
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
TUESDAY, SEPTEMBER 13, 2005**

The Legislature convened at 4:02 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augustini, read the fire exit announcement and called the Attendance Roll, Present-17, Absent-2 (Miller, Whalen).

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

Mr. Mather made a motion, seconded by Mr. Lindsey, that the minutes of the August 17, 2005 Regular Session be approved as prepared and presented by the Clerk. **Carried**, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

Mr. Schofield noted that the committee minutes for the period August 17, 2005 through September 12, 2005 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. Schofield asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Hutchings, seconded by Mr. Materese. **Carried**, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Barbara J. Fiala.
 - 1. Public Emergency-Jennings Creek Road, Town of Lisle

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None
- B. Communications:
 - 1. Broome County Industrial Development Agency Meeting Minutes 7/8/05
 - 2. Broome County Environmental Management Council Meeting Minutes 7/7/05
 - 3. Broome County Soil and Water Conservation District Meeting Minutes 8/9/05
 - 4. NYS Board of Real Property Services 2005 Certified State Equalization Rates
 - 5. County Attorney-Living Wage Law Amendments 9/1/05
 - 6. Legislator Buchta-Living Wage Amendments 9/2/05
 - 7. Madison County Board of Supervisors-Resolution-Submission for Certification of All HAVA-Compliant Voting Machines or Systems
- C. Notices:
 - 1. Special Finance and County Administration Committee Meeting 8/17/05
 - 2. Committee of the Whole Meeting-Minimum Living Wage Law 9/8/05
 - 3. September Legislative Meeting Changed to 9/13/05 at 4:00
 - 4. Special Public Safety & Emergency Services Committee Meeting 9/13/05
- D. Reports:
 - 1. NYS Department of Health Public Health Consultation Health Statistics Review 8/23/05
 - 2. Four County Library System 2004 Annual Report and Financial Statements
 - 3. Mental Health Department 2004 Annual Report
 - 4. Law Department 2004 Annual Report

opportunity to lease County property, to pay their employees a wage that will enable a full-time worker to support a family at a level that meets basic needs and avoids economic hardship.

§ 80-2. Definitions.

For purposes of this Local Law, the following terms shall have the following meanings:

- A. **“County”** means the County of Broome and any County board, Binghamton Regional Airport, commission, bureau, division, department, administrative unit, or other office, position, administration, institution or agency of County Government:
 - 1. The expenses of which are paid in whole or in part from County *general* funds,
 - 2. Over which majority control is exercised by officers of the County or their appointees, provided, however, that County shall not include the Broome County Industrial *Development* Agency, Broome Community College or the Broome County Public Library.
- B. **“Contracting Agency”** shall mean any subordinate or component entity of the County that solicits proposals or bids and administers Service Contracts or County Assistance agreements.
- C. **“Service Contract”** means any written agreement whereby the County is committed to expend funds for services provided to or for the County, and that involves an expenditure of at least twenty-five thousand dollars (\$25,000.00) in any 12-month period. The term “Service Contract” shall not include contracts where services are incidental to the delivery of products, equipment or commodities. The term “Service Contract” shall include agreements whereby the County leases property and receives services pursuant to that lease. For the purposes of this definition, County expenditures for more than one contract for the same service from the same vendor within any 12-month period shall be aggregated. A contract for the purchase or lease of goods, products, equipment, supplies or other property is not a “Service Contract” for the purposes of this definition. A subcontract shall be considered a “Service Contract” for the purposes of this Local Law where the subcontract is entered into to assist the primary contractor in performing services for the County.
- D. **“County Assistance”** shall mean any tax abatement, grant, loan, bond financing or other economic incentive of at least twenty-five thousand dollars (\$25,000.00) over the life of the agreement that is realized by or provided to a Covered Employer, as herein defined, by or through the authority or approval of the County or any Contracting Agency.
- E. **“Service Contractor”** shall mean any person that enters into a Service Contract with the County.
- F. **“Covered Employer”** shall mean *the County and any employer who has at least one covered employee working within the County of Broome* that is a
 - 1. Service Contractor;
 - 2. Subcontractor to a Service Contractor;
 - 3. On-Site Service Contractors;
 - 4. Recipient of County Assistance;
 - 5. Tenant or concessionaire of a recipient of County Assistance;
 - 6. Tenant or concessionaire of the County where the relevant Service Contract, County Assistance, lease or concession agreement was entered into or renewed subsequent to the effective date of this law and where the employer employs at least ten (10) full-time equivalent employees regardless of whether those employees are Covered Employees or not.

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- G. **“Covered Employee”** shall mean a person employed by a Covered Employer or the *County* to
 1. Perform work in, on or for a project that is the subject of a Service Contract, or
 2. Perform work at a site or on a project for which County Assistance was granted or that is the subject of a County lease or concession agreement; including a person who performs work on a full-time, part-time, contingent or contracted basis, including a person made available to work through an agency providing temporary services, including staffing agencies and employment agencies or similar entities. For the purposes of this act, a covered *employee shall not include a workfare or any Department of Social Services related benefits recipient, a person under 21 years of age in a summer youth or school to work program or a seasonal employee. Seasonal employee shall be defined to include an employee hired temporarily for a period not to exceed one hundred (100) consecutive days at any given time within a six month period.*
 - H. **“Full-Time Equivalent”** shall mean any combination of hours worked by one or more employees equivalent to between 35 and 40 hours per week.
 - I. **“Person”** shall mean any entity or its agents, employees, representatives or legal representatives, including, but not limited to, natural persons, corporations, partnerships, limited liability companies, joint ventures, associations, labor organizations, educational institutions, mutual companies, joint stock companies, trusts, unincorporated organizations, trustees in bankruptcy, receivers or fiduciaries.
 - J. **“Subcontractor”** shall mean any Person, other than an employee, that enters into a Service Contract with a Service Contractor to assist the primary Service Contractor in performing a Service Contract

§ 80-3. Minimum Living Wage Established.

- A. **Applicability.** Covered Employers shall pay no less than a Minimum Living Wage to their Covered Employees. This requirement applies for each hour that a Covered Employee actually performs work or renders services in connection with a County Service Contract or Subcontract, in connection with a project matter or location for which the Covered Employer has received County Assistance or that is the subject of a County lease or concession agreement, or under the program of a Covered Child Care Agency. Provided that in the case of employees performing work that is covered by federal, state or local prevailing wage laws, Covered Employers shall pay the greater of the Minimum Living Wage pursuant to this law or the applicable prevailing wage.
- B. **Amount of Minimum Living Wage.** The Minimum Living Wage shall be calculated on an hourly basis and shall be no less than \$9.10 per hour with health benefits, as described in this local law, or otherwise \$10.75 per hour. The Minimum Living Wage shall be adjusted upwardly on an annual basis no later than April 1, in proportion to the annual increase, if any, in *the United States Department of Health and Human Resources published Poverty Guidelines for a four- person family unit over the preceding year. The County shall publish, in a daily newspaper of general circulation in Broome County by March 1 of each year a notice announcing the adjusted rates. Said bulletin will be distributed by the County to all County agencies, departments and offices, and Covered Employers upon publication.*
- C. **Health Benefits.** Health benefits shall consist of the payment by the Covered Employer to its Covered Employees or on their behalf, of at least one dollar and sixty- five cents (\$1.65) per hour towards the provision of health care

benefits for employees and/or their dependents. The required amount of this employer health benefits contribution shall be one dollar and sixty-five cents (\$1.65) per hour in the first year of this law and shall be adjusted upwardly every year thereafter at rate equivalent to that of the Minimum Living Wage pursuant to paragraph B of this section. Proof of the provision of such benefits must be submitted to the County not later than thirty (30) days after the execution of the relevant Service Contract, award of County Assistance, or County lease or concession agreement in order to qualify for the wage rate in paragraph B of this section.

- D. **Compensated Leave.** Covered Employers shall provide at least six (6) *compensated days leave per year to Covered Employees for holidays which could include New Years Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day and Christmas or other religious holiday. Covered Employers shall also provide at least six (6) compensated days leave per year for sick leave, vacation, or personal necessity at the employee's request. Employees shall accrue one compensated day of leave per month of full-time equivalent employment. Covered Employees shall be eligible to use accrued days off after the first six months of employment or consistent with company policy, whichever is sooner. Paid holidays, consistent with established employer policy, may be counted toward provision of the required twelve (12) compensated days off.*
- E. **No Reduction in Collective Bargaining Wage Rates.** Nothing in this law shall be read to require or authorize any Covered Employer to reduce wages set by a collective bargaining agreement or required under any New York State or other state or federal prevailing wage.
- F. **Cuts in Non-Wage Benefits Prohibited.** No Covered Employer may fund wage increases required by this local law or otherwise respond to the requirements of this Local Law, by reducing the health, insurance, pension, vacation, or other non-wage benefits of any of its employees.
- G. **Earned Income Credit.** Covered Employers shall inform employees making less than twelve dollars (\$12.00) per hour of their possible right to the federal earned income tax credit (EIC) under Section 32 of the Internal Revenue Code of 1954, and shall make available to employees forms informing them about EIC and forms required to secure advance EIC payments from the employer.
- H. **Non-Discrimination.** All County Service Contracts, agreements to award County Assistance, or County leases or concession agreements shall contain an agreement by said employers or said recipients not to discriminate on the basis of race, color, religion, sex, national origin, age, marital status, sexual preference, discharge from military service or handicap unrelated to job ability.

§ 80-4. Relationship to Other Labor Standards.

- A. **Minimum Standards.** This Local Law establishes minimum standards for wages, benefits and protections that must be extended to Covered Employees. Nothing in this Local Law shall be construed as prohibiting or conflicting with any other obligation or law, including any collective bargaining agreement, that mandates the provision of higher wages, greater benefits, or increased protections to employees.
- B. **Federal Preemption and Severability.** No part of this Local Law shall be construed as applying to any Covered Employee where such coverage would be preempted by Federal Law. However, in such circumstances, only those applications of this Local Law for which coverage would be preempted shall be construed as inapplicable.

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- C. **State Law Preemption.** No part of this Local Law shall be construed as applying to any Covered Employee where such coverage would be preempted by state Law. Except where preempted by State Law, this Local Law applies in full to all funds administered by the County.

§ 80-5. Reporting Requirements.

County Compliance Responsibility. The Broome County *Division of Purchasing* shall be responsible for coordinating implementation of this Local Law by County agencies, and compliance with its requirements by Covered Employers. The Broome County *Division of Purchasing* shall monitor compliance with this Local Law by Covered Employers, shall promptly investigate complaints of violations of this Local Law, shall report its findings and actions to complainants, and shall use its best efforts to prevent, detect, and remedy violations

Notice of Application for Service Contract, County Lease or Concession Agreement or County Assistance. *Before any Service Contracts, County lease or concession agreements or agreements to provide County Assistance shall be executed the Covered Employer shall file with the County of Broome, a publicly available application which shall include the following:*

1. The name, address and telephone number of both the prospective Covered Employer, and, if different, the specific project for which the Service Contract or County Assistance is sought;
2. A description of the project or service for which the Service Contract, lease, concession agreement or County Assistance is sought;
3. A statement of projected number of employees, by job title, under the prospective Service Contract, lease, concession agreement, or project for which County Assistance is sought;
4. A statement of the projected wage levels of all Covered Employees in each of the years for which a service Contract or County Assistance is sought; and
5. A written commitment to pay all Covered Employees a Minimum Living Wage as defined under this Local Law, unless an exception is granted under this Local Law.

Payroll Record Keeping and Reporting. Each Covered Employer shall maintain payrolls for all Covered Employees and basic records relating thereto and shall preserve them for a period of three years. The records shall contain the zip code of each employee's place of residence, the number of hours worked each day, the gross wages, deductions made, actual wages paid, a record of non-wage benefit payments, and any other data as may be required by the County from time to time. *Every six months, each Covered Employer shall file with the Broome County Office Division of Purchasing a complete payroll showing the Covered Employer's payroll records for each of its Covered Employees for one payroll period.* Upon request by the County, a Covered Employer shall produce for inspection and copying its payroll records for all of its Covered Employees for the three-year period.

Annual Reports From Covered Employers. *Covered Employers shall provide annual reports to the Broome County Division of Purchasing of their employment activities, including job title, health benefits, period of employment and wage rate of Covered Employees.*

§ 80-6. Compliance, Enforcement and Sanctions.

- A. **Covered Employer Cooperation.** Upon written notice received by the Covered Employer three business days prior to an on-site inspection, the Covered Employer shall permit representatives from the County to observe work being performed at, in or on the project or matter for which the Covered Employer has received a Service Contract, lease, concession agreement, or County

Assistance, to interview employees and to examine the books and records of the Covered Employer relating to employment and payroll to determine if the Covered Employer is in compliance with the provisions of this Local Law.

- B. Posting.** Upon hiring, and by January 15 of each year, Covered Employers shall provide all employees with materials provided by the County informing them of their rights under this law. Every Covered Employer shall conspicuously post on its premises, in an area where notices to employees and applications for employment are kept, two copies of this law or other materials designed by regulation, informing employees of their rights under this law.
- C. Grievance Procedure.** A person who believes that any Covered Employer is not complying with the requirements of this Local Law has the right to file a complaint with the County. Complaints of alleged violations may be made at any time and shall be investigated promptly by the County. Written and oral statements in support of the complaint shall be treated as confidential and shall not be disclosed to the Covered Employer without the consent of the Covered Employee.
- D. Duties of the County.** *It shall be the responsibility of the County to examine payrolls as deemed necessary to determine compliance and cause investigations to be made as necessary to monitor compliance with the provisions of this law.* The County shall promptly cause investigations to be made into complaints alleging non-compliance by Covered Employers. The County may *in conjunction with the County Legislature*, in accordance with the powers herein granted, require the production by the Covered Employer of such evidence as required to determine compliance with the provisions of this Local Law.
- E. Disputed Findings of Non-Compliance.** A Covered Employer may dispute a finding of non-compliance by requesting a hearing with the County to present evidence to refute the allegation of non-compliance. Based upon the evidence presented at said hearing, the County *Executive or his or her designee* shall make a final determination on the question of compliance.
- F. Non-Compliance.** Where a finding of non-compliance with this law has been determined by the County, the Service Contractor or recipient of County Assistance or a County lease or concession agreement will be given a written notice by the County. The Covered Employer shall be given the right to cure the violation within thirty (30) days from the date of the notice. Should the Covered Employer fail to cure the violation within such time, the County shall impose sanctions including one or more of the following:
1. Suspending and/or terminating the Service Contract, subcontract or financial agreement for cause;
 2. Requiring the Covered Employer to pay back any or all of the Service Contract or financial assistance awarded by the County;
 3. Deeming the Covered Employer ineligible for future County Service Contracts, County Assistance, County leases, and County concession agreements until all penalties and restitution have been paid in full, and until the County determines to restore eligibility;
 4. Imposing a fine payable to Broome County in the sum of five hundred dollars (\$500.00) for each week for each employee found not to have been paid in accordance with this law;
 5. Requiring the Covered Employer to: (i) reinstate the affected employee, (ii) make restitution of wages to the employee, (iii) grant to the employee any additional make whole relief deemed appropriate by the County, and (iv) pay to the affected employee liquidated damages of five-hundred dollars (\$500.00) per week for any periods of noncompliance with this law affecting the Covered Employee.

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- G. The County Attorney shall promulgate procedures for legal enforcement of the requirements of this law.
- H. **Private Right of Action.** In addition to any other remedy provided for under this Local Law, an employee, an employee's representative, a labor union with an interest in the Service Contract, County lease, County concession agreement or County Assistance at issue, or any other aggrieved party claiming violation of this local law may institute an action in a court of appropriate jurisdiction against any Covered Employer alleged to have violated this Local Law. For any violation of this Local Law, including failure to pay the Minimum Living Wage and required benefits, failure to comply with other requirements of this Local Law and retaliation for exercising rights provided hereunder, the court may award any appropriate remedy at law or equity, including but not limited to back pay, other equitable or make-whole relief, liquidated damages in the amount of five hundred dollars (\$500.00) for each employee for each week during which the violation continued, reinstatement, injunctive relief, compensatory damages and/or punitive damages. The court shall award reasonable attorney's fees and costs to any complaining party who prevails in any such enforcement action. Such action must be commenced within three years of the date on which the complainant became aware of the alleged violation. No remedy set forth in this Local Law is intended to be exclusive or a prerequisite for asserting a claim for relief to enforce any rights hereunder in a court of law. This Local Law shall not be construed to limit an employee's right to bring a common law cause of action for wrongful termination.
- I. **Wage Protest Not Required.** Notwithstanding any inconsistent provision of this Local Law or of any other general, special or local law, or regulation, an employee affected by this law shall not be barred from the right to recover the difference between the amount paid to the employee and the amount that should have been paid under the provisions of this Local Law because of the prior receipt by the employee without protest of wages paid or on account of the employee's failure to state orally or in writing upon any payroll receipt of which the employee is required to sign that all wages received by the employee are received under protest, or on account of the employees failure to indicate a protest against the amount, or that the amount so paid does not constitute payment in full of wages due the employee for the period covered by such payment.

§ 80-7. Retaliation and Discrimination Barred.

It shall be unlawful for any person to retaliate or discriminate against an individual for making known a violation of this Local Law, for seeking or communicating information regarding rights conferred by this Local Law, for exercising any other right protected under this Local Law or for participating in any proceeding relating to this Local Law. The protection shall also apply to any individual who mistakenly, but in good faith, alleges a violation of this Local Law, or who seeks or communicates information regarding rights conferred by this Local Law in circumstances where he or she mistakenly, but in good faith believes this law is applicable. Taking adverse action against an individual within sixty (60) days of the individual's engaging in any of the aforementioned activities shall raise a rebuttable presumption of having done so in retaliation for those activities.

§ 80-8. Ban on Use of Public Assistance for Pro- or Anti-Union Activity.

Covered Employers shall use all County Assistance and payments for services received from the County for purposes for which they are awarded. No Covered Employer shall, directly or indirectly, use any County Assistance or payments for the purpose of persuading employees to support or oppose unionization. In particular,

County Assistance or payments for services received from the County shall not be used to schedule or hold meetings related to union representation during employees' working hours. However, this restriction shall not apply to any expenditure made in the course of good faith collective bargaining, or to any expenditure pursuant to obligations incurred under a bona-fide collective bargaining agreement.

§ 80-9. Non-Impairment of Existing Service Contracts or County Assistance.

Nothing contained herein shall operate to impair any existing Service Contract or awards of County Assistance. The provisions of this Local Law shall apply to (a) a Service Contract entered into and County Assistance provided after the effective date of this law; or (b) a Service Contract amendment executed after the effective date of this Local Law which is otherwise covered under this Local Law; and (c) supplemental County Assistance provided for after the effective date of this Local Law which is otherwise covered under this Local Law.

§ 80-10. Exemptions.

A. Grounds for granting exemptions.

- (1) General exemption. Exemptions may be granted by the Broome County *Division of Purchasing* where application of this chapter to a particular form of assistance is found by the County to violate specific state or federal statutory, regulatory or constitutional provision or provisions.
- (2) *Youth employment exemption. An exemption to this chapter may be granted where a beneficiary is an organization that regularly employs individuals under the age of 21 in a summer youth or school-to-work program. The exemption shall only apply to such employees.*
- (3) *For the covered employees of child care providers who receive assistance through Broome County Social Services only, the minimum living wage shall be calculated on an hourly basis, shall commence two years after the effective date of this Local Law and for the first year shall be no less than \$8.10 per hour with health benefits, as described in this Local Law, or otherwise \$9.75 per hour. After the first year, the Minimum Living Wage shall be calculated on an hourly basis and shall be no less than \$9.10 per hour with health benefits, as described in this Local Law, or otherwise \$10.75 per hour.*
- (4) Not-for-profit and for-profit corporations. An exemption to this chapter may be granted for a maximum period of one year after the enactment of this chapter to any not-for-profit organization which is exempt from federal income tax under Section 501(c) of the Internal Revenue Code of 1986 and to any for-profit corporation which performs services for the County or its departments for the benefit of the people of Broome County, provided:
 - (a) The Chief Executive Officer of such organization or corporation provides proof to the County of Broome that the highest paid employee of the organization or corporation earns a salary which, when calculated on an hourly basis, is less than six times the lowest wage or salary paid by the organization or corporation; or
 - (b) An applicant for an exemption demonstrates that the fulfilling of the requirement of this chapter will present a hardship in that the fulfilling of the requirement of this chapter will directly increase the expected total annual budget of the applicant in an amount greater than 10% of the prior year's adopted budget.
 - (c) An applicant for an exemption pursuant to Subsection A(4) of this section shall submit in writing to the Broome County *Division of Purchasing* an application for an exemption containing the following information:

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- [1] The anticipated total annual budget of the applicant should the exemption be granted;
 - [2] The annual cost of the application of this chapter to the applicant;
 - [3] The percentage increase of the anticipated total annual budget of the applicant if the application for an exemption is denied; and
 - [4] The number of employees that would be affected by the application of this chapter to the applicant.
- (d) The applicant agrees to submit all books and records to the Broome County *Division of Purchasing*, upon request, for examination and documentation of the basis for the request for such an exemption.

§ 80-11. No Private Right of Action Against the County.

No person shall have the authority to maintain a private right of action against Broome County or any of its officers or employees relating to the compliance, enforcement or implementation of this Article.

§ 80-12. Implementation.

- A. Relationship with Existing Procedures.** The provisions of this Local Law shall augment the County's existing procedures for award and administration of County Contracts, County Financial Assistance and County Leases.
- B. Material Term.** Every County Contract, County Financial Assistance Agreement or County Lease shall include as a material term enforceable by the County that during such time as any party is a Covered Employer under the terms of this Local Law, that party shall comply with the terms of this Local Law. *The failure to include such a material term in contracts, assistance agreements or leases shall not excuse a covered employer from complying with the terms of this Local Law.*
- C. Promulgation of Regulations.** The Broome County *Division of Purchasing* may promulgate implementing rules, regulations, forms, bid and contract provisions, and other materials, as appropriate, consistent with this Local Law. Rules, regulations, and provisions implementing this Local Law shall be binding on the County and on all Covered Employers.
- D. Annual Bulletin by Broome County *Division of Purchasing*.** By December 1 of each year, the Broome County *Division of Purchasing* shall publish a bulletin announcing an adjusted Minimum Living Wage Rate and Health Benefits Supplement Rate, which shall take effect on January 1 of the subsequent year. By December 1, this bulletin shall be distributed to all County agencies and made available to Covered Employees. In conjunction with this bulletin, the Broome County *Division of Purchasing* shall release and distribute revised text for the posting required by Section 80-6.

Minimum Living Wage Advisory Committee. A cooperative oversight board shall be created, which shall be composed of *five* individuals nominated for two year terms by the County Executive and approved by the County Legislature. The board shall consist of one individual who shall be at the time of nomination employed by one of the businesses that are subject to this Local Law, one County employee, ***one individual from the Broome Tioga Federation of Labor, one individual from the Community Labor Religious Partnership,*** and one individual who at the time of nomination represents a business subject to this Local Law. ***If any above named organizations are no longer in existence at the time of nomination, the County Executive may nominate an at large member.*** The Broome County *Division of Purchasing* shall promulgate regulations prescribing the procedures of the board. The board shall meet at least once per year in a forum that is open to the public, and shall be afforded by the County access to information needed to monitor implementation and enforcement of this Local Law.

§ 80-13. Severability.

The requirements and provisions of this Local Law and their parts, subparts and clauses are severable. In the event that any requirement, provision, part, subpart or clause of this Local Law, or the application thereof to any person or circumstance, is held by a court of competent jurisdiction to be invalid or unenforceable, it is the intent of the County Legislature that the remainder of the Local Law be enforced to the maximum extent possible consistent with the Legislature's purpose of ensuring a living wage for persons covered by the Local Law.

§ 80-14. Sunset.

The provisions of this Local Law shall cease to have an effect on December 31, 2010. Notwithstanding the above, any covered employee who was subject to this Local Law before December 31, 2010 shall continue to be subject to the law until the applicable service contract or county assistance has expired.

SECTION 2. This Local Law shall take effect ninety days after filing with the New York State Department of State.

Motion to amend failed, Ayes-1 (Sanfilippo), Nays-16, Absent-2 (Miller, Whalen). Mr. Shafer made a motion, seconded by Mr. Howard, to call the question. **Motion to call the question carried,** Ayes-10 (Keibel, Schafer, Hull, Shafer, Nannery, Howard, Marinich, Lindsey, Mather, Schofield), Nays-7 (Materese, Hutchings, Sanfilippo, Brunza, Kuzel, Reynolds, Buchta), Absent-2 (Miller, Whalen). **Resolution as presented failed,** Ayes-1 (Sanfilippo), Nays-16, Absent-2 (Miller, Whalen).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 412

By Finance Committee

Seconded by Mr. Howard

RESOLUTION FIXING THE DATE, TIME AND PLACE OF A PUBLIC HEARING BY THE BROOME COUNTY LEGISLATURE ON THE 2006 TENTATIVE BUDGET

WHEREAS, the County Executive will present a tentative 2006 Budget to the members of the County Legislature on Monday, October 3, 2005, including a proposed budget, a capital program, and the budget message, and

WHEREAS, Section C606 of the Broome County Charter requires that the County Legislature hold a public hearing on the proposed budget, the capital program and the budget message submitted by the County Executive, now, therefore, be it

RESOLVED, that a Public Hearing on the tentative Broome County Budget for 2006 will be held on Thursday, October 20, 2005 at 7:00 p.m. in the Legislative Chambers, Sixth Floor, Edwin L. Crawford County Office Building, Government Plaza, Hawley Street, Binghamton, New York, and the Clerk of this County Legislature is hereby authorized to publish notice of said public hearing in the official newspaper(s) of the County pursuant to the provisions of the Broome County Charter and Administrative Code.

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 413

By County Administration Committee

Seconded by Mr. Howard

RESOLUTION OPPOSING THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION PROPOSAL TO SELL LEASES FOR OIL AND GAS EXPLORATION ON THE BROOME-TIOGA REFORESTATION AREAS IN BROOME COUNTY

WHEREAS, this County Legislature recognizes that the State Reforestation Law of 1929 and the Hewitt Amendment of the New York State Constitution of 1931 set forth the legislation

that authorizes the Conservation Department to acquire land by gift or purchase for reforestation areas, and

WHEREAS, said legislation was used to purchase the Broome-Tioga Reforestation Areas 1, 3, 4, 5, 6, 7, 8 and 9, and

WHEREAS, these State forests consisting of not less than 500 acres of contiguous land were to be forever devoted to reforestation and the establishment and maintenance thereon of forests for watershed protection, the production of timber and for recreation and kindred purpose, and

WHEREAS, oil and gas drilling is not watershed protection, production of timber, recreation or a kindred purpose, and

WHEREAS, the Department of Environmental Conservation (DEC) recognizes that the aesthetic nature of the forests and quality of the facilities it manages are important to the people of the State of New York, and

WHEREAS, this Legislature believes the introduction of oil and gas drilling would be in direct conflict with the aims of the DEC, and

WHEREAS, revenues from said leases go into the New York State General Fund without direct benefit to Broome County or its municipalities, now, therefore, be it

RESOLVED, that this County Legislature is opposed to drilling on State forests lands located in the County and respectfully request the New York State DEC to exclude the Broome County Reforestation Areas from the 2005 lease sale for oil and gas exploration and development, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby directed to send a copy of this Resolution to the New York State DEC.

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 414

By County Administration and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH NTS DATA SERVICES, LLC FOR THE TEAM VOTER REGISTRATION AND ELECTION NIGHT REPORTING SYSTEM FOR THE BOARD OF ELECTIONS FOR 2006-2008

WHEREAS, this County Legislature, by Resolution 644 of 2000, authorized an agreement with NTS Data Services, LLC for the Team 2000 voter registration and Election Night Reporting System (ENRS), including installation, training and maintenance, for the Board of Elections at a total cost not to exceed \$112,967 for the period December 1, 2000 through November 30, 2005, and

WHEREAS, said services are necessary to improve the efficiency of the Board of Elections, including voter registration, election night reporting, preparing the required State and public reports, and

WHEREAS, said agreement expires by its terms on December 31, 2005, and it is desired at this point in time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$27,845.65 per year, total cost not to exceed \$83,536.95 for the period January 1, 2006 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with NTS Data Services, LLC, 1342 Military Road, Niagara Falls, New York 14304-1730 for maintenance and support of the TEAM Voter Registration System, the EMS Election Management System and the TERACS Total Election Reporting and Certification System, for the Board of Elections for the period January 1, 2006 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$27,845.65 per year, total amount not to exceed \$83,536.95 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 410001.4513.101000 (Software Maintenance), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 415

By County Administration and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING A MAINTENANCE AGREEMENT WITH SEQUOIA VOTING SYSTEMS FOR THE OPTICAL SCAN ABSENTEE BALLOT SYSTEM FOR THE BOARD OF ELECTIONS FOR 2005-2006

WHEREAS, the Commissioners of Elections request authorization for an agreement with Sequoia Voting Systems for the maintenance of the Optical Scan Absentee Ballot System for the Board of Elections at a cost not to exceed \$3,000, for the period July 1, 2005 through June 30, 2006, and

WHEREAS, said agreement is necessary for the maintenance of the Optical Scan Ballot System during primary, general and special elections, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Sequoia Voting Systems, P.O. Box 116977, Atlanta, Georgia 30368-6977 for the maintenance of the Optical Scan Absentee Ballot System for the Board of Elections for the period July 1, 2005 through June 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 410001.4419.101000 (General Office Expense), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 416

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ABANDONMENT OF A PORTION OF THE FARM-TO-MARKET ROAD RIGHT-OF-WAY IN THE TOWN OF UNION AND TRANSFER TO ADJOINING PROPERTY OWNER

WHEREAS, Eugene D. and Doris M. Robinson have requested that the County of Broome abandon a portion of Farm-To-Market Road right-of-way in the Town of Union, which adjoins their property, pursuant to Section 118A of the New York State Highway Law, and

WHEREAS, Eugene D. and Doris M. Robinson have requested that said portion of the right-of-way be transferred to them at no cost other than the expenses associated with the property survey, right-of-way map preparation and recording fee which will be borne by the Robinsons, and

WHEREAS, the Department of Public Works has reviewed the proposed abandonment and has determined that the County has no present or future use for the area described on the attached map as part of the old road bed which is no longer utilized by the County due to reconstruction in the area, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the abandonment of a portion of Farm-To-Market Road right-of-way in the Town of Union to Eugene D. and Doris M. Robinson, 2053 Farm-To-Market Road, Johnson City, New York 13790-4503 as the adjoining owner thereof, said property being as described on the annexed Exhibit "A", and be it

FURTHER RESOLVED, that the expenses associated with the property survey, right-of-way map preparation and recording fee shall be borne by the Robinsons, and be it

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 417

By Public Safety & Emergency Services, Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH CMS IMAGING SOLUTIONS FOR THE LEASE OF COPY MACHINES IN THE PUBLIC DEFENDER'S OFFICE AND THE OFFICE FOR AGING

WHEREAS, the Purchasing Agent has advertised for and received bids for lease agreements for copy machines in the Public Defender's Office and the Office for Aging, and

WHEREAS, following a review of all bids received, the Purchasing Agent, on behalf of the Public Defender and the Office for Aging, requests authorization for a lease agreement with CMS Imaging Solutions for copy machines in each department for the period October 1, 2005 through September 30, 2010, and

WHEREAS, said recommendations are based on a competitive bid, which contained terms, and conditions of said leases, now, therefore, be it

RESOLVED, that this County Legislature hereby approves a lease agreement with CMS Imaging Solutions, 1 Lewis Street, Binghamton, New York 13901 for the lease of copy machines as indicated at the following rates:

Public Defender	Toshiba e520	\$226.55 per month x 60 months = \$13,593
Office for Aging	Toshiba e520	\$207.75 per month x 60 months = \$12,465

including an overage rate of .005 in excess of the number of copies per month specified in the bid, for the period October 1, 2005 through September 30, 2010, and be it

FURTHER RESOLVED, that payments for the leases hereinabove authorized shall come from budget line 530006.4518.101000 (Copy Machine Rentals) Public Defender and 760017.4518.101000 (Copy Machine Rentals) Office for Aging, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 418

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES, PLUS ACCRUED INTEREST AND PENALTIES ON PARCELS IN VARIOUS TOWNS IN BROOME COUNTY

WHEREAS, it is necessary to cancel taxes, plus accrued interest and penalties on the parcels of real property listed on the attached Exhibit "A", now, therefore, be it

New York 12223-0001 for the Office for Aging's Nutrition Services Incentive Program Grant (NSIP) for the period October 1, 2005 through September 30, 2006, 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 \$176,098, 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 (Miller, Whalen).

RESOLUTION NO. 421

By Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE TOWN OF UNION FOR A COMMUNITY DEVELOPMENT BLOCK GRANT FOR THE OFFICE FOR AGING'S NUTRITION PROGRAM TITLE III-C-1 BROOME WEST SENIOR CENTER FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 421 of 2004, authorized renewal of the agreement with the Town of Union for a Community Development Block Grant with revenue in the amount of \$25,000, for the Office for Aging's Nutrition Program, Title III-C-1 Broome West Senior Center for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said funds partially offset operating expenses associated with the Broome West Senior Center, and

WHEREAS, said agreement expires by its terms on September 30, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County at an amount not to exceed \$25,000, for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the Town of Union, 3111 East Main Street, Endwell, New York 13760 for a Community Development Block Grant with revenue for the Office for Aging's Nutrition Program, Title III-C-1 Broome West Senior Center for the period October 1, 2005 through September 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the Town of Union shall pay the County 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 credited to budget line 760736.0900.104962 (Other Federal Revenue), 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 (Miller, Whalen).

RESOLUTION NO. 422

By Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF A STEPS TO HEALTHIER US PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 506 of 2004, as amended by Resolution 192 of 2005, authorized and approved the Steps to Healthier US Program Grant for the Office for Aging and adopted a program budget in the amount of \$15,000 for the period September 22, 2004 through September 21, 2005, and

WHEREAS, said grant program provides funding for the Office for Aging's Mission Meltaway Program, and

WHEREAS, it is desired to renew said grant program in the amount of \$8,000 for the period September 22, 2005 through September 21, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$8,000 from the Broome County Department of Health, 225 Front Street, Binghamton, New York 13905, for the Office for Aging's Steps to a Healthier US Program Grant for the period September 22, 2005 through September 21, 2006, and be it

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

FURTHER RESOLVED, that the County Executive or 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 (Miller, Whalen).

RESOLUTION NO. 423

By Human Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE WEATHERIZATION REFERRAL AND PACKAGING PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 413 of 2004, authorized and approved continued participation in the Weatherization Referral and Packaging Program Grant for the Office for Aging and adopted a program budget in the amount of \$47,401 for the period August 1, 2004 through July 31, 2005, and

WHEREAS, said grant program provides for screening and assessment of elderly, low-income housing to determine energy-related needs dealing with health and safety concerns and to determine if client's needs can be met by the weatherization program assistance with home repairs and provides for assessment and assisted referral to help offset costs, plans and monitors, and

WHEREAS, it is desired to renew said grant program in the amount of \$54,632 for the period August 1, 2005 through July 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$54,632 from the New York State Office for Aging, Empire State Plaza Agency, Building 2,

Albany, New York 12223-0001 for the Office for Aging's Weatherization Referral and Packaging Program Grant for the period August 1, 2005 through July 31, 2006, 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 \$54,632, 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 (Miller, Whalen).

RESOLUTION NO. 424

By Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF A GRANT-IN-AID PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 389 of 2000, authorized and approved the Grant-In-Aid Program Grant for the Office for Aging and adopted a program budget in the amount of \$30,000 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides funding for new or expanded services to senior centers, and

WHEREAS, it is desired to renew said grant program in the amount of \$6,000 for the period April 1, 2005 through March 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$6,000 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001 for the Office for Aging's Grant-In-Aid Program Grant for the period April 1, 2005 through March 31, 2006, 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 \$6,000, 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 (Miller, Whalen).

RESOLUTION NO. 425

By Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF A LONG TERM CARE INSURANCE EDUCATION AND OUTREACH PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2005-2006

WHEREAS, the Director of the Office for Aging requests authorization to accept a Long Term Care Insurance Education and Outreach Program Grant, adopt a program budget in the amount of \$50,000 and enter into an agreement with the Action for Older Persons to administer said program for the period April 1, 2005 through March 31, 2006, and

WHEREAS, said grant program will provide funding to inform and educate the general public on long term care insurance, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from the New York State Office for Aging, Empire State Agency, Building 2, Albany, New York 12223-0001 for the Office for Aging's Long Term Care Insurance Education and Outreach Program Grant for the period April 1, 2005 through March 31, 2006, 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 \$50,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901 to administer said program grant, for the period April 1, 2005 through March 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$47,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761197.4457.105071 (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, 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 (Miller, Whalen).

RESOLUTION NO. 426

By Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF THE TITLE III-D HEALTH PROMOTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 625 of 2004, authorized and approved renewal of the Title III-D Health Promotion Program Grant for the Office for Aging and adopted a program budget in connection therewith in the total amount of \$27,933 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said grant program 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 \$2,217 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 \$2,217 for the period January 1, 2005 through December 31, 2005, 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 \$30,150, and be it

FURTHER RESOLVED, that Resolution 625 of 2004, 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 (Miller, Whalen).

RESOLUTION NO. 427

By Human Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 621 of 2004, authorized and approved renewal of the Title III-B Supportive Services Program Grant for the Office for Aging and adopted a program budget in connection therewith in the total amount of \$636,423 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said grant program 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 \$32,173 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 \$32,173 for the period January 1, 2005 through December 31, 2005, 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 \$668,596, and be it

FURTHER RESOLVED, that Resolution 621 of 2004, 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 (Miller, Whalen).

RESOLUTION NO. 428

By Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF THE HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 412 of 2004, as amended by Resolution 193 of 2005, authorized and approved renewal of the Home Energy Assistance Program (HEAP) Grant for the Office for Aging and adopted a program budget in connection therewith in the total amount of \$26,331 for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said grant program provides assistance to meet the cost of home heating for eligible homeowners and renters based on household size, income and type of heating, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$6,863 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Home Energy Assistance Program Grant to reflect an increase of \$6,863 for the period October 1, 2004 through September 30, 2005, 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 \$33,194, and be it

FURTHER RESOLVED, that Resolution 412 of 2004 and Resolution 193 of 2005, 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 (Miller, Whalen).

RESOLUTION NO. 429

By Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENT WITH LOURDES HOSPITAL FOR SERVICES FOR THE OFFICE FOR AGING'S AGING FUTURES II PROJECT FOR 2005-2006

WHEREAS, the Director of Office for Aging requests authorization for an agreement with Lourdes Hospital for services for the Office for Aging's Aging Futures II Project at a cost not to exceed \$10,000, for the period October 1, 2005 through January 31, 2006, and

WHEREAS, said agreement is necessary to develop a program to identify and support caregivers of older persons who were recently discharged from a hospital, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905, for services for the Office for Aging's Aging Futures II Project for the period October 1, 2005 through January 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$10,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761114.4457.105010 (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 (Miller, Whalen).

RESOLUTION NO. 430

By Health Services and Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENT WITH VARIOUS VENDORS FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S PRESCHOOL EDUCATION PROGRAM FOR 2006

WHEREAS, the Public Health Director requests authorization for an agreement with various vendors as shown on Exhibit "A" for services for the Department of Health's Preschool Education Program at rates set by the New York State Department of Education and the Broome County Department of Health as listed on Exhibit "B", for the period January 1, 2006 through June 30, 2006, and

WHEREAS, said services are necessary to provide various services including preschool evaluations, classroom tuition and related services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with various vendors as shown on Exhibit "A" for services for the Department of Health's Preschool Education Program for the period January 1, 2006 through June 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors listed on Exhibit "A" at the rates shown on Exhibit "B" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480293.various.101081, 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 (Miller, Whalen).

RESOLUTION NO. 431

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE RESEARCH FOUNDATION OF SUNY AT BINGHAMTON FOR THE DEPARTMENT OF HEALTH'S WEST NILE VIRUS SURVEILLANCE PROGRAM FOR 2005

WHEREAS, this County Legislature, by Resolution 152 of 2005, authorized renewal of the agreement with The Research Foundation of SUNY at Binghamton for the Department of Health's West Nile Surveillance Program at a cost not to exceed \$8,500 for the period April 1, 2005 through September 30, 2005, and

WHEREAS, said agreement provides for bird surveillance, the collection, identification and testing of adult mosquito/larva for the West Nile Virus throughout Broome County, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the amount an additional \$1,000 required for increased staffing costs for the period April 1, 2005 through September 30, 2005, and

WHEREAS, the Director of Public Health 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 The Research Foundation of SUNY, Office of Research and Sponsored Programs, Cooper Administration Building-242, PO Box 6000, Binghamton, New York 13902 for increased staffing costs associated with the bird collection, identification, identification and testing of adult mosquito/larva for the Department of Health's West Nile Virus Program for the period April 1, 2005 through September 30, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$1,000, total amount not to exceed \$9,500, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480137.4545.101000 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 152 of 2005, 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 (Miller, Whalen).

RESOLUTION NO. 432

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

RESOLUTION AUTHORIZING RENEWAL OF AN INMATE STD TESTING/JAIL PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 433 of 2004, authorized and approved renewal of the Inmate STD Testing/Jail Program Grant and adopted a program budget in the amount of \$39,504 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said grant program provides funds for a part-time public health nurse position for inmate STD testing at the jail, and

WHEREAS, it is desired to renew said grant program in the amount of \$39,824 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$39,824 from the Broome County Correctional Facility, 155 Lt. VanWinkle Drive, P.O. Box 2047, Binghamton, New York 13902-2047 for the Department of Health's Inmate STD Testing/Jail Program Grant for the period January 1, 2006 through December 31, 2006, 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 \$39,824, 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 (Miller, Whalen).

RESOLUTION NO. 433

By Economic Development & Planning Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENT WITH NEW YORK STATE TO SHARE THE COUNTY'S GEOGRAPHIC INFORMATION SYSTEM DATA FOR 2005-2006

WHEREAS, the Broome County Department of Planning and Economic Development has developed and maintained its Geographic Information System (GIS) for real estate parcels over the past several years, and

WHEREAS, the New York State Office of Cyber Security and Critical Information Coordination (CSCIC) has requested that Broome County Share its GIS data to allow CSCIS to update the states critical infrastructure mapping work; now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with New York State Cyber Security and Critical Information Coordination to share County created Geographic Information System data at no cost for the period October 1, 2005 through September 30, 2006, and be it

FURTHER RESOLVED, that GIS data shall be used only for New York State's critical infrastructure mapping, and should not be distributed to any third parties, 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 (Miller, Whalen).

RESOLUTION NO. 434

By Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF THE FAMILY VIOLENCE PREVENTION GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH

WHEREAS, this County Legislature, by Resolution 120 of 1985, as amended by subsequent resolutions, the last being Resolution 120 of 2005 authorized and approved continued participation in the Family Violence Prevention Program Grant for the Department of Social Services and adopted an ongoing program budget in connection therewith, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$4,200 in grant appropriations to be transferred from the Trust Account into program expenditures, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Family Violence Prevention Program Grant to reflect an increase of \$4,200 for the ongoing period of said grant, 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 \$17,100, and be it

FURTHER RESOLVED, that Resolution 120 of 1985 and subsequent resolutions, 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 (Miller, Whalen).

RESOLUTION NO. 435

By Education, Culture & Recreation Committee

Seconded by Mr. Howard

RESOLUTION AMENDING RESOLUTION 142 OF 2005 CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY PUBLIC LIBRARY BOARD OF TRUSTEES

WHEREAS, this County Legislature, by Resolution 142 of 2005, confirmed the appointments of Dina Hartung and Diana Benz to membership on the Broome County Public Library Board of Trustees, for the terms ending December 31, 2009, and

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 221 of 1984 wishes to amend the terms of Dina Hartung and Diana Benz as follows:

<u>NAME</u>	<u>TERM EXPIRES</u>
Dina Hartung 1616 Sylvia Drive Endwell, New York 13760 (County Appointee)	New Appointment 12/31/05 (Replaces Charles Gregory)
Diana Benz 1701 North Street Endicott, New York 13760 (County Appointee)	New Appointment 12/31/07 (Replaces Michael Schafer)

now, therefore, be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 436

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. FOR THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY'S REAL CHOICE SYSTEM CHANGE GRANT FOR 2003-2005

WHEREAS, this County Legislature, by Resolution 486 of 2003, authorized an agreement with Action for Older Persons, Inc. for the Community Alternative Systems Agency's (CASA) Real Choice System Change Grant at a cost not to exceed \$58,500, for the period October 1, 2003 through September 30, 2005, and

WHEREAS, said services are necessary to develop and implement a Consumer Education Seminar Series and a Long Term Care Advocate Program, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the term of the agreement to December 31, 2006 and to increase the amount of the agreement by \$10,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to extend the term of the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton,

New York 13901, for development and implementation of a Consumer Education Seminar Series and a Long Term Care Advocate Program for the CASA Real Choice System Change Grant to December 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said amendment, the County shall pay the contractor an additional \$10,000, total amount not to exceed \$68,500, for the period October 1, 2003 through December 31, 2006, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 680041.4542.104815 (Contracted Training), and be it

FURTHER RESOLVED, that Resolution 486 of 2003, 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 (Miller, Whalen).

RESOLUTION NO. 437

By Public Works Committee

Seconded by Mr. Howard

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO BROOME COUNTY LANDFILL TIPPING FEES AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, it is necessary to amend the Broome County Charter and Code with respect to the tipping fee for the disposal of stabilized sludge from municipal waste water treatment facilities located in Broome County at the Broome County Landfill, and

WHEREAS, it has been determined that such Project is subject to the requirements of the State Environmental Quality Review Act, and it is therefore necessary to initiate procedures with respect thereto, and

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

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

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

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the modification of tipping fees at the Broome County Landfill for the disposal of stabilized sludge from municipal waste water treatment facilities located in Broome County, and be it

FURTHER RESOLVED, that this County Legislature, based on the Short Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that said modification will not have a significant effect on the environment, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts the "Negative Declaration" annexed hereto as Exhibit "B".

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 438

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN INCREASE IN CHARGEBACK FEES TO SCHOOLS, TOWNS AND VILLAGES FOR THE PRINTING OF REAL PROPERTY TAX BILLS

WHEREAS, previous Legislation authorized chargeback fees to the towns, villages and school districts at a per parcel rate for tax bill printing and related expenses, and

WHEREAS, due to increases in printing and related expenses, it is necessary at this time to increase said chargeback fee from \$1.00 per parcel to \$1.19 per parcel, now, therefore, be it

RESOLVED, that this County Legislature does hereby authorize an increase in the chargeback fee to \$1.19 per parcel, and be it

FURTHER RESOLVED, that said chargeback fee increase will commence with the 2006-2007 school taxes.

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 439

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AMENDING RESOLUTION 302 OF 2005 TO REINSTATE PROPERTY TAXES ON A PARCEL IN KIRKWOOD

WHEREAS, this County Legislature, by Resolution 302 of 2005, authorized the cancellation of real property taxes, interest and penalties on parcels in various municipalities, and

WHEREAS, it is necessary to amend said resolution, reinstating property taxes on a parcel in the Town of Kirkwood, now, therefore, be it

RESOLVED, this County Legislature hereby authorizes amendment to Resolution 302 of 2005 reinstating taxes, interest and penalties as shown on the following parcel:

Parcel ID:	162.05-2-31
Town/Village:	Kirkwood
Owner:	Binghamton Realty LLC 771 Upper Court Street
Amount to be Reinstated:	2003 - \$22,569.40 2004 - \$74,339.77 2005 - \$61,791.76

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 440

By Transportation and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENT WITH TRAJEN FLIGHT SUPPORT FOR LEASE OF SPACE IN THE OLD AIRPORT MAINTENANCE BUILDING AT THE GREATER BINGHAMTON AIRPORT

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with Trajen Flight Support for the lease of approximately 5,031 square feet of space in the old airport maintenance building on a month-to-month basis, beginning September 1, 2005, with revenue to the County of \$1,818.42 per month, and

WHEREAS, said lease is necessary to provide Trajen Flight Support an area for ground vehicle repair service, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Trajen Flight Support, 3131 Briarcrest Drive, Suite 100, Bryan, Texas 77802 for the lease of approximately 5,031 square feet of space in the old airport maintenance building, beginning September 1, 2005, and be it

FURTHER RESOLVED, that in consideration of said lease, the Contractor shall pay the County an amount not to exceed \$1,818.42 per month on a month-to-month basis, and be it

FURTHER RESOLVED, that the revenue shall be credited to budget line 210112.0179.207000 (Space Rental-Other), 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 (Miller, Whalen).

RESOLUTION NO. 441

By County Administration, Education, Culture & Recreation and Finance Committees
Seconded by Mr. Schafer

RESOLUTION AUTHORIZING LOCAL LAW INTRO. NO. 5 OF 2005, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 158 OF THE BROOME COUNTY CHARTER AND CODE REGARDING PARKS AND RECREATION FEES AND CHARGES"

RESOLVED, that Local Law Intro. No. 5 of 2005, entitled: "A Local Law Amending Chapter 158 of the Broome County Charter and Code Regarding Parks and Recreation Fees and Charges" be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

Local Law Intro. No. 5 of 2005

**"A Local Law Amending Chapter 158 of the Broome County Charter
And Code Regarding Parks and Recreation Fees and Charges"**

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

SECTION 1. Section 158-4 of the Broome County Charter and Code, as amended, be and hereby is amended to read as follows:

158-4. Fees and charges.

The following fees and charges are established for the several County park locations as follows:

- A. (Reserved)
- B. Camping
 - (1) Nonelectric Site
 - [(a) Upper Lisle: \$10 per night]
 - [(b)] (a) Greenwood: [~~\$12~~] \$13 per night
 - (2) Electricity at site: additional \$3 per night.
 - (3) Reservation fee: \$5.
 - [(4)] Seasonal rate.
 - (a) Upper Lisle: \$600.]
- C. Shelter house rental reservation.
 - (1) Per weekday: [~~\$10~~] \$20.
 - (2) Per day (Saturday, Sunday and holidays): [~~\$60~~] \$70.
- D. Boat rental. (For purposes of marketing the boating concession and increasing boating awareness, one-dollar numbered boating coupons for rowboat and canoe rentals may be given away to park patrons. These will not exceed 25 coupons per day per park.)

<u>Type</u>	<u>Deposit</u>	<u>Per Hour</u>	<u>Per Day</u>
Rowboats	\$10.00	[\$2.00] <u>\$3.00</u>	[\$10.00] <u>\$15.00</u>
Senior citizens (Monday through Friday, Excluding holidays)	\$5.00	\$1.00	\$5.00
Canoes	\$10.00	[\$2.00] <u>\$3.00</u>	[\$10.00] <u>\$15.00</u>
Paddleboats/aqua bikes And other water craft	\$10.00	[\$6.00] <u>\$7.00</u>	Not Avail.
Sailboats	\$25.00	[\$6.00] <u>\$7.00</u>	\$25.00

E. (Reserved)

F. Admission: recreational skating.

(1) Per session.

<u>Type</u>	<u>Fee</u>
Individual	[\$2.50] <u>\$3.00</u>
Preschool (Monday to Friday, excluding holiday schedule)	Free

[For the purposes of this section, a "child" shall be defined as an individual who, at the time of admission to the facility, has not reached his or her 19th birthday.]

(2) Per season.

<u>Type</u>	<u>Season</u>	<u>Half Season</u> (rates begin January 15)
Individual	[\$40.00] <u>\$50.00</u>	[\$25.00] <u>\$30.00</u>
Family here	[\$100.00] <u>\$125.00</u>	[\$75.00] <u>\$90.00</u>
Seasonal pass replacement	\$3.00 per request	

Note No. 1: The daily admission rate may be lowered to \$1 per person (regardless of age) no more than once a week, at the discretion of the Commissioner of Parks and Recreation

Note No. 2: Individual recreational season passes may be given away at the rate of no more than one per recreational session.

Note No. 3: A maximum of 25 individual season passes may be given away each season.

G. Ice facility rental (ice functions available mid-November to mid-March).

<u>Type</u>	<u>Fee</u>
Short-term rental, prime-time (9:00 a.m. through 10:00 p.m. on weekends) (6:00 p.m. through 10:00 p.m. on weekdays)	[\$100.00] <u>\$110.00</u> per hour
Non-prime-time (all other times)	[\$90.00] <u>\$100.00</u> per hour
Long-term rental	[\$90.00] <u>\$100.00</u> per hour
Non-ice functions (available May to September)*	[\$310.00] <u>\$370.00</u> per weekday, [\$560.00] <u>\$620.00</u> per weekend day and holiday

NOTE:

* Includes small shelter rental

H. Cross-country ski rental (includes skis, boots, poles and bindings)

(1) Fees.

<u>Type</u>	<u>Fee</u>
Per hour	[\$2.50] <u>\$3.00</u>
Trail fee	[\$3.00] <u>\$4.00</u> per day
Season pass, per person (trail only)	[\$20.00] <u>\$30.00</u>

(2) A charge of \$2 will be applied for each ten-minute period that equipment is returned late at the end of each day. A ten-minute grace period will be allowed.

(3) A maximum of 25 individual season passes may be given away each season.

I. (Reserved)

Department of Health and adopted a program budget in the amount of \$39,627 for the period October 1, 2004 through September 30, 2005, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$40,496 for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$40,496 from the Department of Motor Vehicles, Governor's Traffic Safety Committee, 6 Empire State Plaza, Room 414, Albany, New York 12228, for the Department of Health's Traffic Safety "Steps to Safer Broome Roads" Program Grant for the period October 1, 2005 through September 30, 2006, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$40,496, 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 (Miller, Whalen).

RESOLUTION NO. 443

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE DIABETES PREVENTION AND CONTROL PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 487 of 2004, authorized and approved the Diabetes Prevention and Control Program Grant for the Department of Health and adopted a program budget in the amount of \$50,000 for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said program grant provides diabetes awareness, education and screening to targeted populations in a five county region which includes Broome, Tioga, Chenango, Delaware and Otsego Counties, and

WHEREAS, it is desired to renew said program grant in the amount of \$50,000 for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from New York State Department of Health, Diabetes Control and Prevention Program, Room 780, Corning Tower, Empire State Plaza, Albany, New York 12237-0678, for the Department of Health's Diabetes Prevention and Control Program Grant for the period October 1, 2005 through September 30, 2006, 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 \$50,000, 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 (Miller, Whalen).

RESOLUTION NO. 444

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF HEALTH'S DIABETES PREVENTION AND CONTROL PROGRAM GRANT FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 488 of 2004, authorized renewal of agreements with various vendors for professional services for the Department of Health's Diabetes Prevention and Control Program Grant total cost not to exceed \$20,200, for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said program grant provides project coordination, diabetes awareness, education and screening to targeted populations in a five- county region which includes Broome, Tioga, Chenango, Delaware and Otsego Counties, and

WHEREAS, the Director of Public Health requests authorization to renew said agreements, as approved by the Department of Law, with the various vendors listed in Exhibit "A", at a total cost not to exceed \$18,200 for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreements with various vendors for professional services for the Department of Health's Diabetes Prevention and Control Grant Program for the period October 1, 2005 through September 30, 2006 at a cost not to exceed the amounts listed in Exhibit "A", total amount not to exceed \$18,200 for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480376.4457.105XXX (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 (Miller, Whalen).

RESOLUTION NO. 445

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE YOUTH TOBACCO ENFORCEMENT AND PREVENTION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 489 of 2004, authorized and approved renewal of the Youth Tobacco Enforcement and Prevention Program Grant for the Department of Health and adopted a program budget in the amount of \$40,294 for the period October 1, 2004 through September 30, 2005, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$39,377 for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$39,377 from New York State Department of Health, Center for Environmental Health, Bureau of Community Sanitation and Food Protection, Flanigan Square, 547 River Street, Troy, New York 12180, for the Department of Health for the period October 1, 2005 through September 30, 2006, 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 \$39,377, 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 (Miller, Whalen).

RESOLUTION NO. 446

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENTS AND RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR GRANT-RELATED SERVICES FOR THE DEPARTMENT OF HEALTH'S STEPS TO A HEALTHIER US INITIATIVE GRANT FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 439 of 2004, as amended by Resolution 298 of 2005, authorized agreements and renewal of agreements with various vendors for grant-related services for the Department of Health's Steps to a Healthier US Initiative Grant at amounts not to exceed those listed on Exhibit "A" for the period September 22, 2004 through September 31, 2005, and

WHEREAS, said services are necessary to provide healthy lifestyles in Broome County by reducing the burden of obesity, diabetes and asthma through selected community and school-based interventions, and

WHEREAS, the agreements expire by their terms on September 31, 2005, and it is desired at this time to authorize the agreements and renew the agreements on substantially similar terms and conditions, for an amount not to exceed those listed on Exhibit "A", total amount not to exceed \$142,600 for the period September 22, 2005 through September 21, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the agreements and the renewal of agreements with various vendors as shown on Exhibit "A" for grant related services for the Department of Health's Steps to a Healthier US Initiative Grant for the period September 22, 2005 through September 21, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors amounts not to exceed those listed on Exhibit "A" total amount not to exceed \$142,600 for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480376.4457.105XXX (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 (Miller, Whalen).

RESOLUTION NO. 447

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE HEALTHY LIVING PARTNERSHIP/HRI PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 486 of 2004, as amended by Resolution 310 of 2005, authorized and approved renewal of the Healthy Living Partnership/HRI Program Grant for the Department of Health and adopted a program budget in the amount of \$169,505 for the period June 30, 2004 through June 29, 2005, and

WHEREAS, said program grant provides a regional approach to breast and cervical cancer screening and diagnostic services for eligible women in a five-county region that includes Broome, Tioga, Chenango, Otsego and Delaware Counties, and

WHEREAS, it is desired to renew said grant program in the amount of \$117,553 for the period June 30, 2005 through June 29, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$117,553 from Health Research Inc., One University Place, Rensselaer, New York 12144-3455, for the Department of Health's Healthy Living Partnership/HRI Program Grant for the period June 30, 2005 through June 29, 2006, 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 \$117,553, 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 (Miller, Whalen).

RESOLUTION NO. 448

By Health Services, and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF A BUCKLE UP NEW YORK "CLICK IT OR TICKET" ENFORCEMENT PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, the Director of Public Health requests authorization to accept a Buckle Up New York "Click It Or Ticket" Enforcement Program Grant and adopt a program budget in the amount of \$48,209 for the period October 1, 2005 through September 31, 2006, and

WHEREAS, this County Legislature, by Resolution 67 of 2005, authorized and approved continued participation in the Buckle Up New York Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$8,000 for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said program grant is necessary for local law enforcement agencies to continue necessary duties under the New York State Governor's Traffic Safety Committee's priority goals of increasing occupant restraint compliance among all Broome county motorists and passengers by eliminating unwarranted deaths and injuries related to lack of restraint use as well as the healthcare costs associated with such, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$48,209 from the New York State Department of Motor Vehicles, Governor's Traffic Safety Committee, 6 Empire State Plaza, Room 414, Albany, New York 12228 for the Department of Health's Buckle Up New York "Click It or Ticket" Enforcement Program Grant for the period October 1, 2005 through September 30, 2006, 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 \$48,209, 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 (Miller, Whalen).

RESOLUTION NO. 449

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENTS WITH LOCAL LAW ENFORCEMENT AGENCIES FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S BUCKLE UP NEW YORK "CLICK IT OR TICKET" TRAFFIC ENFORCEMENT PROGRAM GRANT FOR 2005-2006

WHEREAS, the Director of Public Health requests authorization for an agreement with local law enforcement agencies as listed on Exhibit "A" for services related to the Department of Health's Buckle Up New York "Click It or Ticket" Traffic Enforcement Program Grant at the amounts listed on Exhibit "A", total cost not to exceed \$48,209 for all agencies, for the period October 1, 2005 through September 30, 2006, and

WHEREAS, said agreements are necessary to perform police checks for the Buckle Up New York "Click It or Ticket" Traffic Enforcement Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with local law enforcement agencies as listed on Exhibit "A" for services related to the Department of Health's Buckle Up New York "Click It or Ticket" Enforcement Program Grant for the period October 1, 2005 through September 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the amounts listed on Exhibit "A", total amount not to exceed \$48,209 for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480376.4457.105XXX (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 (Miller, Whalen).

Health's Children with Special Health Care Needs Program Grant for the period October 1, 2005 through September 30, 2006, 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 \$26,456, 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 (Miller, Whalen).

RESOLUTION NO. 452

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE EARLY INTERVENTION ADMINISTRATION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 441 of 2004, authorized and approved continued participation in the Early Intervention Administration/Child Find Program Grant for the Department of Health and adopted a program budget in the amount of \$129,450 for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said program grant provides funding to identify and register infants and children with suspected disabilities and developmental delays and refers them to the Early Intervention Program to ensure they are provided with appropriate services, and

WHEREAS, it is desired to renew said program grant in the amount of \$129,670 for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$129,670 from the New York State Department of Health, Division of Family and Local Health, Corning Tower, Empire State Plaza, Albany, New York 12237-0657 for the Department of Health's Early Intervention Administration Program Grant for the period October 1, 2005 through September 30, 2006, 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 \$129,670, 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 (Miller, Whalen).

RESOLUTION NO. 453

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 425 of 2004, authorized and approved the renewal of the Women, Infants and Children (WIC) Program Grant for the Department of Health and adopted a program budget in the amount of \$815,826 for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said program grant is a special supplemental food program for an assigned caseload of 4,620 women, infants and children, and

WHEREAS, it is desired to renew said program grant in the amount of \$859,853 for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$859,853 from the New York State Department of Health-WIC Program, 217 South Salina Street, Syracuse, New York 13202 for the Department of Health's Women, Infants and Children (WIC) Program Grant for the period October 1, 2005 through September 30, 2006, 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 \$859,853, 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 (Miller, Whalen).

RESOLUTION NO. 454

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH HF JOHN GROUP, LLC FOR CONSULTING SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 147 of 2004, authorized renewal of agreement with HF John Group, LLC for consulting services for the Willow Point Nursing Home at an amount not to exceed \$30,000, for the period May 1, 2004 through April 30, 2005, and

WHEREAS, said services are necessary to analyze the cost structure and to ensure accuracy of cost reports to maximize reimbursement, and

WHEREAS, said agreement expired by its terms on April 30, 2005, 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 May 1, 2005 through April 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with HF John Group, LLC, P.O. Box 13505, Albany, New York 12212-3505, for consulting services for the Willow Point Nursing Home for the period May 1, 2005 through April 30, 2006, 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 160010.4725.204000 (Other Financial 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 (Miller, Whalen).

RESOLUTION NO. 455

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ROYAL CARE PHARMACY SERVICES FOR UNIT DOSE MEDICATION AND INTRAVENOUS PHARMACY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 380 of 2004, authorized renewal of the agreement with Royal Care Pharmacy Services for unit dose medication and intravenous pharmacy services for the Willow Point Nursing Home at a cost not to exceed \$1,500,000 for the period August 1, 2004 through July 31, 2005, and

WHEREAS, said agreement provides unit dose medication and intravenous pharmacy services to Willow Point Nursing Home residents, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the total amount not to exceed an additional \$107,000 to cover expenses incurred through July 2005, 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 Royal Care Pharmacy Services to increase the total amount not to exceed an additional \$107,000 for expenses incurred through July 2005 for the Willow Point Nursing Home for the period August 1, 2004 through July 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$107,000, total amount not to exceed \$1,607,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160200.4367.204000 (Unit Dosage SNF), and be it

FURTHER RESOLVED, that Resolution 380 of 2004, 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 (Miller, Whalen).

RESOLUTION NO. 456

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ROYAL CARE PHARMACY SERVICES FOR UNIT DOSE MEDICATION AND INTRAVENOUS PHARMACY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2005

WHEREAS, this County Legislature, by Resolution 380 of 2004, as amended by companion resolution, authorized renewal of an agreement with Royal Care Pharmacy Services for unit dose medication and intravenous pharmacy services for the Willow Point Nursing Home at an amount not to exceed \$1,607,000 for the period August 1, 2004 through July 31, 2005, and

WHEREAS, said services are necessary to provide unit dose medication and intravenous pharmacy services to Willow Point Nursing Home residents, and

WHEREAS, said agreement expired by its terms on July 31, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$600,000, for the period August 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Royal Care Pharmacy Services, 100 Saratoga Village Boulevard, P.O. Box 2469, Malta, New York 12020-8469 for unit does medication and intravenous pharmacy services for the Willow Point Nursing Home for the period August 1, 2005 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$600,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160200.4367.204000 (Unit Dosage SNF), 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 (Miller, Whalen).

RESOLUTION NO. 457

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF A CHEMICAL DEPENDENCY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 399 of 2004, 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 \$291,125 for the period January 1, 2005 through December 31, 2005, 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 \$311,114 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$84,388 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 Chemical Dependency Services Program Grant for the period January 1, 2006 through December 31, 2006, 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 \$ 311,114, 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 (Miller, Whalen).

RESOLUTION NO. 458

By Health Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING AGREEMENT WITH RECONNECTING YOUTH FOR TRAINING SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH'S DRUG FREE COMMUNITIES SUPPORT PROGRAM GRANT FOR 2005-2006

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with Reconnecting Youth for training for the Department of Mental Health's Drug Free Communities Support Program Grant at a cost not to exceed \$4,000, for the period October 1, 2005 through September 30, 2006, and

WHEREAS, said services are necessary for on-site training for the Drug Free Communities Support Program Grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Reconnecting Youth, 14620 North East 65th Court, Redmond, Washington 98052, for training services, for the Department of Mental Health's Drug Free Communities Support Program Grant for the period October 1, 2005 through September 30, 2006, 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 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 (Miller, Whalen).

RESOLUTION NO. 459

By Health Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING AGREEMENT WITH THE NATIONAL EDUCATIONAL SERVICE FOR TRAINING CURRICULUMS FOR THE DEPARTMENT OF MENTAL HEALTH'S DRUG FREE COMMUNITIES SUPPORT PROGRAM GRANT FOR 2005-2006

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with the National Educational Service for training curriculums for the Department of Mental Health's Drug Free Communities Support Program Grant at a cost not to exceed \$2,550, for the period October 1, 2005 through September 30, 2006, and

WHEREAS, said services are necessary to provide training curriculums for the Drug Free Communities Support Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the National Educational Service, 304 West Kirkwood Avenue, Bloomington, Indiana 47404-5132, for training curriculums for the Department of Mental Health's Drug Free Communities Support Program Grant, for the period October 1, 2005 through September 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2,550 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized 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 (Miller, Whalen).

RESOLUTION NO. 460

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH WBNG-TV/WBXI-TV FOR AIR TIME FOR THE DEPARTMENT OF MENTAL HEALTH'S DRUG FREE COMMUNITIES SUPPORT PROGRAM GRANT FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 279 of 2004, as amended by Resolution 190 of 2005, authorized an agreement with WBNG-TV/WBXI-TV for air time for the Department of Mental Health's Drug Free Communities Support Program Grant for an amount not to exceed \$4,500, for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said services are necessary to provide air time for communication of the goals of the Drug Free Communities Support Program Grant, and

WHEREAS, said agreement expires by its terms on September 30, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$3,500, for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with WBNG-TV/WBXI-TV, 560 Columbia Drive, Johnson City, New York 13790 for air time for the Department of Mental Health's Drug Free Communities Support Program Grant for the period October 1, 2005 through September 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized 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 (Miller, Whalen).

RESOLUTION NO. 461

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF A YWCA OF BINGHAMTON PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, the Commissioner of Mental Health requests authorization to accept a YWCA of Binghamton Program Grant and adopt a program budget in the amount of \$78,480 for the period January 1, 2006 through December 31, 2006, and

WHEREAS, said program grant provides funding to cover transitional housing costs for homeless women or women living in emergency shelters within the community, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$78,480 from the U. S. Department of Housing and Urban Development, Shelter Plus Care Program, Buffalo Office, 465 Main Street, Buffalo, New York 14203-1780 for the Department of Mental Health's YWCA of Binghamton Program Grant for the period January 1, 2006 through December 31, 2006, 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 \$78,480, 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 (Miller, Whalen).

RESOLUTION NO. 462

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE VOCATIONAL SUPPORT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 388 of 2004, authorized and approved renewal of the Vocational Support Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$102,468 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said program grant provides assistance to mentally ill individuals striving to achieve their vocational goals, and

WHEREAS, it is desired to renew said program grant in the amount of \$109,140 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$109,140 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Vocational Support Program Grant for the period January 1, 2006 through December 31, 2006, 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 \$109,140, 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 (Miller, Whalen).

RESOLUTION NO. 463

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE ROAD TO RECOVERY PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 389 of 2004, authorized and approved renewal of the Road to Recovery Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$67,297 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said program grant provides non-violent felony offenders with a history of drug and alcohol abuse a treatment alternative to incarceration, and

WHEREAS, it is desired to renew said program grant in the amount of \$71,371 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$71,371 from the New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, New York 12203, for the Department of Mental Health's Road to Recovery Program Grant, for the period January 1, 2006 through December 31, 2006, 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 \$71,371, 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 (Miller, Whalen).

RESOLUTION NO. 464

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE ADDICTION CENTER OF BROOME COUNTY, INC. FOR THE LEASE OF OFFICE SPACE FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2005

WHEREAS, this County Legislature, by Resolution 400 of 2004, authorized renewal of the agreement with The Addiction Center of Broome County, Inc. for lease of office space, including the use of the conference room, telephone lines, computer lines and utilities, for the Department of Mental Health's MICA Intensive Case Managers at an amount not to exceed \$9,562, for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said services are necessary for the use of two offices, including the use of the conference room, telephone lines, computer lines and utilities for the MICA Intensive Case Managers, and

WHEREAS, said agreement expires by its terms on December 31, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$9,801, for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with The Addiction Center of Broome County, Inc., 30 West State Street, Binghamton, New York 13901 for lease of office space, including the use of the conference room, telephone lines, computer lines and utilities, for the Department of Mental Health's MICA Intensive Case Managers for the period January 1, 2006 through December 31, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,801 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470153.4422.105XXX (Building and Land Rental), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 465

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

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 IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 390 of 2004, authorized and approved 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 \$266,519 for the period January 1, 2005 through December 31, 2005, 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 \$264,477 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$200,657 from the 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, 2006 through December 31, 2006, 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 \$264,477, 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 (Miller, Whalen).

RESOLUTION NO. 466

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE MENTALLY ILL CHEMICAL ABUSER (MICA) COORDINATOR PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 391 of 2004, authorized and approved the Mentally Ill Chemical Abuser (MICA) Coordinator Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$85,414 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said program grant provides a position of program coordinator to oversee a coordinated system to better serve individuals with co-occurring mental health and substance abuse disorders, and

WHEREAS, it is desired to renew said program grant in the amount of \$88,351 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$88,351 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 Mentally Ill Chemical Abuser (MICA) Coordinator Program Grant for the period January 1, 2006 through December 31, 2006, 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 \$88,351, 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 (Miller, Whalen).

RESOLUTION NO. 467

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE MENTAL HEALTH CASEWORKER PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 392 of 2004, authorized and approved renewal of the Mental Health Caseworker Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$47,839 for the period January 1, 2005 through December 31, 2005, 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 \$51,402 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$29,273 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Caseworker Grant for the period January 1, 2006 through December 31, 2006, 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 \$51,402, 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 (Miller, Whalen).

RESOLUTION NO. 468

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE MENTAL HEALTH ADMINISTRATIVE SUPPORT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 393 of 2004, authorized and approved renewal of the Mental Health Administrative Support Grant for the Department of Mental Health and adopted a program budget in the amount of \$59,325 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said program grant provides funding for a Principal Account Clerk responsible for monitoring the Office of Mental Health regulations and Broome County procedures, and

WHEREAS, it is desired to renew said program grant in the amount of \$61,274 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$61,274 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Mental Health Administrative Support Program Grant for the period January 1, 2006 through December 31, 2006, 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 \$61,274, 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 (Miller, Whalen).

RESOLUTION NO. 469

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF A FORENSIC TRANSITIONAL MANAGEMENT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 394 of 2004, 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 \$48,915 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said grant program 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 grant program in the amount of \$59,790 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$59,790 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, 2006 through December 31, 2006, 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 \$59,790, 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 (Miller, Whalen).

RESOLUTION NO. 470

By Health Services, Personnel and Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE FORENSIC OUTREACH PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 395 of 2004, authorized and approved renewal of the Forensic Outreach Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$64,418 for the period January 1, 2005 through December 31, 2005, 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 \$71,527 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$35,765 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Forensic Outreach Program Grant for the period January 1, 2006 through December 31, 2006, 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 \$71,527, 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 (Miller, Whalen).

RESOLUTION NO. 471

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE FAMILIES FIRST PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 396 of 2004, authorized and approved renewal of the Families First Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$452,867 for the period January 1, 2005 through December 31, 2005, 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 \$457,246 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$457,246 from the Department of Social Services for the Department of Mental Health's Families First Program Grant for the period January 1, 2006 through December 31, 2006, 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 \$457,246, 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 (Miller, Whalen).

RESOLUTION NO. 472

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE ERA TANF ENHANCEMENT GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 397 of 2004, as amended by Resolution 578 of 2004, authorized and approved renewal of the Employment Retention and Advancement (ERA) Temporary Assistance to Needy Families (TANF) Enhancement Grant for the Department of Mental Health and adopted a program budget in the amount of \$61,083 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said program grant provides for the ERA to provide assessment, diagnosis and brief vocational goal-oriented psychotherapy to TANF recipients to help them seek positive employment, and

WHEREAS, it is desired to renew said program grant in the amount of \$64,275 for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$64,275 from the Broome County Department of Social Services for the Department of Mental Health's, Employment Retention and Advancement (ERA) Temporary Assistance to Needy

Families (TANF) Enhancement Grant for the period January 1, 2006 through December 31, 2006, 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 \$64,275, 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 (Miller, Whalen).

RESOLUTION NO. 473

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE DRUG FREE COMMUNITIES SUPPORT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 398 of 2004, authorized and approved renewal of the Drug Free Communities Support Program Grant for the Department of Mental Health, authorized renewal of an agreement with Our Lady of Lourdes Hospital to administer said program, and adopted a program budget in the amount of \$170,847, for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said program grant's goal is to establish and strengthen collaboration among communities in order to reduce risk factors and build assets that prevent the use of substances by youth, and

WHEREAS, it is desired to renew said grant program in the amount of \$100,000 for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,000 from the U. S. Department of Justice, Office of the Justice Programs, 810 Seventh Street NW-5th Floor, Washington, DC 20531, for the Department of Mental Health's Drug Free Communities Support Program Grant for the period October 1, 2005 through September 30, 2006, 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 \$100,000, 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 (Miller, Whalen).

RESOLUTION NO. 474

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE COMMUNITY RESIDENTIAL AND OUTPATIENT TREATMENT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2006

WHEREAS, this County Legislature, by Resolution 579 of 2004, authorized and approved the Community Residential and Outpatient Treatment Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$100,000 for the period January 1, 2004 through December 31, 2005, and

WHEREAS, said program grant is an extension to the Road to Recovery Program which provides non-violent felony offenders with a history of drug and alcohol abuse and treatment alternative to incarceration, and

WHEREAS, it is desired to renew said program grant in the amount of \$50,000, paid at a rate of \$1,000 per client to Fairview Recovery Services, the Addiction Center of Broome County and UHS-New Horizons, for the period January 1, 2006 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from the New York State Office of Alcoholism and Substance Abuse Services, Finger Lakes Field Office, 109 S. Union Street, Room 400, Rochester, New York 14607-1826 for the Department of Mental Health's Community Residential and Outpatient Treatment Program Grant for the period January 1, 2006 through December 31, 2006, 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 \$50,000, to be allocated at a rate of \$1,000 per client, the maximum amount to specific agencies as follows:

Fairview Recovery Services - \$25,000

Addiction Center of Broome County - \$12,500

UHS-New Horizons - \$12,500

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 (Miller, Whalen).

WHEREAS, it is desired to renew said program grant in the amount of \$52,089 for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$52,089 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001, for the Department of Social Services' Food Stamp Employment and Training Program Grant for the period October 1, 2005 through September 30, 2006, 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 \$52,089, 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 (Miller, Whalen).

RESOLUTION NO. 477

By Human Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 426 of 2004, as amended by Resolutions 19 and 287 of 2005, authorized and approved the Home Energy Assistance Program Grant for the Department of Social Services and adopted a program budget in the amount of \$359,073 for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said program grant provides assistance with home heating fuel, winterization and fuel equipment, as well as emergency assistance such as utility shut-off and fuel to eligible Temporary Assistance Food Stamp and low-income families, and

WHEREAS, it is desired to renew said grant program in the amount of \$182,610 for the period October 1, 2005 through September 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$182,610 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001, for the Department of Social Services' Home Energy Assistance Program Grant for the period October 1, 2005 through September 30, 2006, 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 \$182,610, 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 (Miller, Whalen).

RESOLUTION NO. 478

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENTS WITH LOCAL LAW ENFORCEMENT AGENCIES FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT FOR 2005-2006

WHEREAS, the Director of Public Health requests authorization for an agreement with local law enforcement agencies as listed on Exhibit "A" for services related to the Department of Health's Selective Traffic Enforcement Program Grant at the amounts listed on Exhibit "A", total cost not to exceed \$42,756 for all agencies, for the period October 1, 2005 through September 30, 2006, and

WHEREAS, said services are agreements are necessary to perform police checks for the Selective Traffic Enforcement Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with local law enforcement agencies as listed on Exhibit "A" for services related to the Department of Health's Selective Traffic Enforcement Program Grant for the period October 1, 2005 through September 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the amounts listed on Exhibit "A", total amount not to exceed \$42,756 for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480376.4457.105XXX (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 (Miller, Whalen).

RESOLUTION NO. 479

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE VILLAGE OF ENDICOTT FOR TREATMENT OF LEACHATE FROM THE NANTICOKE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2005-2007

WHEREAS, this County Legislature, by Resolution 347 of 2002, authorized renewal of the agreement with the Village of Endicott for the final treatment of effluent from the County leachate treatment facility at the Nanticoke Landfill at a formula based cost not to exceed \$270,000, plus the necessary lab analysis fees, for the period August 21, 2002 through August 20, 2005, and

WHEREAS, said agreement is necessary to dispose of effluent from the County leachate treatment facility at an approved wastewater treatment plant, and

WHEREAS, said agreement expired by its terms on August 20, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rates based on the following formulas, total cost not to exceed \$90,000 per year, total amount not to exceed \$180,000 for the period September 1, 2005 through August 31, 2007:

1. \$12 per 1,000 gallons for those discharges to the Endicott facility in excess of 70 percent of the total monthly leachate production from the Nanticoke Landfill

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2. \$13 per 1,000 gallons for those discharges to the Endicott facility greater than 50 percent, but less than 70 per cent of the total monthly leachate production from the Nanticoke Landfill
 3. \$14 per 1,000 gallons for those discharges to the Endicott facility greater than 30 percent but less than 50 per cent of the total monthly leachate production from the Nanticoke Landfill
 4. \$15 per 1,000 gallons for those discharges to the Endicott facility less than 30 percent of the total monthly leachate production from the Nanticoke Landfill.

and

WHEREAS, laboratory expenditures incurred as a result of leachate disposal and treatment shall be paid by Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Village of Endicott, 1009 East Main Street, Endicott, New York 13760, for treatment of effluent from the County leachate treatment facility at the Nanticoke Landfill, for the Division of Solid Waste Management for the period September 1, 2005 through August 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount based on the above formulas, plus necessary lab analysis fees, total cost not to exceed \$90,000 per year, total amount not to exceed \$180,000 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 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 (Miller, Whalen).

RESOLUTION NO. 480

By Public Works Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING THE INCLUSION OF FALLON ROAD AND STONE ROAD IN THE BROOME COUNTY HIGHWAY SYSTEM MAP

WHEREAS, the Commissioner of Public Works requests that Fallon Road and Stone Road in the Town of Chenango be included in the Broome County Highway System Map pursuant to Highway Law, Section 115, and that they be designated as County Road 158 and County Road 251, respectively, and

WHEREAS, Fallon Road extends for 2,118 feet and Stone Road extends for 457 feet as described and pictured in Exhibit "A", and

WHEREAS, the inclusion of this road in the Broome County Highway System Map as proposed will allow for County maintenance thereof in accordance with Highway Law, Section 115, and

WHEREAS, it is necessary that this County Legislature approve the proposed amendment to the County Highway System pursuant to Highway Law, Section 115, now, therefore, be it

RESOLVED, that the Commissioner of Public Works be, and hereby is, directed to make the necessary changes to the map detailing the County Highway System so that Fallon Road and Stone Road described and pictured in Exhibit "A" be included in the County Highway System, and be it

FURTHER RESOLVED, that said roads shall be designated as County Road 158 and County Road 251, respectively, and be it

FURTHER RESOLVED, that the Commissioner of Public Works be, and he hereby is, directed to file the amended version of the County Highway System Map with the County Clerk and his own office.

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 481

By Public Works Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING THE ABANDONMENT OF HOSPITAL HILL ROAD TO THE TOWN OF CHENANGO

WHEREAS, the Town of Chenango has requested taking over Hospital Hill Road from Broome County in return for micropaving services for the Hospital Hill Road valued at \$15,000 and forgiveness of a snow-removal sand bill in the amount of \$22,000 owed to the County by the Town of Chenango Highway Department, and

WHEREAS, the Commissioner of Public Works is requesting that the County accept this offer and abandon Hospital Hill Road to the Town of Chenango, now, therefore, be it

RESOLVED, this County Legislature hereby authorizes the abandonment of Hospital Hill Road to the Town of Chenango in return for micropaving services for Hospital Hill Road valued at \$15,000 and forgiveness of a snow-removal sand bill in the amount of \$22,000 owed to the County by the Town of Chenango Highway Department, 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 (Miller, Whalen).

RESOLUTION NO. 482

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF THE JUVENILE INTENSIVE SUPERVISION PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 629 of 2004, authorized and approved renewal of the Juvenile Intensive Supervision Program Grant for the Department of Probation, adopted a program budget in the amount of \$114,147 and renewed the agreement with Catholic Charities and authorized the agreement with the Discovery Center of the Southern Tier for related program services for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said grant program is designed to reduce the number of out-of-home placements of juvenile delinquents while maintaining community safety and providing treatment services, education and community service opportunities for targeted youths, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$479 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Juvenile Intensive Supervision Program Grant to reflect an increase of \$479 for the period January 1, 2005 through December 31, 2005, 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 \$114,626, and be it

FURTHER RESOLVED, that Resolution 629 of 2004, 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 (Miller, Whalen).

RESOLUTION NO. 483

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE TRAFFIC SAFETY CORRIDOR ENFORCEMENT PROGRAM GRANT FOR OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 287 of 2004 authorized and approved acceptance of the Traffic Safety Corridor Enforcement Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$3,245 for the period October 1, 2003 through September 30, 2004, and

WHEREAS, said program grant provides funding for increased enforcement of activities that are necessary to participate in a enforcement blitz, focusing on corridors that have high rates of crashes caused by aggressive driving-related behaviors, and

WHEREAS, it is desired to renew said program grant in the amount of \$3,000 for the period April 1, 2005 through September 30, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,000 from the New York State Governor's Traffic Safety Committee, Department of Motor Vehicles, 6 Empire State Plaza, Albany, New York 12228, for the Office of the Sheriff's Traffic Safety Corridor Enforcement Program Grant for the period April 1, 2005 through September 30, 2005, 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 \$3,000, 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 (Miller, Whalen).

RESOLUTION NO. 484

By Finance, Health Services Economic Development & Planning and Human Services Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE DEPARTMENT OF PUBLIC HEALTH, THE OFFICE OF EMPLOYMENT AND TRAINING AND THE OFFICE FOR AGING

RESOLVED that in accordance with a request from the Director of Public Health, in order to transfer funds to maximize the Diabetes Prevention and Control grant (04/05) spending as requested by BF# 00366 and 005367, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	480301	1500	104974	Salaries PT	1,839
	480301	4319	104974	Office Supplies	1,000
	480301	4346	104974	Training/Ed. Supplies	5,037
	480301	4616	104974	Fleet Chargeback	12
	480301	8060	104974	Health Insurance	150

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
TO:	480301	1600	104974	Salaries Temp	4,980
	480301	4411	104974	Postage & Freight	100
	480301	4461	104974	Mileage & Parking	150
	480301	4462	104974	Travel/Hotel/Meals	200
	480301	4463	104974	Education & Training	63
	480301	4610	104974	Personnel Svcs	495
	480301	4615	104974	Gas Chargeback	98
	480301	4617	104974	Duplication & Printing	300
	480301	4618	104974	Postage Chargeback	250
	480301	8010	104974	State Retirement	938
	480301	8030	104974	Social Security	250
	480301	8040	104974	Worker's Comp	204
	480301	8050	104974	Life Insurance	3
	480301	8063	104974	Disability	7

and be it

FUTHER RESOLVED that in accordance with a request from the Director of Employment and Training, in order to transfer funds to move appropriations as requested by BF# 005375, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	720730	2110	308139	Office Machines	408
TO:	720730	4534	308139	Client Tuition, Fees	408

and be it

FUTHER RESOLVED that in accordance with a request from the Director of Employment and Training, in order to transfer funds to move appropriations as requested by BF# 005374, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	720730	2110	308141	Office Machines	229
TO:	720730	4542	308141	Contracted Training	229

and be it

FUTHER RESOLVED that in accordance with a request from the Director of Employment and Training, in order to transfer funds to move appropriations as requested by BF# 005373, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	720730	2110	308142	Office Machines	285
TO:	720730	4268	308142	Admin Cost Pool	285

and be it

FURTHER RESOLVED that in accordance with a request from the Director of Employment and Training, in order to transfer funds to move appropriations as requested by BF# 005372, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	720730	2110	308141	Office Machines	395
TO:	720730	4534	308141	Client Tuition, Fees	395

and be it

FURTHER RESOLVED that in accordance with a request from the Director of the Office for Aging, in order to transfer funds to revise revenue and appropriations as requested by BF# 005505, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	761296	1000	105031	Salaries FT	10,557
	761296	0474	105031	OFA Chgbk Revenue	7,430
TO:	761296	1600	105031	Salaries Temp	10,557
	761296	0227	105031	Transfer from General	7,430

and be it

FURTHER RESOLVED that in accordance with a request from the Director of Public Health, in order to transfer funds to maximize grant spending for the WIC grant (04/05) as requested by BF # 005360 and 005361, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	480301	1500	104942	Salaries PT	41,732
	480301	4462	104942	Travel, Hotel, Meals	2,442
	480301	4463	104942	Education & Training	1,680
	480301	8030	104942	FICA	2,620
	480301	8040	104942	Workers Comp	3,131
	480301	8050	104942	Life Insurance	90
	480301	8060	104942	Health Insurance	4,778
	480301	8063	104942	Disability	273
TO:	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
	480301	1000	104942	Salaries FT	19,902
	480301	1600	104942	Salaries Temp	2,532
	480301	1700	104942	Salaries OT	730
	480301	4449	104942	Other Oper Exp	13,791
	480301	8010	104942	State Retirement	17,929
	480301	8070	104942	Unemployment	1,862

and be it

FURTHER RESOLVED that in accordance with a request from the Director of Public Health, in order to transfer funds to appropriate sufficient funds to various accounts for the CSHCN grant as requested by BF # 005399, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	480301	1500	104941	Salary PT	2,159
	480301	8010	104941	State Retirement	135
	480301	8030	104941	Social Security	182
	480301	8040	104941	Worker's Comp	159
	480301	8050	104941	Life Insurance	3
	480301	8060	104941	Health Insurance	250

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
TO:	480301	4610	104941	Personal Chargeback	2,887
	480301	8063	104941	Disability	1

and be it

FURTHER RESOLVED that in accordance with a request from the Director of Public Health, in order to transfer funds to maximize grant spending for the Early Intervention Admin/ Child Find grant as requested by BF # 005400 and 005401, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
FROM:	480301	1000	104946	Salaries FT	440
	480301	1500	104946	Salaries PT	7,182
	480301	1600	104946	Salaries Temp	7
	480301	4359	104946	Computer Software	165
	480301	8010	104946	State Retirement	746
	480301	8030	104946	Social Security	603
	480301	8040	104946	Workers Comp	784

	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>\$ Amount</u>
TO:	480301	4457	104946	Subcontracted Prog Exp	3,150
	480301	4462	104946	Travel Hotel Meals	65
	480301	4610	104946	Personal Services	4,703
	480301	8050	104946	Life Insurance	1
	480301	8060	104946	Health Insurance	1,900
	480301	8063	104946	Disability	108

Carried, Ayes-17, Nays-0, Absent-2 (Miller, Whalen).

RESOLUTION NO. 485

By County Administration and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING ACCEPTANCE OF A DISCRETIONARY NEW YORK STATE SENATE GRANT FOR THE PURCHASE OF A MOBILE UNIT FOR THE OFFICE OF THE COUNTY CLERK AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, the County Clerk requests authorization to accept a Discretionary New York State Senate Grant, adopt a program budget in the amount of \$30,000 and authorize the purchase of a Mobile DMV Unit, for the period October 1, 2005 through December 31, 2005, and

WHEREAS, said program grant funds the purchase of a Mobile DMV Unit for the Office of the County Clerk – Department of Motor Vehicles, so as to provide availability to service outlying Town Halls, automobile dealers and other various locations to process automobile, trailer, boat, ATV or other transactions and eliminating the need for customers to travel to Binghamton or Endicott, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$30,000 from the New York State Senate through Senator Thomas W. Libous, 1607 State Office Building, 44 Hawley Street, Binghamton, New York 13901 for a Mobile DMV Unit for the Office of the County Clerk – Department of Motor Vehicles, for the period October 1, 2005 through December 31, 2005, 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 \$30,000, 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-14, Nays-3 (Brunza, Kuzel, Reynolds), Absent-2 (Miller, Whalen).

RESOLUTION NO. 486

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

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AN OPERATION IMPACT PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING AGREEMENTS WITH THE BINGHAMTON POLICE DEPARTMENT AND THE BROOME COUNTY SHERIFF TO ADMINISTER SAID PROGRAM FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 374 of 2004, authorized and approved the Operation Impact Program Grant for the Office of the District Attorney, adopted a program budget in the amount of \$126,459 and authorized an agreement with the Binghamton Police Department, the Broome County Sheriff and Binghamton University to administer said program for the period April 1, 2004 through March 31, 2005, and

WHEREAS, said program grant funds a collaborative law enforcement effort to reduce violent crime in targeted areas in the City of Binghamton and Broome County, and

WHEREAS, it is desired to renew said program grant in the amount of \$280,000, adopt a program budget and renew the agreement with the Binghamton Police Department and the Broome County Sheriff to continue to administer said program for the period July 1, 2005 through June 30, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$280,000 from the New York State Division of Criminal Justice Services, Bureau of Justice Funding, 4 Tower Place, Albany, New York 12203, for the Office of the District Attorney's Operation Impact Program Grant for the period July 1, 2005 through June 30, 2006, 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 \$280,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of agreement with the Binghamton Police Department at an amount not to exceed \$157,250 and

the Broome County Sheriff at an amount not to exceed \$55,000, to pay for special patrols, overtime, undercover agents and associated expenses in connection with a special investigation unit combined task force for the Office of the District Attorney for the period April 1, 2005 through March 31, 2006, 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 (Miller, Whalen).

RESOLUTION NO. 487

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MARSH USA FOR INSURANCE COVERAGE FOR BROOME COUNTY FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 376 of 2004, authorized an agreement with Marsh USA for insurance coverage for county-owned property, boiler and machinery and inland marine at an amount not to exceed \$250,000, for the period August 19, 2004 through October 1, 2005, and

WHEREAS, said services are necessary to procure insurance for county-owned property, and

WHEREAS, said agreement expires by its terms on October 1, 2005, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$250,000, for the period October 2, 2005 through October 1, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Marsh USA, P.O. Box 4988, Syracuse, New York 13221-4988, for insurance coverage for county-owned property, boiler and machinery and inland marine for the period October 2, 2005 through October 1, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$250,000 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 (Miller, Whalen).

RESOLUTION NO. 488

By Public Safety & Emergency Services, Personnel and Finance Committee
Seconded by Mr. Brunza

RESOLUTION AUTHORIZING RENEWAL OF THE AID TO PROSECUTION PROGRAM GRANT FOR THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 604 of 2004, authorized and approved renewal of the Aid to Prosecution Grant for the District Attorney and adopted a program budget in the amount of \$201,015 for the period April 1, 2004 through March 31, 2005, and

WHEREAS, said program grant provides funds of approximately 55% of the salary and fringe benefits of one Senior Assistant District Attorney and approximately 54% of the salary and fringe benefits of the Chief Assistant District Attorney, and

WHEREAS, it is desired to renew said program grant in the amount of \$215,636 for the period April 1, 2005 through March 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$109,688 from the New York State Division of Criminal Justice Services, 4 Tower Plaza, Albany, New York 12203, for the District Attorney's Aid to Prosecution Program Grant for the period April 1, 2005 through March 31, 2006, 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 \$215,636, 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 (Miller, Whalen).

Mr. Howard made a motion to adjourn, seconded by Mr. Mather. **Motion to adjourn carried**, Ayes-17, Nays-0, Absent-2 (Miller, Whalen). Meeting adjourned at 5:27 p.m.

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