHER RESOLVED, that Resolution 153 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 625

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF TITLE VII ELDER ABUSE PREVENTION PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. FOR 2008

WHEREAS, this County Legislature, by Resolution 645 of 2007, as amended by Resolution 289 of 2008, authorized the continued participation in the Title VII Elder Abuse Prevention Program Grant for the Office for Aging, adopted a program budget in the amount of

\$10,866 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 ombudsman volunteers for the Elder Abuse Prevention Program, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$4,224 in grant appropriations and amend the agreement with Action for Older Persons, Inc. to reflect an increase of \$4,224, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title VII elder Abuse prevention Program Grant to reflect an increase of \$4,224 for the period January 1, 2008 through December 31, 2008, 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 \$15,090, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901, to reflect an increase of \$4,224 to administer said program for the Office for Aging for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$15,090 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolutions 645 of 2007 and 289 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 626

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF THE TITLE III-D HEALTH PROMOTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 757 of 2007, authorized and approved renewal of the Title III-D Health Promotion Program Grant for the Office for Aging and adopted a program budget in the amount of \$31,408 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides funding for health promotion activities, including mental health counseling, medication management for seniors and budget support for the Broome County Senior Games, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$1,640 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-D Health Promotion Program Grant to reflect an increase of \$1,640 for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$33,048, and be it

FURTHER RESOLVED, that Resolution 757 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 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 627

By Health and Human Services, Personnel, and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING REVISION OF THE TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008

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 \$686,083 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said grant program 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 necessary at this time to revise said program to reflect an increase in the amount of \$10,660 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-C-2 Home Delivered Meals Program Grant to reflect an increase of \$10,660 for the period January 1, 2008 through December 31, 2008, 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 \$696,743, and be it

FURTHER RESOLVED, that Resolution 759 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 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 628

By Health and Human Services, Personnel, and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING REVISION OF THE TITLE III-C-1 CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 762 of 2007, authorized and approved renewal of the Title III-C-2 Congregate Meals Program Grant for the Office for Aging and adopted a program budget in the amount of \$1,139,097 for the period January 1, 2008 through December 31, 2008, and

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

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$17,081 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-C-1 Congregate Meals Program Grant to reflect a decrease of \$17,081 for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$1,122,016, and be it

FURTHER RESOLVED, that Resolution 762 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 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 629

By Health and Human Services, Personnel, and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING REVISION OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008

WHEREAS, this County Legislature, by Resolution 761 of 2007, authorized and approved renewal of the Title III-B Supportive Services Program Grant for the Office for Aging and adopted a program budget in the amount of \$810,603 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 necessary at this time to revise said program to reflect an increase in the amount of \$16,294 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-B Supportive Services Program Grant to reflect an increase of \$16,294 for the period January 1, 2008 through December 31, 2008, 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 \$826,897, and be it

FURTHER RESOLVED, that Resolution 761 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 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 630

By County Administration and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF AN INTER-MUNICIPAL AGREEMENT WITH THE COUNTY CLERKS OFFICE AND THE TOWN OF CONKLIN FOR THE USE OF TOWN FACILITIES FOR 2009

WHEREAS, this County Legislature, by Resolution 732 of 2007, authorized an inter-municipal agreement with the Town of Conklin for the use of Town facilities, with a minimal cost to the County for telephone, computer and cable services and equipment for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary for the County to operate a satellite DMV Unit in Conklin, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an inter-municipal agreement with the Town of Conklin, 1271 Conklin Road, Conklin, New York 13748, for the use of Town facilities for the County Clerks' Office-DMV for the period January 1, 2009 through December 31, 2009, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300020.4329.101000 (Building & Ground Supplies), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 631

By County Administration and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF AN INTER-MUNICIPAL AGREEMENT WITH THE COUNTY CLERKS OFFICE AND THE TOWN OF TRIANGLE FOR THE USE OF TOWN FACILITIES FOR 2009

WHEREAS, this County Legislature, by Resolution 730 of 2007, authorized an inter-municipal agreement with the Town of Triangle for the use of Town facilities, with a minimal cost to the County for telephone, computer and cable services and equipment for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary for the County to operate a satellite DMV Unit in Triangle, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an inter-municipal agreement with the Town of Triangle, 2612 Liberty Street, PO Box 289, Whitney Point, New York 13862, for the use of Town facilities for the County Clerks' Office-DMV for the period January 1, 2009 through December 31, 2009, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300020.4329.101000 (Building & Ground Supplies), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 632

By Economic Development and Planning and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF ECONOMIC DEVELOPMENT FOR PROGRAMS AND MARKETING FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 366 of 2007, authorized the Greater Binghamton Economic Development Initiative Program Grant for the Department of Planning and Economic Development, adopted a program budget in the amount of \$250,000 and authorized an agreement with the New York State Department of Economic Development in the amount of \$250,000 for programs and marketing for the period April 1, 2007 through December 31, 2008, and

WHEREAS, said program grant provides funds for programs and marketing to promote innovation and job creation, and

WHEREAS, it is necessary at this time to revise said agreement to amend the period to April 1, 2007 through August 31, 2009, at no additional cost to the County, now, therefore, be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the New York State Department of Economic Development, 30 South Pearl Street, Albany, New York 12245 to amend the period to April 1, 2007 through August 31, 2009, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 366 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 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 633

By Public Works and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING AN AGREEMENT WITH BROOME COUNTY SOIL AND WATER CONSERVATION DISTRICT AND THE NATURAL RESOURCES CONSERVATION SERVICE, U.S. DEPARTMENT OF AGRICULTURE FOR SUPPLEMENTAL WATERSHED AGREEMENT NO. 2 FOR THE IMPROVEMENTS FOR LITTLE CHOCONUT CREEK WATERSHED STRUCTURE NO. 2 FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the watershed plan for Finch Hollow, Little Choconut and Trout Brook Watersheds, State of New York, executed by Broome County and NRCS, became effective in October, 1963, and

WHEREAS, there has been developed through the cooperative efforts of Broome County and NRCS a plan for works of improvement for the Little Choconut Creek Flood Control Dam Site 2, State of New York, and,

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with the Broome County Soil and Water Conservation District and the Natural Resources Conservation Service, U.S. Department of Agriculture for Supplemental Watershed Agreement No. 2 for the improvements for Little Choconut Creek Watershed Structure No. 2 for the Department of Public Works, and

WHEREAS, the Natural Resources Conservation Service has obtained an allocation of federal funds in the amount of \$750,000 for upgrading the Watershed No. 23 dam to current federal standards, and

WHEREAS said funding is intended to fund 65 percent of the total cost of construction and in exchange, the County agrees to install, operate, and maintain the structure in accordance with the watershed plan for another 100 years or until the next supplemental agreement, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Broome County Soil and Water Conservation District and the Natural Resources Conservation Service, U.S. Department of Agriculture, 441 South Salina Street, Suite 354, Room 520, Syracuse, New York 13202 for Supplemental Watershed Agreement No. 2 for the improvements for Little Choconut Creek Watershed Structure No. 2 for the Department of Public Works, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 035139.2000/2016.501522 (Land Acquisition-ROW/Other Improvements), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 634

By Transportation and Rural Development and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FUNDING FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE GREATER BINGHAMTON AIRPORT'S CAPITAL PROJECTS

WHEREAS, the Commissioner of Aviation requests authorization to accept grant funding from the New York State Department of Transportation in the amount of \$230,657 for the Greater Binghamton Airport's Capital Projects, and

WHEREAS, said grant provides funds for the Runway 16-34 PAPI Replacement, Taxiway "A" and "G" Rehabilitation and Extension Construction and Rehabilitation of Taxiways "H" and "K", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$230,657 from the New York State Department of Transportation, Albany, NY 12232, for the Department of Aviation's Greater Binghamton Airport's Capital Projects, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 635

By Finance Committee

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS PURSUANT TO SECTION 261 OF THE NEW YORK STATE TAX LAW

WHEREAS, the County Clerk and the Commissioner of Finance have presented their report concerning mortgage tax receipts for the period April 2008 through September 2008, pursuant to Section 261 of the New York State Tax Law, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay the Treasurer of the City of Binghamton and to respective Supervisors of the 23 Towns and Villages of Broome County, those amounts listed:

SEMI-ANNUAL MORTGAGE TAX DISTRIBUTION

April 2008 through September 2008

Dickinson	Village of Port Dickinson	4,647.54
	Outside	28,764.03
Lisle	Village of Lisle	622.44
	Outside	12,961.07
Sanford	Village of Deposit	892.14
	Outside	11,757.78
Triangle	Village of Whitney Point	2,029.67
	Outside	9,956.43
Union	Village of Johnson City	51,484.73
	Village of Endicott	45,705.32
	Outside	324,943.67
Windsor	Village of Windsor	1,725.65
	Outside	30,507.36
Barker		19,101.01
Binghamton (Town)		84,790.81
Chenango		111,463.39
Colesville		30,402.10
Conklin		43,286.06
Fenton		41,650.21
Kirkwood		55,294.61

Maine	34,945.19
Nanticoke	7,565.78
Vestal	243,950.76
City of Binghamton	289,127.34
Total	1,487,575.09

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 636

By County Administration and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH TIER TECHNOLOGIES FOR SOFTWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2009

WHEREAS, this County Legislature, by Resolution 549 of 2007, authorized an agreement with Tier Technologies for software maintenance for the Division of Information Technology at an amount not to exceed \$75,381 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary for software maintenance for the County's Finance (FAMIS) and Budget Preparation (BPREP) System, 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 \$75,381, 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 Tier Technologies, Inc., 10789 Parkridge Boulevard, Suite 400, Reston, Virginia 20191 for software maintenance for the Division of Information Technology for 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 \$75,381 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4513.101000 (Software Maintenance), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 637

By County Administration and Finance Committees Seconded by Mr. Shafer
RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH IBM CORPORATION FOR SOFTWARE LEASES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2009

WHEREAS, this County Legislature, by Resolution 687 of 2007, authorized renewal of the agreement with IBM Corporation for software leases for the Division of Information Technology at an amount not to exceed \$26,064, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said agreement is necessary for the continued functioning of the Division of Information Technology and includes all IBM software products for major mainframe operating systems, 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 \$56,064, 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 IBM Corporation, 1551 South Washington Avenue, Piscataway, New Jersey 08854 for software leases for the Division of Information Technology 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 \$56,064 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4515.101000 (Software 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-15, Nays-0, Absent-3 (Howard, Hutchings, Hull), Abstain-1 (Schofield).

RESOLUTION NO. 638

By Transportation and Rural Development and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING AN AGREEMENT WITH MEAD AND HUNT, INC. FOR AIR SERVICE CONSULTANT SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2008-2009

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with Mead and Hunt, Inc., for air service consultant services at a cost not to exceed \$50,000, for the period November 1, 2008 through October 31, 2009, with the option for two one-year renewals by mutual consent, and

WHEREAS, said agreement is necessary to attract new air service and maintain existing air service at the Greater Binghamton Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mead and Hunt, Inc., 204 Creekbed Court, Suite 2A, Peachtree City, Georgia 30269 for air service consultant services for the Department of Aviation for the period November 1, 2008 through October 31, 2009, with the option for two one-year renewals by mutual consent, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$50,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 210195.4449.207000 (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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 639

By Public Works and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ARCADIS, G&M, INC. FOR PROFESSIONAL ENGINEERING SERVICES AT THE COLESVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 44 of 2008, authorized renewal of the agreement with ARCADIS G&M, Inc. for professional engineering services at the Colesville Landfill for the Division of Solid Waste Management at a cost not to exceed \$196,000 for the period March 1, 2008 through February 28, 2009, and

WHEREAS, said agreement is necessary for the continued implementation, operation and maintenance of the groundwater cleanup and water quality monitoring, including improvements/testing as required by the United States Environmental Protection Agency, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$23,100 to make repairs to the Spring #5 treatment system, and

WHEREAS, the Interim 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 ARCADIS, G&M, Inc., Two Huntington Quadrangle, Suite 1S10, Melville, New

York 11747 to increase the not to exceed amount by \$23,100 to make repairs to the Spring #5 treatment system for the period March 1, 2008 through February 28, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$219,100 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035031.4747.501509 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 44 of 2008, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 640

By Finance and Personnel Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE GUARDIAN LIFE INSURANCE COMPANY OF NEW YORK FOR LIFE INSURANCE FOR ELIGIBLE BROOME COUNTY EMPLOYEES FOR THE OFFICE OF RISK AND INSURANCE FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 446 of 2007, authorized renewal of the agreement with Guardian Life Insurance Company of New York for life insurance for eligible Broome employees for the Office of Risk and Insurance at a rate of \$1.30 per enrollee per month, and \$.30 per enrollee per month for accidental death and dismemberment for the period December 1, 2007 through November 30, 2008, and

WHEREAS, said agreement is necessary to provide life insurance coverage for eligible Broome County employees, and

WHEREAS, said agreement expires by its terms on November 30, 2008 and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$1.30 per enrollee per month for life insurance, and \$.30 per enrollee per month for accidental death and dismemberment, 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 the Guardian Life insurance Company of New York, 3900 Burgess Place, Bethlehem, Pennsylvania 18017 for life insurance for eligible Broome County employees for the Office of Risk and Insurance for the period December 1, 2008 through November 30, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$1.30 per enrollee per month for life insurance and \$.30 per enrollee per month for accidental death and dismemberment for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050088.4521.254000 (Insurance Premiums), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 641

By Personnel and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH UNITED HEALTH SERVICES HOSPITALS, INC. FOR DRUG AND ALCOHOL TESTING/TRAINING FOR THE PERSONNEL DEPARTMENT FOR 2009.

WHEREAS, this County Legislature, by Resolution 609 of 2006, authorized a renewal of the agreement with United Health Services Hospitals for drug and alcohol testing for the Department of Personnel, payment in accordance with a rate schedule attached as Exhibit "A" to said resolution,

total amount not to exceed budgeted appropriations, for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said services are necessary to conduct drug and alcohol testing for Broome County employee commercial driver license holders and safety sensitive positions, as required by the United States Department of Transportation, and

WHEREAS, said agreement expired by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate schedule attached hereto as Exhibit "A" and not to exceed budgeted appropriations, for the period January 1, 2008 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with United Health Services Hospitals Inc., Suite 204, 10 - 42 Mitchell Avenue, Binghamton, New York 13903 for drug and alcohol testing/training for the Department of Personnel for the period January 1, 2008 through December 31, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate schedule attached hereto as Exhibit "A" not to exceed budgeted appropriations, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050088.4703.254000 (Lab 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-17, Nays-0, Absent-2 (Howard, Hutchings).**

RESOLUTION NO. 642

By Health and Human Services, Personnel, and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING REVISION OF THE TITLE III-E FAMILY CAREGIVER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008.

WHEREAS, this County Legislature, by Resolution 756 of 2007, 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 \$185,667 for the period January 1, 2008 through December 31, 2009, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$11,960 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-E Family Caregiver Program Grant to reflect an increase of \$11,960 for the period January 1, 2008 through December 31, 2008, 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 \$197,627, and be it

FURTHER RESOLVED, that Resolution 756 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 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 643

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE MENTALLY ILL CHEMICAL ABUSER (MICA) INTENSIVE CASE MANAGEMENT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2009.

WHEREAS, this County Legislature, by Resolution 682 of 2007, authorized and approved renewal of the Mentally Ill Chemical Abuser (MICA) Intensive Case Management Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$297,150 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides intensive services for mentally ill chemically dependent individuals, and

WHEREAS, it is desired to renew said program grant in the amount of \$373,362 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 \$213,117 from New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Mentally Ill Chemical Abuser (MICA) Intensive Case Management 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 \$373,362, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 644

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE DETENTION ALTERNATIVE TEAM PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH CHILDREN'S HOME OF WYOMING CONFERENCE TO ADMINISTER SAID PROGRAM FOR 2009.

WHEREAS, this County Legislature, by Resolution 33 of 2008, authorized and approved the Detention Alternative Team Program Grant for the Department of Social Services, adopted a program budget in the amount of \$116,758 and authorized an agreement with Children's Home of Wyoming Conference to administer said program, for the period July 1, 2007, through June 30, 2008, and

WHEREAS, said program grant is aimed at preventing detention use and foster care placement for prospective and adjudicated Persons in Need of Supervision and Juvenile Delinquents, and

WHEREAS, it is desired to renew said program grant in the amount of \$236,228 adopt a program budget and renew the agreement with Children's Home of Wyoming Conference to continue to administer said program, at a cost not to exceed \$236,228 for the period July 1, 2008 through June 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$236,228 from New York State Office of Children and Family Services, The Atrium, 2 Clinton Square, Syracuse, New York 13202-1034, for the Department of Social Services' Detention Alternative Team Program for the period July 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 \$236,228, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York 13901, to administer said program, for the Department of Social Services for the period July 1, 2008 through June 30, 2009, and be it

FURTHER RESOLVED, that this consideration of said services, the County shall pay the contractor an amount not to exceed \$236,228 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670513.4561.105XXX (Purchase of 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, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 645

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING REVISION OF THE CHILD CARE AND DEVELOPMENT BLOCK GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET FOR 2007-2008.

WHEREAS, this County Legislature, by Resolution 509 of 2007, authorized and approved renewal of the Child Care Program Grant for the Department of Social Services and adopted a program budget in the amount of \$4,166,761 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program grant provides funds for child care subsidies to low income families and for activities related to improving the quality and availability of child day care services, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$260,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Child Care and Development Block Grant to reflect an increase of \$260,000 for the period October 1, 2007 through September 30, 2008, 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 \$4,426,761, and be it

FURTHER RESOLVED, that Resolution 509 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 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 646

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE SOUTHERN TIER HEALTHY BEGINNINGS PERINATAL PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2009.

WHEREAS, this County Legislature, by Resolution of 778 of 2007, authorized and approved the Southern Tier Healthy Beginnings Perinatal Program Grant for the Department of Health and adopted a program budget in the amount of \$34,000 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides home visits to conduct a nursing assessment to identify risk factors associated with poor pregnancy outcomes and perinatal depression, and to develop a plan of care, and

WHEREAS, it is desired to renew said program grant in the amount of \$34,000 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 \$34,000 from Monroe Plan for Medical Care, Excellus Blue Cross Blue Shield, 53 Chenango Street, Binghamton, New York 13901 for the Department of Health's Southern Tier Healthy Beginnings Perinatal 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 \$34,000, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 647

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
**RESOLUTION AUTHORIZING ACCEPTANCE OF THE BUILDING A HEALTHY NATION:
STRATEGIC ALLIANCE FOR HEALTH PROGRAM GRANT FOR THE DEPARTMENT OF
HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2008-2009**

WHEREAS, the Public Health Director requests authorization to accept the Building A Healthy Nation: Strategic Alliance For Health Program Grant and adopt a program budget in the amount of \$85,000, for the period September 30, 2008 through September 29, 2009, and

WHEREAS, said program grant promotes healthy lifestyles through community and school based interventions in order to prevent and control cardiovascular disease, diabetes, and obesity in Broome County now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$85,000, from Health Research Inc., One University Place, Rensselaer, New York 12144-3455 for the Department of Health, for the Building a Healthy Nation: Strategic Alliance for Health Grant for the period September 30, 2008 through September 29, 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 \$85,000 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 648

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
**RESOLUTION AUTHORIZING REVISION OF THE "STEPS TO SAFER BROOME ROADS"
TRAFFIC SAFETY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND
ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2009**

WHEREAS, this County Legislature, by Resolution 481 of 2008, authorized and approved renewal of the "Steps to Safer Broome Roads" Traffic Safety Program Grant for the Department of Health and adopted a program budget in the amount of \$96,440 for the period October 1, 2008 through September 30, 2009, and

WHEREAS, said program grant supports local programs, public education events and activities designed to reduce mortality and morbidity related to traffic accidents, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$28,900 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the "Steps to Safer Broome Roads" Traffic Safety Program Grant to reflect a decrease of \$28,900 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 \$67,540, and be it

FURTHER RESOLVED, that Resolution 481 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 649

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING REVISION OF THE CANCER SERVICES PROGRAM PATIENT SERVICES OF CHEMUNG AND SCHUYLER COUNTIES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2008-2013

WHEREAS, this County Legislature, by Resolution 428 of 2008, authorized and approved the Cancer Services Program Patient Services of Chemung and Schuyler Counties Program Grant for the Department of Health and adopted a program budget in the amount of \$620,681 for the period April 1, 2008 through March 31, 2013, and

WHEREAS, said program grant provides breast, cervical and colorectal screening and diagnostic testing to uninsured or underinsured individuals who qualify for the program, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$7,448 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Cancer Services Program Patient Services of Chemung and Schuyler Counties Program Grant to reflect a decrease of \$7,448 for the period April 1, 2008 through March 31, 2013, 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 \$613,233, and be it

FURTHER RESOLVED, that Resolution 428 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 650

By Health and Human Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH SOUTHERN TIER INDEPENDENCE CENTER TO PROVIDE SIGNING SERVICES FOR THE DEPARTMENT OF HEALTH, THE COUNTY CLERK, OFFICE FOR AGING, AND THE WILLOW POINT NURSING HOME FOR 2009

WHEREAS, this County Legislature, by Resolution 580 of 2007, as amended by Resolution 753 of 2007, authorized renewal of the agreement with the Southern Tier Independence Center for signing services for the Department of Health, the County Clerk, Office for Aging and Willow Point Nursing Home at a rate of \$60 per hour (portal to portal) for certified interpreters, \$50 per hour (portal to portal) for pre-certified interpreters, \$75 per hour for certified interpreter in court and \$70 per hour for emergency interpreters (weekends, emergencies and between the hours of 11:00 pm and 6:00 a.m.), with all assignments requiring a 1.5 hour minimum, total amount not to exceed \$52,000 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said services are necessary to comply with applicable New York State regulations, 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 \$60 per hour for certified interpreters (portal to portal), \$50 per hour for pre-certified interpreters (portal to portal), \$75 per hour for court assignments plus \$60 per hour for travel, and \$90 per hour weekends and evenings between the hours of 11:00 p.m. and 6:00 a.m., with all assignments requiring a 1.5 hour minimum, total amount not to exceed \$52,000, 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 Southern Tier Independence Center, 24 Prospect Avenue, Binghamton, New York 13901 for signing services for various programs for the Department of Health, the County Clerk, the Office for Aging, and the Willow Point Nursing Home 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 a rate of \$60 per hour for certified interpreters (portal to portal), \$50 per hour for pre-certified interpreters (portal to portal), \$75 per hour for court assignment plus \$60 per hour for travel, and \$90 per hour weekends and evenings between the hours of 11:00 p.m. and 6:00 a.m., with all assignments requiring a 1.5 hour minimum, total amount not to exceed \$52,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines various.4715.various (Other Health and Medical Services) and various.4706.various (Rehab and Therapy 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 651

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING ACCEPTANCE OF A PRIMARY PREVENTION OF CHILDHOOD LEAD PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, the Director of Public Health requests authorization to accept a Primary Prevention of Childhood Lead Program Grant and adopt a program budget in the amount of \$170,712 for the period October 1, 2008 through September 30, 2009, and

WHEREAS, said program grant will develop a primary prevention program designed to eliminate or reduce the source of lead paint before it is ingested by children, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$170,712 from the New York State Department of Health, Center for Environmental Health,

Bureau of Community Environmental Health and Food Protection, Flannigan Square, Room 515, 547 River Street, Troy, New York 12180 for the Department of Health's Primary Prevention of Childhood Lead 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 \$170,712, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 652

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CORRECTIONAL MEDICAL CARE, INC., FOR MEDICAL SERVICES AT THE BROOME COUNTY JAIL FOR THE OFFICE OF THE SHERIFF FOR 2008

WHEREAS, this County Legislature, by Resolution 652 of 2005, as amended by Resolutions 38 and 571 of 2007, authorized an agreement with Correctional Medical Care, Inc., for medical services at the Broome County Jail for the Office of the Sheriff at an amount not to exceed \$2,431,189.52 for the period January 1, 2007 through December 31, 2007, and

WHEREAS, said agreement is necessary for medical, dental, forensic and related health care and administrative services at the Broome County Jail, and

WHEREAS, said agreement expired by its terms on December 31, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$2,586,573, for the period January 1, 2008 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Correctional Medical Care, Inc., 653 Skippack Pike, Suite 118, Blue Bell, Pennsylvania 19422 for medical services at the Broome County Jail for the Office of the Sheriff for the period January 1, 2008 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2,586,573 for the term of the agreement, and be it

FURTHER RESOLVED, that the base contract cost of \$2,278,837.10 plus catastrophic and per diem costs of \$187,735.90 shall be made from budget line 450023.4715.101000 (Other Health and Medical Services) and the annual psychiatric fee of \$120,000 shall be made from budget line 450023.4435.101000 (Inmate Expense-Other Facilities), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 653

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

RESOLUTION AUTHORIZING RENEWAL OF THE CHILD PASSENGER SAFETY PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2008-2009

WHEREAS, this County Legislature, by Resolution 767 of 2007, authorized and approved the Child Passenger Safety Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$16,561 for the period October 1, 2007 through September 30, 2008, and

WHEREAS, said program's goal is to increase the proper use and installation of child safety seats, and

WHEREAS, it is desired to renew said program grant in the amount of \$18,000 for the period October 1, 2008 through September 30, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$18,000 from the State of New York Governor's Traffic Safety Committee, Department of Motor Vehicles, 6 Empire State Plaza, Albany, New York 12228 for the Office of the Sheriff's Child Passenger Safety 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 \$18,000, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 654

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE BROOME COUNTY COUNCIL OF CHURCHES FOR RELIGIOUS SERVICES FOR INMATES OF THE BROOME COUNTY SHERIFF'S CORRECTIONAL FACILITY FOR 2009.

WHEREAS, this County Legislature, by Resolution 202 of 2008, authorized a renewal of the agreement with the Broome County Council of Churches for Religious Services for inmates of the Broome County Sheriff's Correctional Facility at a cost of \$43,260 for Chaplaincy Services and \$26,066 for Pre-Release Services for a total amount not to exceed \$69,326 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said services are necessary for compliance with Minimum Standards applicable to the Broome County Sheriff's Correctional Facility promulgated by the New York State Commission of Correction, 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 \$69,326, 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 Broome County Council of Churches, 3 Otsenigo Street, Binghamton, New York 13903 for Religious Services for inmates of the Broome County Sheriff's Correctional Facility for the period January 1, 2009 through December 31, 2009, and be it

Division of Information Technology at a cost not to exceed \$48,000, for the period January 1, 2009 through December 31, 2011, and

WHEREAS, said agreement is necessary for hardware maintenance, training, installation and parts lease for a IKON CPP650 color copier, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with IKON Office Solutions, Inc., 4100 Old vestal Road, Vestal, New York 13850 for maintenance and lease of a color copier for the Division of Information Technology 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 \$1,250 per month plus \$1,000 per year for image overages, total amount not to exceed \$48,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370049.4518.101000 (Copy Machine Rentals), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

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

WHEREAS, this County Legislature, by Resolution 519 of 2005, authorized an agreement with Danka for the lease and maintenance of a copy machines for the Division of Information Technology at an amount not to exceed \$195,240 for the period November 1, 2005 through October 31, 2008, and

WHEREAS, said agreement is necessary for the Broome County Print Shop to provide printing services for various departments, and

WHEREAS, said agreement expired by its terms on October 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 \$135,861.24, for the period January 1, 2009 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Konica Minolta Danka Imaging, 370 Summit Point Drive, Suite 1B, Henrietta New York 14467, for lease and maintenance of a copy machine for the Division of Information Technology 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 M&T Credit Services, LLC, PO Box 62176, Baltimore, MD 21264 an amount not to exceed \$2,430.59 per month for lease of a copy machine, for the term of the agreement, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Konica Minolta Danka Imaging, 4388 Collections Center Drive, Chicago, IL 60693 an amount not to exceed \$1,260 per month for the maintenance of a copy machine, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized in the total amount of \$135,861.24 shall be made from budget line 370049.4518.101000 (Copy Machine Rentals), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 658

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION ADOPTING THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM PLAN FOR 2009

WHEREAS, this County Legislature, by Resolution 735 of 2007 established the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program pursuant to New York Vehicle and Traffic Law, and

WHEREAS, this County Legislature, by Resolution 614 of 2006 approved and adopted the 2007 Comprehensive Plan for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program, and

WHEREAS, THE Broome County STOP-DWI Program has prepared a comprehensive plan for submission to the New York State Commissioner of Motor Vehicles for the Broome County STOP-DWI Program for 2009, a copy of said Plan having been filed with the Clerk of the Legislature, and

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

RESOLVED, that this County Legislature hereby approves and adopts the 2009 Comprehensive Plan for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program, a copy of which has been filed with the Clerk of the Legislature, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 659

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF FUNDING AGREEMENTS WITH VARIOUS BROOME COUNTY DEPARTMENTS, OUTSIDE AGENCIES, AND MUNICIPALITIES FOR THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM FOR 2009.

WHEREAS, this County Legislature, by Resolution 736 of 2007, authorized the renewal of funding agreements with various Broome County departments, outside agencies, and municipalities for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant in the total amount of \$163,750 for the period January 1, 2008 through December 31, 2008, and

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

WHEREAS, it is desired at this time to renew agreements with various Broome County departments, outside agencies, and municipalities as shown on Exhibit "A" for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant in the total amount of \$170,600 for the period January 1, 2009 through December 31, 2009, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of funding agreements with various Broome County departments, outside agencies, and municipalities as shown on Exhibit "A" for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant for the period January 1, 2009 through December 31, 2009

FURTHER RESOLVED, that the funding to each of said departments, outside agencies, and municipalities shall not exceed the amounts as shown on Exhibit "A", total amount not to exceed \$170,600, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 820001.various.101051, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 660

By Education, Culture and Recreation and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING ACCEPTANCE OF A DONATION CONSISTING OF THE LIBRARY READING GARDEN LOCATED AT 18-28 COURT STREET FROM THE BROOME LIBRARY FOUNDATION, INC.

WHEREAS, the Broome County Public Library operates on County property located at 185 Court Street, pursuant to the April 19, 1985 agreement between the County and Library Trustees, and

WHEREAS, the Broome Library Foundation, Inc., has completed the development of a Library Reading Garden at 18-28 Pine Street, and

WHEREAS, The Broome Library Foundation, Inc. is dissolving and wishes to gift the Library Reading Garden to Broome County, and

WHEREAS, the Director of the Broome County Public Library and the County Executive request authorization for the County to accept from The Broome Library Foundation, Inc., the Library Reading Garden located at 18-28 Pine Street at no cost to the County, and

WHEREAS, the County of Broome intends to keep the Library Garden space available as a garden space for the patrons of the Broome County Public Library and subject to the April 9, 1985 agreement so long as the Library is located at 185 Court Street, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes acceptance of the Library Reading Garden located at 18-28 Pine Street from the Broome Library Foundation, Inc., at no cost to the County, and be it

FURTHER RESOLVED, the County of Broome intends to keep the Library Garden space available as a garden space for the patrons of the Broome County Public Library and subject to the April 9, 1985 agreement so long as the Library is located at 185 Court Street, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 661

By Public Safety and Emergency Services, County Administration and Finance Committees
Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF LOCAL ENHANCED WIRELESS 911 PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2008-2011

WHEREAS, this County Legislature, by Resolution 76 of 2008, authorized and approved the Local Enhanced Wireless 911 Program Grant for the Office of Emergency Services and adopted a program budget in the amount of \$664,011 for the period April 1, 2007 through March 31, 2010, and

WHEREAS, said program grant provides funding to reimburse the County for costs associated with the provision of Wireless 911 services, and

WHEREAS, it is desired to renew said grant program in the amount of \$108,924 for the period April 1, 2008 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$108,924 from the New York State Department of State, 41 State Street, Albany, New York

12231-0001 for the Office of Emergency Services Local Enhanced Wireless 911 Program Grant for the period April 1, 2008 through March 31, 2011, 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 \$772,935, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 662

By Personnel and Public Safety and Emergency Services Committees Seconded by Mr. LaBare
RESOLUTION GRANTING WAIVER OF RESIDENCY FOR ANDREW D. EGGLESTON FOR EMPLOYMENT AS A BROOME COUNTY DEPUTY SHERIFF SERGEANT

WHEREAS, this County Legislature, by Resolution 82 of 1989, as amended by Resolution 510 of 1999, adopted residency requirements for Broome County officers and employees, and

WHEREAS, said Resolutions provided for waivers of the residency requirement upon the happening of certain conditions, and

WHEREAS, this County Legislature, by Resolution 263 of 2005, authorized a waiver of residency for Andrew D. Eggleston to move to Tioga County which is about 6/10 of a mile from the Broome County border and continue working as Broome County Deputy Sheriff of the Highway Patrol, effective as long as Mr. Eggleston held the aforementioned position, and

WHEREAS, Mr. Eggleston is a viable candidate for the position of Deputy Sheriff Sergeant and it is requested that a waiver of residency be granted so Mr. Eggleston can be considered for the position of Deputy Sheriff Sergeant, now therefore be it

RESOLVED, that this County Legislature hereby exempts and waives the certificate of residency for Andrew D. Eggleston, and the residency requirement of Resolution 82 of 1989, as amended by Resolution 510 of 1999, in order that he may be considered for the position of Deputy Sheriff Sergeant, and be it

FURTHER RESOLVED, that this exemption and waiver shall be effective immediately and shall continue for so long as Mr. Eggleston shall hold the aforementioned position.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 663

By Personnel and Public Safety and Emergency Services Committees Seconded by Mr. LaBare
RESOLUTION GRANTING WAIVER OF RESIDENCY FOR JON P. AYERS FOR EMPLOYMENT AS A BROOME COUNTY DEPUTY SHERIFF DETECTIVE

WHEREAS, this County Legislature, by Resolution 82 of 1989, as amended by Resolution 510 of 1999, adopted residency requirements for Broome County officers and employees, and

WHEREAS, said Resolutions provided for waivers of the residency requirement upon the happening of certain conditions, and

WHEREAS, this County Legislature, by Resolution 185 of 2004, authorized a waiver of residency for Jon P. Ayers to work as Broome County Deputy Sheriff of the Highway Patrol, effective as long as Mr. Ayers held the aforementioned position, and

WHEREAS, Mr. Ayers is a viable candidate for the position of Deputy Sheriff Detective and it is requested that a waiver of residency be granted so Mr. Ayers can be considered for the position of Deputy Sheriff Detective, now therefore be it

RESOLVED, that this County Legislature hereby exempts and waives the certificate of residency for Jon P. Ayers, and the residency requirement of Resolution 82 of 1989, as amended by Resolution 510 of 1999, in order that he may be considered for the position of Deputy Sheriff Detective, and be it

FURTHER RESOLVED, that this exemption and waiver shall be effective immediately and shall continue for so long as Mr. Ayers shall hold the aforementioned position.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 664

By Public Works, County Administration and Finance Committees Seconded by Mr. LaBare

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CREATIVE INFORMATION SYSTEMS, INC. FOR SOFTWARE MAINTENANCE AND SUPPORT FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2009

WHEREAS, this County Legislature, by Resolution 516 of 2007, authorized an agreement with Creative Information Systems, Inc for software maintenance and support for the Division of Solid Waste Management at an amount not to exceed \$2,695, for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said services are necessary for the maintenance and support of the Landfill Scale Management System (SMS) that runs the scale-house computers for weighing and billing purposes, 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 \$2,600, 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 Creative Information Systems, Inc., 27 Lowell Street, Suite 402, Manchester, New Hampshire 03101 for software maintenance and support for the 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 \$2,600 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4423.206000 (Building, Grounds and Equipment Repairs), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 665

By Public Works and Finance Committees Seconded by Mr. Materese

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SCS ENGINEERS, PC FOR CONSTRUCTION REVIEW SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SOLID WASTE MANAGEMENT FOR 2003-2009

WHEREAS, this County Legislature, by Resolution 374 of 2003, as amended by Resolution 402 of 2005, 348 and 739 of 2006 and 407 of 2007, authorized an agreement with SCS Engineers, PC for design and construction review services for the Division of Solid Waste Management at a cost not to exceed \$110,419 for the period October 6, 2003 through December 31, 2008, and

WHEREAS, said agreement is necessary for engineering services to modify and upgrade the Broome County Landfill Gas Recovery System, from a recovery system to a recovery and emissions control system in order to meet more stringent EPA and NYSDEC gas emission control regulations in relation to a new collection infrastructure for the vertical landfill expansion of Sections II and III, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the not to exceed amount by \$25,000 and extend the term through December 31, 2009, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with SCS Engineers, PC, 140 Route 303, Valley Cottage, New York 10989 to increase the not to exceed amount by \$25,000 and extend the term through December 31, 2009 for the Department of Public Works-Division of Solid Waste Management, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$135,419 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4457.206000 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolutions 374 of 2003, 402 of 2005, 348 and 739 of 2006 and 407 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.

Mr. Materese made a motion, seconded by Mr. Shafer to amend the 3rd Whereas and the 1st Resolved paragraphs to \$37,700 and the 1st Further Resolved paragraph to \$148,119. **Motion to amend carried.** Ayes-16, Nays-0, Absent-3 (Howard, Hutchings, Hull). **Resolution as amended carried.** Ayes-16, Nays-0, Absent-3 (Howard, Hutchings, Hull)

RESOLUTION NO. 666

By Economic Development and Planning and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING AN AGREEMENT WITH MARKET VENTURES, INC. FOR CONSULTING SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2008-2009

WHEREAS, the Commissioner of Planning and Economic Development requests authorization for an agreement with Market Ventures, Inc., for consulting services for the Department of Planning and Economic Development at a cost not to exceed \$49,820, for the period November 15, 2008 through November 15, 2009, and

WHEREAS, said agreement is necessary for consulting services related to the preparation of a Regional Farmer's Market Feasibility Study, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Market Ventures, Inc., 118 William Street, Portland Maine 04103 for consulting services, for the Department of Planning and Economic Development for the period November 15, 2008 through November 15, 2009, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$49,820 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 667

By Economic Development and Planning and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING AN AGREEMENT WITH GRAFIQA FOR MARKETING AND PROMOTION FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2008-2009

WHEREAS, the Commissioner of Planning and Economic Development requests authorization for an agreement with GrafiQa for marketing and promotion services for the Department of Planning and Economic Development at a cost not to exceed \$19,500, for the period December 1, 2008 through December 31, 2009, and

WHEREAS, said agreement is necessary to create a brand, logo, web-graphics and connection to potential clients and markets for the Greater Binghamton Innovation Center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with GrafiQa, 293 Chestnut Street, Oneonta, New York 13820 for marketing and promotion services for the Department of Planning and Economic Development for the period December 1, 2008 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 \$19,500 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 and Promotion), 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 668

By Finance and Public Works Committees

Seconded by Mr. Herz

RESOLUTION AMENDING THE 2008 CAPITAL IMPROVEMENT PROGRAM FOR A PARKING LOT ENHANCEMENT PROJECT

RESOLVED, that the 2008 Capital Improvement Program is hereby amended as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
502395	Parking Lot Enhancements	32,000	32,000	0	0

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
<u>Start</u>				<u>Revenue</u>
2008	5	20(a)	0	0

Description: This project is to pave the recently acquired property located at 98-122 Hawley Street and 53 Carroll Street due to safety issues.

TO:

<u>Code</u>	<u>Project Name</u>		<u>Total</u>	<u>Estimated Construction Cost:</u>		<u>County</u>
				<u>State</u>	<u>Other*</u>	
502395	Parking Lot Enhancements	Lot	42,678	32,000	10,678	0

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
<u>Start</u>				
2008	5	20(a)	0	0

* Proceeds from sale of scrap metal located on property and be it

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

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

Carried, Ayes-16, Nays-0, Absent-3 (Howard, Hutchings, Hull).

RESOLUTION NO. 669

By Personnel, Public Safety and Emergency Services and Finance Committees

Seconded by Mr. LaBare

RESOLUTION AUTHORIZING A PERSONNEL CHANGE REQUEST FOR THE OFFICE OF EMERGENCY SERVICES

RESOLVED, that in accordance with a request contained in PCR # 08-234 from the Director of Emergency Services, this County Legislature hereby authorizes the position of Sr. Emergency Services Dispatcher, Grade 18, Union Code 07 BAPA, at budget line 460006.1000.101000, at a salary of \$43,430, to be changed to Sr. Emergency Services Dispatcher, Grade 18, Union Code 07 BAPA, at budget line 460097.1000.101000 at a salary of \$43,430 effective April 27, 2008.

Carried, Ayes-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 670

By County Administration and Finance Committees

Seconded by Mr. Sanfilippo

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE UNITED WAY OF BROOME COUNTY FOR THE COUNTY LEGISLATURE FOR 2009

WHEREAS, the County Legislature requests authorization for an agreement with United Way at a cost not to exceed \$45,000, for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary to provide funding for the United Way First Call for Help 211 service, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with United Way of Broome County, PO Box 550, Binghamton, NY 13902 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 \$45,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the term of said agreement shall be January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230037.4747.101000 (Other Fees for Service), and be it

FURTHER RESOLVED, that a transfer in the amount of \$45,000, from 2008 funds, is hereby authorized and approved as follows and disbursed as described:

<u>Amount</u>	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>
FROM:				
\$45,000	900084	4752	101000	Contingency Fund
TO:				
\$45,000	230037	4747	101000	Other Fees for Service

and be it

FURTHER RESOLVED, that it is not the present intention of this County Legislature to make this an annual allocation, 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-15 Nays-1 (Keibel), Absent-3 (Howard, Hutchings, Hull).

RESOLUTION NO. 671

By Finance and Public Works Committees

Seconded by Mr. Shafer

RESOLUTION AMENDING THE 2006 CAPITAL IMPROVEMENT PROGRAM REGARDING THE HIGHWAY RECONSTRUCTION AND SALT STORAGE FACILITY PROJECTS

RESOLVED, that the 2006 Capital Improvement Program is hereby revised as follows:

FROM:

		Estimated Construction Cost:				
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>	
501448	Highway Reconstruction	\$2,000,000	\$0	\$0	\$2,000,000	
		Local Finance Law Section 11			How Financed:	
		<u>Year</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
		<u>Start</u>				
		2006	15	20(c)	\$2,000,000	0

Description: Reconstruct county highways as needed based on pavement condition, sufficiency and priority.

TO:

		Estimated Construction Cost:				
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>	
501448	Highway Reconstruction	\$1,961,670	\$0	\$0	\$1,961,670	
		Local Finance Law Section 11			How Financed:	
		<u>Year</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
		<u>Start</u>				
		2006	15	20(c)	\$1,961,670	0

Description: Reconstruct county highways as needed based on pavement condition, sufficiency and priority.
and be it

FURTHER RESOLVED, that the 2006 Capital Improvement Program is hereby revised to add the following project:

TO:

		Estimated Construction Cost:				
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>	
501572	Salt Storage Facility	\$38,330	\$0	\$0	\$38,330	
		Local Finance Law Section 11			How Financed:	
		<u>Year</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
		<u>Start</u>				
		2006	25	11(b)	\$38,330	0

Description: Construct new salt storage facility at Broome County Highway Garage.

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

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

Carried, Ayes-16, Nays-0, Absent-3 (Howard, Hutchings, Hull).

RESOLUTION NO. 672

By Finance, Public Works and Transportation and Rural Development Committees
 Seconded by Mr. Garnar

RESOLUTION AMENDING THE 2007 CAPITAL IMPROVEMENT PROGRAM FOR THE CORPORATE HANGAR IMPROVEMENTS PROJECT

RESOLVED, that the 2007 Capital Improvement Program is hereby revised as follows:
 FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		<u>County</u>
			<u>State</u>	<u>Federal/Other</u>	
501515	07 Corporate Hangar Improvements	676,250	541,000	0	135,250

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
<u>Start</u>				
2007	10	14	676,250	0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		<u>County</u>
			<u>State</u>	<u>Federal/Other</u>	
501515	07 Corporate Hangar Improvements	750,000	600,000	0	150,000

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
<u>Start</u>				
2007	10	14	750,000	0

and be it

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

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

Carried, Ayes-16, Nays-0, Absent-3 (Howard, Hutchings, Hull).

RESOLUTION NO. 673

By Health and Human Services and Finance Committees
 Seconded by Mr. LaBare
RESOLUTION AUTHORIZING AN INCREASE OF PETTY CASH FUNDS FOR THE OFFICE FOR AGING

WHEREAS, the Office For Aging currently has a petty cash fund which is inadequate for its current needs, and

WHEREAS, the Director of the Office For Aging has requested an increase of \$300 of 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 \$300, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and increases the petty cash fund for the Office For Aging by \$300 to the total amount of \$1,200, and further authorizes the Commissioner of Finance to transfer \$300 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 674

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

WHEREAS, the Director of the Binghamton Metropolitan Transportation Study requests authorization for an agreement with ecology and environment, inc. for professional services for the Binghamton Metropolitan Transportation Study at a cost not to exceed \$16,800, for the period January 1, 2009 through December 31, 2009, an amount not to exceed \$16,400 for the period January 1, 2010 through December 31, 2010 and an amount not to exceed \$15,925 for the period January 1, 2011 through December 31, 2011, and

WHEREAS, said agreement is necessary to create and operate a rideshare/carpool matching website for residents of Broome and Tioga Counties, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with ecology and environment, inc., Buffalo Corporate Center, 368 Pleasant View Drive, Lancaster, New York 14086, for professional services, for the Binghamton Metropolitan Transportation Study 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 an amount not to exceed \$16,800, for the period January 1, 2009 through December 31, 2009, an amount not to exceed \$16,400 for the period January 1, 2010 through December 31, 2010 and an amount not to exceed \$15,925 for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 440131.4747.105442 (Professional 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. Shafer

RESOLUTION NO. 675

By Health and Human Services and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE QUALITY ASSURANCE AND ACCOUNTABILITY PROJECT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH COORDINATED CARE SERVICES, INC. TO ADMINISTER SAID PROGRAM FOR 2009

WHEREAS, this County Legislature, by Resolution 681 of 2007, authorized and approved renewal of the Quality Assurance and Accountability Project Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$322,597 and authorized an agreement with Coordinated Care Services, Inc. to administer said program for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides stronger management and quality assurance capabilities as well as monitoring performance expectations, and

WHEREAS, it is desired to renew said program grant in the amount of \$280,982, adopt a program budget and renew the agreement with Coordinated Care Services, 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 \$174,357 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Quality Assurance and Accountability Project 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 \$280,982, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Coordinated Care Services, Inc., 1099 Jay Street, Rochester, New York 14611 to administer said program grant for a total amount not to exceed \$268,385 for the Department of Mental Health for the period January 1, 2009 through December 31, 2009, and be it

FURTHER RESOLVED, that the payment hereinabove authorized shall be made from budget line 470153.4747.105399 (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, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 676

By Health and Human Services, Personnel and Finance Committees Seconded by Mr. LaBare
RESOLUTION AUTHORIZING RENEWAL OF THE MEDICAID TECHNOLOGIES ENHANCEMENT PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2009

WHEREAS, this County Legislature, by Resolution 740 of 2007, authorized and approved the renewal of the Medicaid Technologies Enhancement Program Grant for the Department of Social Services and adopted a program budget in the amount of \$5,608,756 for the period January 1, 2008 through December 31, 2008, and

WHEREAS, said program grant provides funding for 75 positions whose goal is to perform timely and appropriate Medicaid eligibility determination, conduct managed care activities, disability determination, provide Medical transportation, dental case management; monitor Family type homes and image Medicaid records, and

WHEREAS, it is desired to renew said grant program in the amount of \$8,058,456 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 \$8,058,456 from the New York State Medicaid Administrative CAP for the Department of Social Services' Medicaid Technologies Improvement 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 \$8,058,456, 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-17, Nays-0, Absent-2 (Howard, Hutchings).

RESOLUTION NO. 677

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

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

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

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

FURTHER RESOLVED, that 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 revenue hereinabove authorized shall be credited to budget line 630004.0212.101000 (Sale of Real Property), and be it

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

Held over by Mr. Shafer

RESOLUTION NO. 678

By Finance and Transportation and Rural Development Committees

Seconded by Mr. Cleary

RESOLUTION AUTHORIZING AMENDMENT OF THE 2008 BUDGET TO ALLOW PROJECTED EXPENDITURES THROUGH DECEMBER 31, 2008 BY RECOGNIZING UNANTICIPATED REVENUES FOR PUBLIC TRANSPORTATION

WHEREAS, pursuant to Article XI Section 609 of the Broome County Charter, the County Legislature may make supplemental appropriations for the year not in excess of revenues received from sources not anticipated in the budget for that year, and

WHEREAS, the Commissioner of Public Transportation requests amending the 2008 budget to allow projected expenditures through December 31, 2008 by recognizing unanticipated revenues to increase expenditures by \$600,000 and to increase revenues by \$600,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment of the 2008 County budget to allow projected expenditures through December 31, 2008 by recognizing unanticipated expenditures and to increase expenditures and revenues by \$600,000 and be it

FURTHER RESOLVED, that the Commissioner of Finance is authorized to increase the following budget lines by \$600,000, as requested by BF#6669:

<u>Index Code</u>	<u>Subject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
220004	0245	203000	Mass Transit Suppl	600,000
220004	4347	203000	Gas, Oil, Grease and Diesel	600,000

Carried. Ayes-16, Nays-0, Absent-3 (Howard, Hutchings, Hull)

Mr. Schofield made a motion to adjourn, seconded by Mr. Sanfilippo. **Motion to adjourn Carried,** Ayes-16, Nays-0, Absent-3 (Howard, Hutchings, Hull). The meeting was adjourned at 5:45 p.m.

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