

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
JANUARY 21, 2016**

The Legislature convened at 5:13 p.m. with a call to order by the Chairman, Daniel J. Reynolds. The Clerk, Aaron M. Martin, read the fire exit announcement and called the Attendance Roll, Present-14, Absent-0, Vacant-1 (District 10).

The Chairman, Mr. Reynolds led the members of the Legislature in the Pledge of Allegiance to the Flag. The Clerk, Aaron M. Martin offered the invocation followed by a moment of silence.

ANNOUNCEMENTS FROM THE CHAIR

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

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE

- A. Letters from the County Executive, Debra A. Preston:
1. Appointment to the Health Advisory Board
 2. Appointments to the Airport Advisory Board
 3. Appointments to the Family Violence Prevention Council
 4. Appointments to the Environmental Management Council

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Jerry F. Marinich:
1. Designations for Finance Committee Meeting – December 29, 2015
 2. Designation for District 10 Vacancy – January 13, 2016

Mr. Wildoner made a motion, seconded by Mrs. Myers that the Session minutes of December 29, 2015 be approved as prepared and presented by the Clerk.

Carried. Ayes-14, Nays-0, Vacant -1 (District 10)

Mr. Reynolds noted that the committee minutes for December 17, 2015 through January 20, 2016 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. Mr. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Pasquale seconded by Mr. Sopchak.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS

1. OFA – 2016-2020 Plan for Services
2. BOAC – 2015 Annual Report
3. Jerry Marinich – Letter of Resignation as Chairman effective December 29, 2015
4. Jerry Marinich – Letter of Resignation as Legislator effective December 31, 2015
5. Republican Majority Caucus – Selection of Stephen J. Flagg as Majority Leader

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 1

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE BROOME COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR EMPIRE STATE

DEVELOPMENT HURRICANE IRENE-TROPICAL STORM LEE FLOOD MITIGATION PROGRAM FUNDING FOR 2012-2014

WHEREAS, this County Legislature, by Resolution 320 of 2013, authorized agreements with the Towns of Union, Vestal and Windsor and the Broome County Soil and Water Conservation District for Empire State Development Hurricane Irene-Tropical Storm Lee Flood Mitigation Program funding at a total cost not to exceed \$653,032.42, for stream restoration projects, for the period July 13, 2012 through December 31, 2014, and

WHEREAS, the Broome County Soil and Water Conservation District received an amount not to exceed \$215,719.71 out of the total for stream restoration projects, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term of the agreement with the Broome County Soil and Water Conservation District to December 31, 2016 at no additional cost, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Broome County Soil and Water Conservation District, 1163 Front Street, Binghamton, New York 13905, for Empire State Development Hurricane Irene-Tropical Storm Lee Flood Mitigation Program funding for stream restoration projects, for the period July 13, 2012 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$215,719.71 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004522.3710072 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 320 of 2013, 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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 2

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF LABOR FOR LEASE OF SPACE FROM THE OFFICE OF EMPLOYMENT AND TRAINING FOR 2016-2019

WHEREAS, the Director of Employment and Training requests authorization for an intermunicipal agreement with the New York State Department of Labor for lease of space from the Office of Employment and Training with revenue to the County in the amount of \$4,562.50 per month, for the period January 1, 2016 through December 31, 2019, and

WHEREAS, said intermunicipal agreement is necessary to sub-lease 5,000 sq. ft. of space at 171-175 Front Street to the New York State Department of Labor to conduct programing, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the New York State Department of Labor, Empire State Plaza, 41st Floor Corning Tower, Albany, New York 12242, for lease of space from the Office of Employment and Training for the period January 1, 2016 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County rent in the amount of \$4,562.50 per month for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 33020006.5000460.3310120 (Rental of Real Property), 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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 3

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING ACCEPTANCE OF EMPIRE STATE DEVELOPMENT FUNDS FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2016-2020

WHEREAS, the Director of Planning requests authorization to accept Empire State Development (ESD) Funds for the construction of the Regional Farmers Market for Department of Planning and Economic Development in the amount of \$300,000 for the period January 1, 2016 through December 31, 2020, and

WHEREAS, said ESD funding will be used towards the construction of the Regional Farmer's Market located at Cornell Cooperative Extension of Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance and expenditure of \$300,000 from Empire State Development, Southern Tier Regional Office, 44 Hawley Street, Binghamton, New York 13901, for the construction of the Regional Farmers Market for Department of Planning and Economic Development for the period January 1, 2016 through December 31, 2020, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to revenue line 37000007.5000808.4320032 (Other State Aid), 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 Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 4

By Public Works & Transportation, Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH NELSONNYGAARD CONSULTING ASSOCIATES, INC., FOR PROFESSIONAL SERVICES FOR THE BROOME METROPOLITAN AND TRANSPORTATION STUDY (BMTS) FOR 2015

WHEREAS, this County Legislature, by Resolution 77 of 2015, as amended by Resolution 224 of 2015, authorized an agreement with Nelson\Nyggaard Consulting Associates, Inc., for professional services for BMTS at a cost not to exceed \$94,998, for the period April 1, 2015 through December 31, 2015, and

WHEREAS, said agreement is necessary for the completion of the City of Binghamton Downtown Parking Study, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term of the contract through December 31, 2016 at no additional cost to the County, and

WHEREAS, the Director of the Broome Metropolitan and Transportation Study (BMTS) has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Nelson\Nygaard Consulting Associates, Inc., 77 Franklin Street, 10th Floor, Boston, Massachusetts 02110, to extend the term of the agreement for professional services, for BMTS at no additional cost to the County, for the period April 1, 2015 through December 31, 2015, and be it

FURTHER RESOLVED, that Resolutions 77 and 224 of 2015, 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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 5

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING AGREEMENT WITH BROOME-TIOGA BOCES FOR LEASE OF SPACE FROM THE OFFICE OF EMPLOYMENT AND TRAINING FOR 2015-2016

WHEREAS, the Director of the Office of Employment and Training requests authorization for a memorandum of understanding agreement with Broome-Tioga BOCES for lease of space from the Office of Employment and Training (OET) with revenue to the County in the amount of \$10.95 per sq. ft., total amount not to exceed \$8,124.90 per annum, for the period July 1, 2015 through June 30, 2016, and

WHEREAS, said agreement is necessary to provide Broome-Tioga BOCES with space to conduct daily Adult Basic Education and High School Equivalency testing at the Broome Tioga Workforce NY Career Center, with OET being reimbursed for the use of space, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a memorandum of understanding agreement with Broome-Tioga BOCES, 435 Glenwood Road, Binghamton, New York 13905, for lease of space from the Office of Employment and Training, for the period July 1, 2015 through June 30, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$10.95 per sq. ft., total amount not to exceed \$8,124.90 per annum for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credit to budget line 33020006.331087.6004111.3131 (Land & Building 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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 6

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING ACCEPTANCE OF A CDBG FOREST VIEW MOBILE HOME WASTE WATER TREATMENT GRANT FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2015-2017

WHEREAS, the Director of Planning requests authorization to accept a CDBG Forest View Mobile Home Waste Water Treatment Grant for the Department of Planning and Economic Development and adopt a program budget in the amount of \$126,549 for the period December 10, 2015 through December 11, 2017, and

WHEREAS, said program funding will be used to replace the Forest View Waste Water Treatment Plant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$126,549 from New York State Homes and Community Renewal Housing Trust Fund Corporation, 38-40 State Street, Hampton Plaza, 4th Floor, Albany, New York 12207 for the Department of Planning and Economic Development's CDBG Forest View Mobile Home Waste Water Treatment Grant for the period December 10, 2015 through December 11, 2017, 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 \$126,549, 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 Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 7

By Economic Development, Education & Culture Committee

Seconded by Mr. Flagg

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY AGRICULTURAL AND FARM LAND PROTECTION BOARD

WHEREAS, Daniel J. Reynolds, Chairman of the Broome County Legislature, pursuant to the authority vested in him by Article 25AA of the Agriculture and Markets Law, has duly designated and appointed the following named individuals to membership on the Broome County Agricultural and Farm Land Protection Board, subject to confirmation by this County Legislature:

<u>Name</u>	<u>Term Expiring</u>
Anne Lee 225 Howland Hill Road Berkshire, New York 13736	New Appointment Active Farmer December 31, 2016 (Unexpired term of Jerry Michael)
Dawn Alfano Jada Hill Farm 106 Kelsey Road Deposit, New York 13754	New Appointment Active Farmer December 31, 2016 (Unexpired term of James Worden)

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Article 25AA of the Agriculture and Markets Law, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Agricultural and Farm Land Protection Board for the terms indicated, in accordance with their appointment by the Legislative Chair.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 8

By Finance Committee

Seconded by Mr. Flagg

RESOLUTION APPROVING THE SALE OF 2013 IN REM FORECLOSURE PROPERTIES TO THE FORMER OWNERS

WHEREAS, the County of Broome now owns certain parcels of real property by virtue of the completion of proceedings and foreclosure in rem for year 2013, and

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

WHEREAS, the Director of Real Property Tax Service advises that the former owners of certain properties have requested to have the property sold back to them, and the Director of Real Property Tax Service recommends that such requests be granted based on the unusual circumstances of each such case as reviewed, now, therefore, be it

RESOLVED, that the sale back to former owners of the parcels listed on Exhibit "A" for the amounts stated is hereby approved by this County Legislature based on the unusual circumstances of each such case, and be it

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

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 9

By Finance Committee

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING ADJUSTMENT TO DELINQUENT TAXES IN THE TOWN OF BARKER

WHEREAS, the Director of Real Property is requesting authorization for the Director of the Office of Management and Budget to execute any and all adjustments to delinquent tax bills, tax records and property records in accordance with all applicable laws for the following property and for the reason stated, now therefore, be it

RESOLVED, that this County Legislature hereby approves authorization for the Director of the Office of Management and Budget to execute any and all adjustments to delinquent tax bills, tax records and property records for the following property and for the reason stated:

Parcel ID/Tax Map No.:	047.00-1-20	
Address:	664 Hyde Street	
Town/Village	Town of Barker	
Owner:	Michael and Tracy Altemose	
Reason	Agricultural exemption in the amount of \$114,589 was not applied	
	Incorrect Tax	Correct Tax
County	\$2,380.47	\$1,536.75
Ambulance	68.11	68.11
Highway	328.76	328.76
School Re-levy	5,868.43	3,788.45
Fire	218.85	218.85
Total	\$8,864.62	\$5,940.92 plus penalty & interest

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 10

By Health & Human Services Committee

Seconded by Mr. Flagg

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY HEALTH ADVISORY BOARD

WHEREAS, Debra A. Preston, County Executive, pursuant to the authority vested in her by Article VII, Section 703 of the Broome County Charter and Code has duly designated and appointed the following named individual to membership on the Broome County Health Advisory Board, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Dr. Kevin Drumm	12/31/2019
351 Port Road	New Appointment
Binghamton, New York 13901	

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Article VII, Section 703 of the Broome County Charter and Code, hereby confirms the appointment of the above-named individual to membership on the Broome County Health Advisory Board for the term indicated, in accordance with his appointment by the County Executive.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 11

By Personnel and Finance Committees

Seconded by Mr. Flagg

RESOLUTION EXTENDING HEALTH INSURANCE BENEFITS TO CERTAIN EMPLOYEES OF THE CENTRAL FOODS DIVISION AND WILLOW POINT NURSING HOME DIETARY DIVISION

WHEREAS, a number of employees will be leaving County Government due to the County entering into a contract with Aramark for food service operations, and

WHEREAS, it is desired to extend County health insurance benefits to these departing employees, and

WHEREAS, the 2016 Adopted County Budget included funds to cover costs associated with said extension, now, therefore, be it

RESOLVED that employees of the Central Food Division and Willow Point Nursing Home Dietary Division involuntarily leaving County employment due to the County entering into a contract with Aramark shall be entitled to maintain their current health insurance for one month following the date of termination, and be it

FURTHER RESOLVED, that for those employees of the Central Food Division and Willow Point Nursing Home Dietary Division involuntarily leaving County employment due to the County entering into a contract with Aramark who are at least fifty-two years of age and have been employed full time for at least seven years shall be entitled to maintain their current health insurance for three years following the date of termination or until they become eligible for retiree health insurance whichever occurs first, and be it,

FURTHER RESOLVED, that each employee who elects to continue their health insurance pursuant to this resolution shall be required to pay the required employee share of the health insurance premium.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 12

By Personnel and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING A LABOR AGREEMENT WITH CIVIL SERVICE EMPLOYEES ASSOCIATION (CSEA) FOR 2015-2019

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized Civil Service Employees Association as an employee organization for those certain Broome County employees represented by said Union, and

WHEREAS, this County Legislature, by Resolution No. 318 of 2010, authorized a written agreement with Civil Service Employees Association setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2010 through December 31, 2014, and

WHEREAS, a tentative agreement has been reached with Civil Service Employees Association for the period January 1, 2015 through December 31, 2019, and

WHEREAS, it is desired at this time to renew said labor agreement on the terms and conditions set forth in the Memo of Agreement on file with the Clerk of this Legislature, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Civil Service Employees Association Local 804 Broome County Unit 6150, setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2015 through December 31, 2019, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 2010-2014 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that the County Executive or 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.
Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 13

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE GENERAL SERVICES ADMINISTRATION (GSA) FOR SECURITY SERVICES AT THE GSA HILLCREST DEPOT FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SECURITY FOR 2014-2016

WHEREAS, this County Legislature, by Resolution 410 of 2014, authorized renewal of the agreement with General Services Administration (GSA) for security services at the GSA Hillcrest Depot with revenue to the County at the rate of \$36.80 per hour, for nine hours per week, total amount not to exceed \$17,222.40 for the period December 1, 2014 through November 30, 2015, and

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

WHEREAS, said agreement expired by its terms on November 30, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County at the rate of \$37.20 per hour, for four and one half hours per week, total amount not to exceed \$8,704.80, for the period December 1, 2015 through November 30, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with U. S. General Services Administration, Binghamton U. S. Courthouse & Federal Building, 15 Henry Street, Binghamton, New York 13901, for security services at the GSA Hillcrest Depot provided by the Department of Public Works Division of Security, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$37.20 per hour for four and one half hours per week, total amount not to exceed \$8,704.80 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 22000203.5000230 (Security Services-Outside Users), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.
Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 14

By Public Safety & Emergency Services Committee

Seconded by Mr. Flagg

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE STOP-DWI ADVISORY BOARD

WHEREAS, Debra A. Preston, County Executive, pursuant to the authority vested in her by Resolution 492 of 1981 has duly designated and appointed the following named individual to membership on the STOP-DWI Advisory Board, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
James Sheerin 16 Nadine Way Johnson City, New York 13790	12/31/2018

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 492 of 1981, hereby confirms the appointment of the above-named individual to membership on the STOP-DWI Advisory Board for the term indicated, in accordance with his appointment by the County Executive.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 15

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING RENEWAL OF FUNDING AGREEMENTS WITH VARIOUS VENDORS, BROOME COUNTY DEPARTMENTS, OUTSIDE AGENCIES, AND MUNICIPALITIES FOR THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM FOR 2016

WHEREAS, this County Legislature, by Resolution 507 of 2014, authorized renewal of the agreement with various Broome County departments, outside agencies, and municipalities for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant in the total amount of \$143,000, for the period January 1, 2015 through December 31, 2015, and

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

WHEREAS, it is desired to renew agreements with various Broome County departments, outside agencies, and municipalities as shown in Exhibit "A" for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant in the total amount of \$157,000 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of funding agreements with various Broome County departments, outside agencies, and municipalities as shown in Exhibit "A" for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Law Enforcement Program Grant for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of funding agreements with various Broome County departments, outside agencies, and municipalities as shown in Exhibit "A" and shall not exceed the amount of \$157,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines: 24000003.Various, 24000003.6004146 (Subcontracted Program Expenses), and 24000003.6004610 (Personal Services Chargeback), 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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 16

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING ACCEPTANCE OF A HAZMAT PREPAREDNESS PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2015-2016

WHEREAS, the Director of Emergency Services requests authorization to accept a HazMat Preparedness Program Grant and adopt a program budget in the amount of \$11,740 for the period September 30, 2015 through September 30, 2016, and

WHEREAS, said program grant provides funding for consultant costs for hazard analysis and to build a response pre-plan to rail incidents with an emphasis on a crude oil response plan, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$11,740 from the New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Building 7A, Albany, New York 12242, for the Office of Emergency Services' HazMat Preparedness Program Grant for the period September 30, 2015 through September 30, 2016, 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 \$11,740, and be it

FURTHER RESOLVED, the Office of Emergency Services is authorized to accept and allocate additional HazMat Preparedness Program funds, for the period September 30, 2015 through September 30, 2016, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, 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 Director of the Office of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 17

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING AN AGREEMENT WITH TETRA TECH, INC. TO PROVIDE EMERGENCY PLANNING EXERCISE, RESPONSE AND COST RECOVERY FOR THE OFFICE OF EMERGENCY SERVICES 2015-2016

WHEREAS, Warren County advertised RFP WC 37-15 to provide Warren County with assistance in emergency planning, exercise, response and cost recovery, and

WHEREAS, the Warren County Director of Emergency Services has awarded the contract to Tetra Tech, Inc., and

WHEREAS, the Broome County Director of Emergency Services would like to exercise its option to use Warren County's award and authorize an agreement with Tetra Tech, Inc. for assistance in emergency planning, exercise, response and cost recovery on an as needed basis, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Tetra Tech, Inc., 1000 The American Road, Morris Plains, New Jersey 07950 for assistance in

emergency planning, exercise, response and cost recovery on an as needed basis, for the period June 19, 2015 through June 18, 2016, with the option for four one-year renewals under the same terms and conditions, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from various Emergency Services budget lines, 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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 18

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING ACCEPTANCE OF FUNDING FROM THE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR THE DEPARTMENT OF PROBATION'S IGNITION INTERLOCK DEVICE MONITORING PROGRAM FOR 2015-2016

WHEREAS, the Director of Probation requests authorization to accept Governor's Traffic Safety Committee funding in the amount of \$135 per Probation case sentencing order received which requires an Ignition Interlock Device, for the Department of Probation's Ignition Interlock Device Monitoring Program for the period October 1, 2015 through September 30, 2016, total amount not to exceed \$56,430 for the Department of Probation, and

WHEREAS, said funding will help defray the costs of implementing Leandra's Law and the supervision and monitoring associated with Ignition Interlock Devices, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$135 per Probation case sentencing order received which requires an Ignition Interlock Device, from the New York State Division of Criminal Justice Services, 80 South Swan Street, Albany, New York 12210-8001 for the Department of Probation's Ignition Interlock Device Monitoring Program for the period October 1, 2015 through September 30, 2016, total amount not to exceed \$56,430 for the Department of Probation, and be it

FURTHER RESOLVED, that the Department of Probation's reimbursement funding authorized above shall be credited to budget line 21010003.5000946 (Probation Services), and be it

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

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

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

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 19

By Public Safety & Emergency Services Committee Seconded by Mr. Flagg
RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY CRIMINAL JUSTICE ADVISORY BOARD

WHEREAS, Debra Preston, Broome County Executive, pursuant to the authority vested in her by Resolution 61 of 1985 has duly designated and appointed the following named individuals to membership on the Broome County Criminal Justice Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Raini Baudendistel, M.A. 697 Nurse Hollow Road Afton, New York 13730	12/31/16 Re-appointment
James D. Dadamio 115 Depot Hill Rd Port Crane, New York 13833	12/31/16 Re-appointment
Sheriff David Harder 155 Lt. VanWinkle Drive Binghamton, New York 13905	12/31/16 Re-appointment
F. Paul Battisti 5 Crestmont Road Binghamton, New York 13905	12/31/16 Re-appointment
Arthur Johnson 95 Phelps Avenue Binghamton, NY 13901	12/31/16 Re-appointment
Steven Cwikla 81 Lincoln Avenue Johnson City, New York 13790	12/31/16 Re-appointment
Jay Wilbur 3714 Highview Drive Endwell, New York 13760	12/31/16 Re-appointment
Christopher Marion P.O. Box 1766 Binghamton, New York 13902	12/31/16 Re-appointment
Joseph T. Zikuski 38 Hawley Street Binghamton, New York 13901	12/31/16 Re-appointment
Joseph F. Cawley P.O. Box F-1766 Binghamton, New York 13902	12/31/16 Re-appointment
Lorraine Wilmot P.O. Box 1766 Binghamton, New York 13902	12/31/16 Re-appointment
Stacey Labarre 24 Ketchum Road Conklin, New York 13748	12/31/16 Re-appointment
Jeffrey Pryor	12/31/16

6 Linden Street
Binghamton, New York 13904

Re-appointment

Stephen Cornwell
45 Hawley Street
Binghamton, New York 13901
and

12/31/16
New Appointment

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 61 of
1985, confirms the appointments of the above-named individuals to membership on the Broome
County Criminal Justice Advisory Board for the terms indicated, in accordance with their
appointment by the County Executive.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 20

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING ACCEPTANCE OF A US MARSHALS FALCON PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2015-2016

WHEREAS, the Sheriff requests authorization to accept a US Marshals Falcon Program
Grant for the Office of the Sheriff and adopt a program budget in the amount of \$28,000 for the
period October 1, 2015 through September 30, 2016, and

WHEREAS, said program grant provides overtime reimbursement for Deputies, now,
therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of
\$28,000 from the US Marshals Service, 310 Federal Plaza, Islip, New York 11722 for the Office
of the Sheriff's US Marshals Falcon Program Grant for the period October 1, 2015 through
September 30, 2016, 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 \$28,000, 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 Director of Management and Budget and/or Comptroller) is hereby authorized to
make any transfers of funds required within this grant budget provided that employee head count
is not increased, the County's contribution is not increased, and the salary rate or salary total for
a position is not changed.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 21

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CRIME VICTIMS ASSISTANCE CENTER, INC. CHILD ADVOCACY CENTER FOR PROFESSIONAL SERVICES FOR THE OFFICE OF THE DISTRICT ATTORNEY FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 468 of 2013 authorized renewal of the
agreement with Crime Victims Assistance Center, Inc. Child Advocacy Center for professional

services for the Office of the District Attorney at an amount of \$8,000 per year, total amount not to exceed \$16,000 for the period January 1, 2014 through December 31, 2015, and

WHEREAS, said agreement is necessary to provide multi-disciplinary interviews of children who are alleged to have been physically or sexually abused and to provide support for the victims, and

WHEREAS, said agreement expired by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$8,000 per year, total amount not to exceed \$16,000, for the period January 1, 2016 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Crime Victims Assistance Center, Inc. Child Advocacy Center, 377 Robinson Street, P.O. Box 836, Binghamton, New York 13902 for professional services for the Office of the District Attorney for the period January 1, 2016 through December 31, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor the amount of \$8,000 per year, total amount not to exceed \$16,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 06000001.6004146 (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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 22

By Personnel, Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE OFFICE OF EMERGENCY SERVICES

RESOLVED, that in accordance with a request contained in PCR# 2016-48 from the Director of Emergency Services, this County Legislature hereby creates the position of Emergency Medical Services Officer, Grade 11, Union Code 08 CSEA Part time, minimum hourly rate \$14.5689, 18.75 hours weekly, budget line 20010003.6001001.2010030 effective February 1, 2016.

Carried. Ayes14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 23

By Finance, Public Works &Transportation Committees

Seconded by Mr. Shaw

RESOLUTION AMENDING THE 2015 CAPITAL IMPROVEMENT PROGRAM COMPUTER EQUIPMENT REPLACEMENT/UPDATE PROJECT

RESOLVED, that the 2015 Capital Improvement Program is hereby amended as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>	
			<u>Other</u>	<u>Federal</u>			
1020022	COMP EQUIP REPLACE/UPDATE	\$900,000	0			\$900,000	
			<u>Local Finance Law Section 11</u>		<u>How Financed:</u>		
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
			2015	5	32	\$900,000	0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>	
			<u>Other*</u>	<u>Federal</u>			
1020022	COMP EQUIP REPLACE / UPDATE	\$968,270	\$68,270	0		\$900,000	
			<u>Local Finance Law Section 11</u>		<u>How Financed:</u>		
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
			2015	5	32	\$900,000	\$68,270

*Energy Reimbursements

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

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

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 24

By Public Works and Transportation Committee Seconded by Mr. Flagg
RESOLUTION AUTHORIZING THE INCLUSION OF SHEA DRIVE IN THE TOWN OF MAINE IN THE BROOME COUNTY HIGHWAY SYSTEM MAP

WHEREAS, the Commissioner of Public Works requests that Shea Drive in the Town of Maine, as described and pictured in Exhibit "A" be included in the Broome County Highway System Map pursuant to Highway Law, Section 115, and that it be designated as County Road 250, 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, the inclusion of Shea Drive in the Broome County Highway System Map has been identified as a Type II action under the New York State Environmental Quality Review Act because it has no substantial effect on the environment, and therefore be it

FURTHER 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 Shea Drive in the Town of Maine as described and pictured in Exhibit "A" be included in the County Highway System, and be it

FURTHER RESOLVED, that Shea Drive shall be designated as County Road 250, and be it

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

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 25

By Public Works & Transportation and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MCFARLAND JOHNSON FOR PROFESSIONAL DESIGN SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, RECREATION AND YOUTH SERVICES FOR 2014-2016

WHEREAS, this County Legislature, by Resolution 168 of 2015, as amended by Resolution 185 of 2015, authorized an agreement with McFarland Johnson, Inc., for professional design services for the Department of Public Works, Recreation and Youth Services at a cost not to exceed \$534,765 for the period June 1, 2014 through December 31, 2016, and

WHEREAS, said agreement is necessary for design work associated with the Airport Road (CR 96) Reconstruction Project (DPW Project No. HW1201/NYS DOT PIN 9753.77), and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$709,124 to add construction inspection and administrative services for the Airport Road Reconstruction Project and extend the term of the agreement to June 30, 2017, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with McFarland Johnson, Inc., PO Box 1980, Binghamton New York 13902 increase the not to exceed amount by \$709,124 to add construction inspection and administrative services for the Airport Road Reconstruction Project for the period June 1, 2014 through June 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$1,243,889, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 29010105.6002201.2920077 (Road), and be it

FURTHER RESOLVED, that Resolutions 168 and 185 of 2015, 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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 26

By Public Works & Transportation and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ARCADIS OF NEW YORK, INC. FOR PROFESSIONAL ENGINEERING SERVICES AT THE COLESVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2009-2015

WHEREAS, this County Legislature, by Resolution 70 of 2009, as amended by Resolutions 92 of 2010, 84 of 2011, 53 and 522 of 2012, 66 of 2013, and 22 and 549 of 2014, authorized an agreement with ARCADIS of New York, Inc. for professional engineering services at the Colesville Landfill for the Division of Solid Waste Management at an amount not to exceed \$1,246,200, for the period March 1, 2009 through December 31, 2015, and

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

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$23,630 and extend the term of the agreement through December 31, 2016, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with ARCADIS of New York, Inc., Two Huntington Quadrangle, Suite 1S10, Melville, New York 11747 for professional engineering services for the Division of Solid Waste Management to increase the not to exceed amount by \$23,630 and extend the term of the agreement through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,269,830, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38010007.6004573.3820038 (Other Fees for Service), and be it

FURTHER RESOLVED, that Resolutions 70 of 2009, 92 of 2010, 84 of 2011, 53 and 522 of 2012, 66 of 2013, and 22 and 549 of 2014, 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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 27

By Public Works & Transportation Committee

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING A ROAD USE AGREEMENT WITH WILLIAMS FIELD SERVICES COMPANY, LLC FOR USE OF BROOME COUNTY ROADS

WHEREAS, the Commissioner of Public Works, Parks, Recreation and Youth Services requests authorization for an agreement with Williams Field Services Company, LLC, for use of Broome County Roads, with terms of the agreement attached hereto as Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Williams Field Services Company, LLC, 310 State Route 29 North, Tunkhannock, Pennsylvania 18657, for use of Broome County Roads, with terms of the agreement attached hereto as Exhibit "A", 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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 28

By Public Works & Transportation Committee

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR SHARED SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, PARKS, RECREATION AND YOUTH SERVICES FOR 2016

WHEREAS, the Commissioner of Public Works, Parks, Recreation and Youth Services requests authorization for an intermunicipal agreement with the New York State Department of Transportation (NYSDOT) for shared services for the Department of Public Works, Parks, Recreation and Youth Services, pursuant to the terms of intermunicipal agreement attached hereto as Exhibit "A", for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said shared services intermunicipal agreement will allow for NYSDOT to provide emergency assistance to the County in the absence of a Governor's Emergency Declaration for services or materials that are valued at or less than \$10,000 to be reimbursed through in-kind trade at a future time, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the New York State Department of Transportation (NYSDOT), Region 9, 112 Barlow Road, Binghamton, New York 13904, for shared services for the Department of Public Works, Parks, Recreation and Youth Services, with terms of intermunicipal agreement attached hereto as Exhibit "A", for the period January 1, 2016 through December 31, 2016, 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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 29

By Health & Human Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE UNIFIED COURT SYSTEM FOR VACCINATION AND TESTING SERVICES PROVIDED BY THE BROOME COUNTY HEALTH DEPARTMENT FOR 2016

WHEREAS, the Director of Public Health requests authorization for an agreement with the New York State Unified Court System for vaccination and testing services provided by the Broome County Health Department with revenue estimated at \$500 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said agreement is necessary for the Clinics Division at the Broome County Health Department to provide Hepatitis B vaccinations and PPD tests and readings to court officers and employees who may be at risk to exposure, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the New York State Unified Court System, 25 Beaver Street, New York, New York 10004 for vaccination and testing services provided by the Broome County Health Department for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$10.96 per each PPD (TB test), \$10.96 per each PPD (TB) reading and \$62.49 per each Hepatitis B vaccination, total amount estimated at \$500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 25020004.5000118 (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-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 30

By Health & Human Services Committee Seconded by Mr. Flagg
RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY OFFICE FOR AGING ADVISORY BOARD

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Cynthia Burger 110 Walters Road Whitney Point, New York 13862	12/31/2018
Michael Danaher 40 W. Glann Road Apalachin, New York 13732	12/31/2018
William Tomic 56 Lincoln Avenue Binghamton, New York 13905	12/31/2018
Pamela Klesse 12 Towpath Street Port Crane, New York 13833	12/31/2018

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 165 of
1973, confirms the appointments of the above-named individuals to membership on the Broome
County Office for Aging Advisory Board for the terms indicated, in accordance with their
appointment by the County Executive.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 31

By County Administration, Health & Human Services and Finance Committee

Seconded by Mrs. Myers

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 1 OF 2016, ENTITLED: "A LOCAL LAW
AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE CHAPTER
257-40 FEES SCHEDULE AND CHAPTER 305-5 DEPARTMENT OF HEALTH FEES FOR
OPERATING PERMITS AND REVIEW OF PLANS"**

WHEREAS, the Broome County Health Department, Division of Environmental Health has
been designated by the New York State Department of Health as the Permit Issuing Official for
Broome County authorized to enforce regulations contained in Subpart 72-1 of the NYS Public
Health Law, and

WHEREAS, the Director of Public Health request authorization to amend the Broome County
Sanitary Code to include a registration fee and permit fee for the new Tanning Facility Program, now,
therefore, be it

RESOLVED, that Local Law Intro. No. 1 of 2016, entitled: "A Local Law Amending the
Broome County Charter and Administrative Code Chapter 257-40 Fees Schedule and Chapter 305-
5 Department of Health Fees for Operating Permits and Review of Plans," be and the same hereby
is adopted and approved in accordance with the Broome County Charter and Administrative and all
the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 1 of 2016

**"A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE
CODE CHAPTER 257-40 FEES SCHEDULE AND CHAPTER 305-5 DEPARTMENT OF
HEALTH FEES FOR OPERATING PERMITS AND REVIEW OF PLANS"**

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

Section 1 Chapter 257-40 Fees Schedule is hereby amended as follows:

Department of Health Fees – Permits and Plan Reviews

Permits

Food service establishment, annual fee	
High Risk	\$300
High risk, seasonal (six months or less)	\$150
Medium risk	\$200
Medium risk, seasonal	\$100
Low risk	\$100
Temporary (seven days or less)	\$50
Pool and/or bathing beach, annual fee	
Rated for one to 100 bathers	\$155
Rated for 101 or more bathers	\$309
Hotel or motel, annual fee	
Up to and including 20 rooms	\$203 base fee
More than 20 rooms	Base fee plus \$15 per room
Mobile home park – base charge/private water/private sewage	
1 to 20 sites	\$215/\$0/\$0
21 to 40 sites	\$285/\$0/\$0
41 to 75 sites	\$835/\$60/\$60
76 and more sites	\$1,075/\$120/\$120
Seasonal travel-trailer camp or campsite annual fee	\$60 plus \$1 per lot

Children's camp, annual fee	\$100
<u>Tanning Facility Permit Fee</u>	<u>Not to exceed \$50 per ultraviolet radiation device, charged once per biennial licensing period</u>
Plan Review Fees	
Food service establishment	\$50
Pool and/or bathing beach	\$250
Hotel/motel	\$15 per room
Seasonal travel-trailer camp	\$10 per site
Mobile home park	\$25 per site
Children's camp	\$400
On-site sewage disposal systems	
Replacement	\$190
New construction	\$50
Commercial system	\$75
Land development plan review, per lot	
Proposed private water and private sewer	\$40
Proposed private sewage and public water	\$30
Proposed private water and public sewer	\$20
Proposed public water and new sewer	\$15
Proposed public water and sewer (existing facilities)	\$12.50
Community water system	
Systems utilizing a new source	\$500
Distribution system only	\$250
Mass gathering plan review	\$26,000
Spa	\$200
Miscellaneous Department Fees	
Health Department records search	
All except Environmental Health records	\$0.25 per page
Minimum per request	\$15
Environmental Health records	\$0.25 per page
Minimum per request	\$150
HIV counseling-testing training, per day	\$25 per person
<u>Tanning Facility Registration Fee</u>	<u>\$30 per biennial registration period proration of the registration fee at the rate of \$1.25 per month or each portion of a month thereof</u>

Section 2 Chapter 305-5 Department of Health Fees for Operating Permits and Review of Plans is hereby amended as follows:

- A. The following categories of fees are established for the issuance of operating permits by the Department of Health under this code or applicable provisions of the New York State Sanitary Code, and no such permit shall be issued by the Commissioner until such fee has been paid:
- (1) For a food service establishment.
 - (2) For a pool and/or bathing beach.
 - (3) For a hotel or motel.
 - (4) For a mobile home park, the annual operating permit fee shall be an annual base charge plus an annual charge for parks with private water supplies

or private sewage systems. Facilities which are issued two-year permits pay ½ of the annual fee per year. Two-year permits will be issued to facilities which have had no violations of 10 NYCRR 5 (Drinking Water Supplies) during the previous year or are serviced by municipal water or sewage systems.

(5) For a seasonal travel-trailer camp or campsite.

(6) For a children's camp.

(7) For a Tanning Facility

Section 3 This Local Law shall become effective upon filing with the Secretary of State.
Heldover by Mr. Reynolds

RESOLUTION NO. 32

By County Administration, Public Works & Transportation Committees Seconded by Mr. Flagg
RESOLUTION ADOPTING LOCAL LAW INTRO NO. 2 OF 2016, ENTITLED "A LOCAL LAW REPEALING CHAPTER 228 OF THE BROOME COUNTY CHARTER AND CODE"

RESOLVED, that Local Law Intro No. 2 of 2016 entitled "A Local Law Repealing Chapter 228 of the Broome County Charter and Code" 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. 2 OF 2016 "A LOCAL LAW REPEALING CHAPTER 228 OF THE BROOME COUNTY CHARTER AND CODE"

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

Section 1. Chapter 228 of the Broome County Charter and Code is hereby repealed in its entirety.

Section 2. This Local Law shall take effect upon filing with the Secretary of State.

Carried. Ayes-14, Nays-0, Vacant-1 (District 10)

RESOLUTION NO. 33

By Health & Human Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING THE EXTENSION OF THE LEASE OF 225 FRONT STREET FOR USE BY THE HEALTH DEPARTMENT

WHEREAS, this Legislature by Resolution 402 of 2014 authorized a renewal of the Lease of 225 Front Street for use by the Health Department for the period of January 1, 2015 through December 31, 2019, and

WHEREAS, the County desires to extend this lease for an additional one year period through December 31, 2020, with no increase in rent, now, therefore, be it,

RESOLVED, that this County Legislature authorizes the extension of the agreement with 225 Front Street, LLC for the lease of premises commonly known as 225 Front Street through December 31, 2020, and be it

FURTHER RESOLVED, that during the term of this agreement the County shall continue to pay the landlord \$433,780 per year for the term of this extension, and be it

FURTHER RESOLVED, that the payments herein above authorized shall be made from budget line 25010004.6004111.1010 (Building and Land Rental), and be it

FURTHER RESOLVED, that Resolution 402 of 2014, 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 or purpose of this Resolution.

Carried. Ayes-13, Nays-0, Abstain-1 (Reynolds), Vacant-1 (District 10)

Mrs. Myers invited everyone to attend the Heroin and our Community: Dinner and Dialogue event being held at the Vestal High School Auditorium.

Mr. Flagg made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.** Ayes-14, Nays-0, Vacant-1 (District 10). The meeting was adjourned at 5:21 p.m.