

**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
FEBRUARY 16, 2017**

The Legislature convened at 5:00 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-15, Absent-0.

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. D. D. Reynolds were designated with Chairman Reynolds as participants in the "Short Roll Call".

**WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE**

A. 2017 State of the County

Chairman Reynolds invited County Executive Garnar to the podium to present his 2017 State of the County.

Good afternoon, Chairman Reynolds, Majority Leader Flagg, Minority Leader Whalen, Legislators, Broome County Employees, and members of the public and media. Thank you for this opportunity to update you on the State of our County.

I want to get right to the point because you have a business meeting after this and my 10-year-old son Nolan has a basketball game in Whitney Point that starts at 7PM. Nolan-set the timer! When I took my oath of office 46 days ago, I made a promise to meet, listen, and openly discuss both the successes and difficulties facing Broome County.

So tonight, I want to speak with you frankly. There are a lot of challenges in front of us, but every day I come into the office excited by the opportunity to roll up my sleeves and get to work. I have a dedicated team in place and I want to thank all of the legislators in this room who approved all of our appointments.

Tonight I want to discuss the challenges we face and the work we have done to address them. One of our most important issues is the health of our county finances. In 2013 New York State Comptroller Thomas DiNapoli listed Broome County as having "moderate fiscal stress". In 2014 and 2015 Broome County was listed as having "significant fiscal stress". The Comptroller's office reviews nearly 2300 local governments in New York each year. We are one of only nine to receive this designation three years in a row. Having a healthy fund balance is fiscally prudent. It acts as a safety net in the event of unexpected circumstances or hardships. At the end of 2015 Broome County had a fund balance of \$5.5 million. As we close out 2016, we are expecting to have a fund balance of about \$4.5 million due to several budgeting shortfalls last year. Based on additional drawdowns from the fund balance, it is projected that we close out 2017 with a fund balance of \$1.5 million dollars -- on a budget of roughly \$370 million. This puts the county in a precarious financial situation. I want to be clear: if sales tax falls short of the projections or if the ACA is repealed, or if any number of things out of our control happen, we will not be able to pay our bills. The county cannot continue to operate like this and we can't wait until budget time to act.

A few weeks ago, we instituted an immediate hiring freeze. I'm proud to announce that our hiring freeze has already saved ninety thousand dollars in salary and benefits. Additionally, all non-mandated travel is on hold. Earlier this month my Deputy and I traveled to Albany for the New York State Association of Counties conference. We drove our own cars, bought our own food, and paid for our own hotel. These are the types of sacrifices that I am making and that I am asking my department heads to make.

We have also temporarily consolidated certain positions. Some of our department heads are even doing 2 or 3 jobs while getting paid for one. We can't permanently keep these employees doing 2 or 3 jobs at once, but their hard work and sacrifice is currently saving the

county thousands of dollars each month and we appreciate everything they do for Broome County. We are also looking at ways to transfer positions within the county to save money whenever possible. For example, instead of filling two vacancies in Buildings & Grounds, we are transferring an airport custodian over to that department. These are the type of common sense business decisions that are made all the time by our local businesses that we need to do as well to run government more efficiently and effectively. I just want to say that from the bottom of my heart I appreciate all our employees who are doing more with less in these challenging times. I have visited many county departments and have met many dedicated public servants who work hard each and every day. I'm honored to work with all of you.

I also teamed up with Chairman Reynolds to call for the NY State Comptroller to do a full audit of county finances, which their office has agreed to do. For 10 years Comptroller DiNapoli has drawn bipartisan respect throughout the state and we look forward to an independent study of our financial situation and are eager to work and learn from them on how we can develop more fiscally sound budgets in the future. We are scrutinizing every expense request and have asked our new purchasing director Tyler West to develop stricter purchasing controls. He is developing a new training system for purchasing procedures that will simplify and streamline the purchasing process and will lead to cost savings.

Several weeks ago, I announced the formation of a shared services task force that will work to find efficiencies in government and ways to share services. This is a bipartisan group of current and former elected officials, business, labor, and educational leaders. I'm looking forward to seeing them expand on the already impressive number of existing shared service agreements. We owe it to the taxpayers of Broome County to work closely with our towns and villages to provide quality services as efficiently as possible.

We also owe it to the residents of Broome County to fight the worst public health crisis in recent memory - the heroin and opioid epidemic. In 2016, 76 souls in Broome County lost their battle to addiction. 76 families were shattered. I've seen members of my own family addicted to heroin and I've seen way too many former students lose their battle to addiction. This epidemic has resulted in Broome County having one of the highest property theft crime rates in the state. It is overwhelming our public safety and emergency services personnel. It's costing us millions of dollars every year in health care, treatment, and criminal justice services. Our state senator Fred Akshar, a former police officer, said recently that we cannot "arrest our way" out of this epidemic any longer, and I agree. We must provide law enforcement all the resources they need to go after major drug dealers, but we can't keep arresting people who are addicted and throwing them in jail. Benjamin Franklin said, "An ounce of prevention is worth a pound of cure". We need to invest in more prevention, education, and treatment. So, here's what we have done so far in our first 46 days. We appointed our Public Health Director Rebecca Kauffman to lead our drug task force because we need the public health director to lead Broome County during this public health crisis. We wanted this task force to be more inclusive, so we brought our state representatives Assemblywoman Lupardo and State Senator Akshar to the table. We also added local municipal leaders like District Attorney Cornwell, Mayor David and Scott Baker from the Broome County Legislature. And we added representatives from local community grassroots organizations, who have been on the front lines fighting this epidemic for years. We filed an historic lawsuit against pharmaceutical companies and doctors who we believe misled millions of people, including thousands of Broome County residents, about the dangers of opioids. They need to be held accountable for the destruction they have caused in Broome County. We are working with our Emergency Services Coordinator Mike Ponticello to develop a database on the use of Narcan. This will allow us to track spikes in drug overdoses. Our probation director Lorraine Wilmot and District Attorney Steve Cornwell have agreed to significantly increase the use of electronic monitoring devices for people on probation. That means fewer people in jail and more people who will be able to restart their lives, get the treatment and support they need to become productive members of society. We coordinated a major conference at Binghamton University that brought together over 60 treatment professionals and local leaders to hear recommendations from the national drug task force for municipalities that we are working to implement. We have a new full-time drug free school's coordinator who is working to implement

community outreach events and partner with school districts and other organizations to provide drug awareness and prevention programs to youth across Broome County. It is crucial that people who live in rural areas across Broome County get connected to recovery services, which is why within the next several weeks, I will be announcing a multi-agency navigator program that will connect people in rural areas to much needed education and treatment resources. I'm also happy to announce that Fairview Recovery Services was awarded a major grant to develop a local Recovery and Community Outreach Center that will provide support for individuals and their families who are seeking recovery from substance abuse disorders. Broome County is partnering with them and assisting in selecting a site so that we can quickly get this very important project up and running. We are also lobbying New York State to put a new 24/7 crisis center in Broome County. The state budget calls for 10 of these to be placed throughout NY State and Broome County needs to have one of them. Governor Cuomo is also proposing the creation of one recovery high school in upstate NY. So, we are also lobbying the state to get that recovery school here in Broome County. One of my top priorities here is to bring a long-term treatment center for Broome County. I have been in negotiations with a local group that is ready to commit tens of millions of dollars to build a treatment center here. However, they need financing that Broome County alone can't afford. So, we are advocating with the state to get the funding by applying for URI, CFA, ESD, and other funding sources. These treatment centers could employ hundreds of people with average salaries of \$60,000 per year. Not only will they fulfill a critical need but they will also provide good paying jobs to our community. This epidemic is evil and insidious and we need to take an all hands-on deck approach.

Until the Fall of last year never in my wildest dreams did I think as County Executive I would be spending so much time talking about the Broome County Airport. But this is the reality we inherited. Three months before I took office two of our three major airlines made the decision to pull out, putting the future of our airport in jeopardy. Much of what has happened at the Airport is out of our control. Airlines are moving from 50 seat planes to 70+ seat jets and they are finding it difficult to make money at many regional airports like ours. It is critical we not only maintain our current service but that we look for new service routes. The airport is essential to keeping and attracting businesses to our community, improving our economy, and making it convenient for residents to travel. I'm going to do everything I can to keep jets flying in and out of our airport. But we just can't close our eyes and wish for something to happen. We need action. I want everyone to know that just about every day we are working on ways to improve our airport. Here is what we are doing. Even before I took office I met with airport officials, Assemblywoman Lupardo, Assemblyman Crouch, and State Senator Fred Akshar to coordinate our efforts to bring more air service to Binghamton. We are working with our airport officials to develop a new strategic plan that will provide direction on how to grow the airport and its services. We are also working with our marketing company to develop a new marketing plan for the airport to attract more passengers. We are partnering with the Chamber of Commerce and local businesses to help promote the airport. When negotiating with airlines in the future, we will have members of local businesses involved to help close the deal. Potential airlines need local passenger data. So, we are using two Binghamton University interns to reach out to the thousands of business in Broome and its surrounding counties to collect data on how often and to where they travel. We expect to have this data mining operation complete by May and we can then use that information as we negotiate with airlines for more service. With the loss of two airlines, the taxpayers of Broome County are now being asked to support the airport more than ever before. We cannot rely on the taxpayers or passenger revenue alone to fund the airport.

So, we will be working to grow the airport in other ways to increase revenue and decrease local taxpayer support. I'll be working with SUNY Broome Community College to start a FAA approved aircraft maintenance Associate's Degree program. This program will attract new students to the area, fill a need for more trained mechanics in our region, and generate interest in the airport. As our Airport Corridor project nears completion, it is essential that we begin to market the three hundred acres of land that surrounds the airport.

The first step in marketing this property is to get it on the NY State approved list of shovel ready sites. We are filling out that application and expect to be included on that list soon. I look

forward to working with Legislator Kiebel, our airport advisory board representative, and Legislator Sopchak, our resident real estate expert, along with the IDA and others to aggressively market this site to companies. Bringing more businesses to the airport corridor will reduce our tax burden to the airport and create much needed jobs.

And on the subject of jobs...We have all heard the stats. Over the last five years Broome County lost 6000 jobs. This is a staggering number considering that right now we have about 1500 jobs that can't be filled because our workforce lacks the training. I met with Greater Binghamton Chamber of Commerce CEO Jennifer Conway within hours of taking office because we need to get people back to work. I have been working closely with her and Kevin McLaughlin of the IDA to engage our local businesses and to recruit more to the area. The new one stop shop for business development will open on SUNY Broome's campus later this year. This is a great resource that will bring just about all our economic development organizations under one roof to make it easier for businesses to access the resources they need. Across the street, the Regional Farmers Market has quickly become a jewel of our community. Local farmers sold over \$300,000 in local products from June - December 2016. Both of these great projects got done with bipartisan support and it is a great example of how together, we can accomplish more. We must move quickly to help our small businesses grow. Just a few weeks ago, we received an offer from Rogers Service Group to buy the old DMV building on Clinton Street that has been vacant for more than three years. After discussing this issue with people who live and represent this area such as Legislator Weslar, I can announce tonight that I will be putting in a resolution to sell this property. It will go back on the tax rolls and will pave the way to build a 65,000-square foot addition and add new jobs within the next year.

Once a week I am meeting with a local business. This has been a great learning experience. They have shared with me all their frustrations but also all their successes and in those conversations, we are finding ways to help them. One thing that comes up a lot is the fact that local businesses want communication of when county Request for Proposals or contracts are out for bid. This is why, in addition to posting the RFP's in the paper, I am working with my team to come up with other ways to engage our local companies in the process. It is crucial that we do everything possible so that taxpayer money stays in Broome County. Businesses will also soon be able to benefit from our new Commercial Property Assessed Clean Energy Program that with the big help of Legislator Shaw was signed into law last year. Our projected launch date for this program is in late March and it will help our local businesses save a tremendous amount of money on their energy bills - one of the biggest costs of doing business in NY State. This is just the beginning of many clean energy initiatives planned that will save the county and its residents money in the coming years.

Developing our workforce is important. That's why I hired a new Director of Employment and Training, Sara Liu. She has been on the job for 19 days and has already hit the ground running. Sara has been attending community events, meeting with business and education leaders, and working with other departments within the county to greatly expand the Office of Employment and Training's services and outreach. On March 22nd at the Broome County Library, OET is partnering with Broome-Tioga NAACP and Binghamton University for a two-hour job training session, which will be followed up with a job fair a few weeks later for all the participants. We will be announcing many more training programs and forums like this that are in the works over the next couple of months. Working closely with her staff, Sara has developed an Action Plan for the department and is in the process of working on a Strategic Development Plan to set the course for the department over the next few years. Sara is also, for the first time ever, creating a data driven approach to the department. The only way to understand and measure effectiveness is by recording data and using it to monitor progress. Thank you to Legislator Cindy O'Brien whose valuable input in committee has helped us develop a new and improved approach to workforce training.

We are continually looking for new and innovative ways to train our workforce. One new training program is happening at Willow Point Nursing Home. Students that are accepted into this program spend time working in the nursing home to learn the skills to become Certified Nursing Assistants. The goal of this program is two-fold: To train the workforce and to address a

shortage of CNA's at Willow Point. I am really excited to work with all the young startups and entrepreneurs who will be the leaders of tomorrow. They bring fresh ideas, new businesses, and a different outlook to the area.

Broome County has three excellent colleges in Binghamton University, SUNY Broome, and Davis College. We need to engage our college students and encourage them to stay here after they graduate. That is why I have been working closely with students to create a Student Advisory Board that will include representatives from all colleges and local high schools. This board will meet with me monthly to discuss issues important to young people.

In addition, I am launching the most robust internship program the county has ever had. Working with Chairman Reynolds, we want to put an intern in every department in the county. And not just MPA students in the executive office. Let's put engineering students at the arena, let's put students from the new public health school in the Health Department. Let's get interns helping to promote our parks. These students in Broome County are some of the best and brightest in the state. Creating an internship program that crosses a broad spectrum of disciplines benefits both the students and the county. Broome County has vibrant downtowns, thriving schools, and beautiful rural areas. Broome County also has great locations for recreation and fitness. Our Broome County Parks are some of my favorite places to spend a day with my family.

Make sure you check out our new Go All Out campaign that is launching soon. It includes GPS mapping of every trail in Broome County. Whether you want to run, hike, or ski, this new resource makes finding your way easier. Our new Parks and Recreation Director Matt Gawors has been a nonstop source of energy since day one. He is constantly pitching new ideas and rethinking the way the Parks department can be improved and better utilized. And, like me, he wants to see a healthier Broome County. That is why I am making a commitment to lead by example. This year I plan to compete in the Broome County triathlon and participate in as many races in the area as possible. This is a great way to get out, enjoy the community, and meet new people. I encourage you all to join me. Those of us living and raising a family in Broome County know that it is a great place to live.

Our website should reflect that. We need an online portal to Broome County. It should be easily accessible, informative, responsive, and transparent. Over the next few weeks, I am asking the public to submit suggestions for what they want to see on Broome County's website. An RFP, based on the suggestions we receive plus those from all the Broome County departments, will be put out in March. I hope to see all the talented local marketing and website firms in Broome County submit a proposal.

And, last but not least, I want to talk about our Veterans. I have been having conversations with Veterans Services Director Brian Vojtisek over the last few weeks. Brian has done an amazing job with and advocating for veterans in our area. But it is clear that he needs more resources and a better location to help our veterans. That is why I am exploring the creation of a one stop shop for veterans that will bring all our local veteran's services and agencies together. I am working with Legislator Kaminisky and others on identifying a site within walking distance of the new Veterans Clinic. This is still in the early stages but I think that we can have a project ready to go within the next year. Our veterans sacrificed so much for us. We owe them all the support we can give.

Tonight, I talked about several challenges facing our community. But I see these challenges as an opportunity. An opportunity to work hard. An opportunity to make Broome County a better place for our children. An opportunity to join together. And when I say together, I mean it. We MUST work to put aside our political and ideological differences and learn to compromise and to trust each other. It will take time and it will not always be easy. But I know that everyone is in this room for the same reason - to work to leave Broome County a better place for our children and our families.

Thank you and God Bless Broome County.

- B. Letters from the County Executive, Jason T. Garnar
  - 1. Appointment of Acting OET Director

2. County Order of Succession
3. Executive Office Organizational Chart

#### **WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE**

- A. Letters from the Chair, Daniel J. Reynolds:
  1. Recommendations for Fire Advisory Board
  2. Recommendations for Environmental Management Council
  3. Recommendations for En-Joie Golf Course Advisory Committee
  4. Recommendations for CCE Board of Directors
  5. Recommendation for Law Library Board of Trustees
  6. Appointment to Airport Advisory Board
  7. Appointment to Community Services Board
  8. Appointments to Health Advisory Board
  9. Appointment to Arena Board
  10. Appointment to Nursing Home Advisory Board
  11. Letter to County Executive on County's Fiscal Situation
  12. Designation for Mr. Heebner – February 6, 2017
  13. Designation for Mr. Whalen – February 9, 2017

Chairman Reynolds opened the Public Hearing on the Inclusion of Parcels in a Certified Agricultural District In Broome County and asked the Clerk to read the Notice of Public Hearing which appeared in the Press & Sun-Bulletin on February 9, 2017. Charles Praefke spoke against parcel 113.06-1-1.1 being included in Agricultural District No. 4. Brendan Harder and Charles Rhoades spoke in favor of parcel 113.06-1-1.1 being included in Agricultural District No. 4. There being no other speakers, Mr. Reynolds closed the public hearing.

Mr. Pasquale made a motion, seconded by Mr. Weslar that the Session minutes of January 19, 2017 be approved as prepared and presented by the Clerk.

**Carried.** Ayes-15, Nays-0

Mr. Reynolds noted that the committee minutes for January 19, 2017 through February 15, 2017 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 Mrs. Kaminsky seconded by Mrs. O'Brien.

**Carried.** Ayes-15, Nays-0

#### **PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS**

1. Legislature Clerk – 2015 Journal of Proceedings
2. BC Soil & Water – Directors Meeting Minutes – 12/20/16
3. Town of Lisle – Corrected 2017 Town Budget Salary Schedule of Elected and Appointed Officers
4. Ag & Farmland Board – Notice of annual meeting – 1/20/17 at 12:00 PM
5. Audit – 3<sup>rd</sup> Qtr 2016 Accounts Payable Documentation Audit
6. Justice Rose – Appointment to Law Library Board of Trustees
7. SUNY Broome – Trustees Meeting Minutes – 12/15/16
8. SUNY Broome – December 2016 Budget Transfers Report
9. OMB – 4<sup>th</sup> Qtr 2016 Sales Tax Report
10. BC Soil & Water – Year End 2016 Treasurer's Report
11. WPNH – 2015 Corporate Compliance Report
12. WPNH – 2016 Corporate Compliance Report
13. County Attorney – Memo on Sales Tax Reauthorization Resolution
14. DPW – Order of Succession
15. Arena – Order of Succession

16. STOP-DWI – Order of Succession
17. OFA – Order of Succession
18. Legislature Clerk – Order of Succession
19. Parks – Order of Succession
20. Public Defender – Order of Succession
21. Library – Order of Succession
22. Risk – Order of Succession
23. Probation – Order of Succession
24. RPTS – Order of Succession
25. Veterans – Order of Succession
26. WPNH – Order of Succession
27. Audit – Order of Succession
28. BMTS – Order of Succession
29. OMB – Order of Succession
30. Personnel – 2017 Salary Schedule

**RESOLUTIONS INTRODUCED AT THIS SESSION**

**RESOLUTION NO. 40**

By County Administration Committee Seconded by Mr. Whalen  
**RESOLUTION AUTHORIZING THE APPOINTMENT OF PHILIP K. GROMMET AS BROOME COUNTY COMMISSIONER OF ELECTIONS FOR THE TERM 2017-2020**

WHEREAS, according to Section 3-202 of the Election Law of the State of New York, County Legislative Boards may appoint Board of Election Commissioners to either two year or four year terms, and

WHEREAS, it has been the practice of the Broome County Legislature to appoint Board of Election Commissioners to four year terms, and

WHEREAS, the Secretary of the Broome County Democratic Committee has filed with the Clerk of this Legislature, on behalf of the Broome County Democratic Committee and in compliance with the appropriate provisions of law, the required certificate recommending the appointment of Philip K. Grommet, to serve as a Commissioner of Elections for Broome County, now, therefore, be it

RESOLVED, that in accordance with the appropriate provisions of law, and the Broome County Charter and Administrative Code, Philip K. Grommet, residing at 32 Brookfield Road, Binghamton, New York 13903, be and hereby is appointed Democratic Election Commissioner of Broome County, New York for a four year term commencing February 16, 2017 through December 31, 2020.

**Carried.** Ayes-15, Nays-0

County Clerk Blythe administered the Oath of Office to Mr. Grommet.

**RESOLUTION NO. 41**

By County Administration Committee Seconded by Mr. Flagg  
**RESOLUTION APPOINTING STEPHEN J. FLAGG TO MEMBERSHIP ON THE BROOME COUNTY JURY BOARD**

WHEREAS, pursuant to Section 503 of the Judiciary Law, a member of the County Legislature must be appointed to the Broome County Jury Board, and

WHEREAS, it is the desire of this Legislative body to appoint Stephen J. Flagg, 51 Flagg Road, Binghamton, New York 13904 to said Board for a term to expire on December 31, 2018, now, therefore, be it

RESOLVED, that this County Legislature hereby appoints Stephen J. Flagg to the Broome County Jury Board for a term expiring on December 31, 2018.

**Carried.** Ayes-15, Nays-0







**RESOLUTION NO. 48**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING ACCEPTANCE OF THE POLICE PROTECTIVE EQUIPMENT PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2017**

WHEREAS, the Sheriff requests authorization to accept a Police Protective Equipment Program Grant for the Office of the Sheriff and adopt a program budget in the amount of \$16,208 for the period January 1, 2017 through December 31, 2017, and

WHEREAS, said program provides funding for protective equipment and DCJS approved patrol rifles to provide the greatest level of protection and effectiveness in efforts to combat active shooter incidents, terrorist attacks and other criminal events, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$16,208 from the New York State Division of Criminal Justice Services, 80 South Swan Street, Albany, New York 12210 for the Office of the Sheriff's Police Protective Equipment Program Grant for the period January 1, 2017 through December 31, 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 \$16,208, 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, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds 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-15, Nays-0

**RESOLUTION NO. 49**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH BI INCORPORATED FOR ELECTRONIC MONITORING SERVICES FOR THE DEPARTMENT OF PROBATION FOR 2017**

WHEREAS, this County Legislature, by Resolution 114 of 2016, authorized renewal of the agreement with BI, Inc., for electronic monitoring services, for the Department of Probation at an amount not to exceed \$13,000 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said agreement is necessary for electronic monitoring for intense client supervision as an alternative to incarceration, and

WHEREAS, said agreement expired by its terms on December 31, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$57,000 for the period January 1, 2017 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with BI, Inc., 6265 Gunbarrel Avenue, Suite B, Boulder, Colorado 80301, for electronic monitoring services, for the Department of Probation for the period January 1, 2017 through December 31, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$57,000 for the term of the agreement, and be it

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

budget line 21010003.6004146 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that the County Executive or their duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.  
**Carried.** Ayes-15, Nays-0

### **RESOLUTION NO. 50**

By Health & Human Services, Personnel and Finance Committees      Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE HEALTHY NEIGHBORHOODS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2017-2018**

WHEREAS, this County Legislature, by Resolution 91 of 2016, authorized and approved renewal of the Healthy Neighborhoods Program Grant for the Department of Health and adopted a program budget in the amount of \$242,900 for the period April 1, 2016 through March 31, 2017, and

WHEREAS, said program grant addresses the environmental and health needs in identified neighborhoods with emphasis on reducing residential injuries, childhood lead poisoning, hospitalizations due to asthma and exposure to indoor air pollutants, in-home assessments that enable environmental health professionals to identify and assess hazards, educate residents about hazards, recommend preventative measures, provide intervention materials and information on community agencies and services that can provide assistance as needed, and

WHEREAS, it is desired to renew said program grant in the amount of \$242,900 for the period April 1, 2017 through March 31, 2018, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$242,900 from the New York State Department of Health, Center for Environmental Health, Empire State Plaza, Corning Tower, Room 1619, Albany, New York 12237 for the Department of Health's Healthy Neighborhoods Program Grant for the period April 1, 2017 through March 31, 2018, 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 \$242,900, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the Department of Health to accept and allocate additional or reduced funding without further legislative approval provided there is no increase in employee head count and the County's financial contribution is not increased, 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, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds 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-15, Nays-0

**RESOLUTION NO. 51**

By Health & Human Services, Personnel and Finance Committees      Seconded by Mr. Flagg  
**RESOLUTION APPROVING THE CREDENTIALING OF MEDICAL STAFF AT THE BROOME COUNTY HEALTH DEPARTMENT**

WHEREAS, New York State's Official Compliance of Codes, Rules and Regulations requires the operator of an Article 28 Diagnostic and Treatment Center to review the assignment of clinical privileges for the medical staff every two years, and

WHEREAS, the Broome County Health Department's Medical Staff Credential Committee completed its review and recommends appointing the following physicians and nurse practitioners to the Health Department's medical staff, now, therefore be it

RESOLVED, that this County Legislature hereby approves the credentials of the following physicians and nurse practitioners to the Health Department's medical staff and grants privileges as follows:

Dr. Christopher Ryan, Medical Director, Broome County Health Department Medical Director, Immunization Clinic

- Assess, diagnose, treat or counsel patients with symptoms of potential exposure to or concerns about sexually transmitted infections.
- In accordance with current policies and guidelines from the CDC, ACIP, and the Broome County Health Department, assess immunization status, prescribe immunizations for patients, authorize standing orders, administer administrations, and manage adverse effects.
- Review the documentation of history, physical examination, and diagnostic testing provided by nurse practitioners and medical residents in the STD/HIV Clinic and Employee Health Services.
- Interview, examine, test and assess candidates and employees in certain occupations to determine whether they meet the relevant medical standards for their duties or prospective duties.
- Assist in the screening, assessment and management of patients who have latent or active tuberculosis infection.

Dr. Daniel Young, Medical Director, STD/HIV and Employee Health Clinics

- Assess, diagnose, treat or counsel patients with symptoms of potential exposure to or concerns about sexually transmitted infections.
- In accordance with current policies and guidelines from the CDC, ACIP, and the Broome County Health Department, assess immunization status, prescribe immunizations for patients, authorize standing orders, administer administrations, and manage adverse effects.
- Interview, examine, test and assess candidates and employees in certain occupations to determine whether they meet the relevant medical standards for their duties or prospective duties. Review the documentation of history, physical examination, and diagnostic testing provided by nurse practitioners and medical residents in the STD/HIV Clinic and Employee Health Services.

Dr. Richard Baron, Medical Director, Chest Clinic

- Assess patient's history, perform physical examination, prescribe course of treatment, and monitor responses to treatment for patients who have active tuberculosis disease or latent tuberculosis infection.

Yvonne Johnston, Public Health Nurse Practitioner

- Assess, diagnose, treat or counsel patients with symptoms of potential exposure to or concerns about sexually transmitted infections.
- In accordance with current policies and guidelines from the CDC, ACIP and the Broome County Health Department, assess immunization status, prescribe immunizations for patients, authorize standing orders, administer administrations, and manage adverse effects.
- Assist in the screening, assessment and management of patients who have latent or active tuberculosis infection.
- Interview, examine, test and assess candidates and employees in certain occupations to determine whether they meet the relevant medical standards for their duties or prospective duties.
- Assess patient's history, perform physical examination, prescribe course of treatment, and monitor responses to treatment for patients who have active tuberculosis disease or latent tuberculosis infection.

Jacqueline Kelchlin, Public Health Nurse Practitioner

- Assess, diagnose, treat or counsel patients with symptoms of potential exposure to or concerns about sexually transmitted infections.
- In accordance with current policies and guidelines from the CDC, ACIP and Broome County Health Department, assess immunization status, prescribe immunizations for patients, authorize standing orders, administer administrations, and manage adverse effects.
- Assist in the screening, assessment and management of patients who have latent or active tuberculosis infection.
- Assess patient's history, perform physical examination, prescribe course of treatment, and monitor responses to treatment for patients who have active tuberculosis disease or latent tuberculosis infection.
- Interview, examine, test and assess candidates and employees in certain occupations to determine whether they meet the relevant medical standards for their duties or prospective duties.

Andin Kovarik-Roeber, Public Health Nurse Practitioner

- Assess, diagnose, treat or counsel patients with symptoms of potential exposure to or concerns about sexually transmitted infections.
- In accordance with current policies and guidelines from the CDC, ACIP, and the Broome County Health Department, assess immunization status, prescribe immunizations for patients, authorize standing orders, administer administrations, and manage adverse effects.
- Assist in the screening, assessment and management of patients who have latent or active tuberculosis infection.
- Interview, examine, test and assess candidates and employees in certain occupations to determine whether they meet the relevant medical standards for their duties or prospective duties.
- Review the documentation of history, physical examination, and diagnostic testing provided by nurse practitioners and medical residents in the STD/HIV Clinic.

Blenda Smith, Public Health Nurse Practitioner

- Assess, diagnose, treat or counsel patients with symptoms of potential exposure to or concerns about sexually transmitted infections.
- In accordance with current policies and guidelines from the CDC, ACIP, and the Broome County Health Department, assess immunization status, prescribe immunizations for patients, authorize standing orders, administer administrations, and manage adverse effects.
- Review the documentation of history, physical examination, and diagnostic testing provided by nurse practitioners and medical residents in the STD/HIV Clinic.
- Note: Blenda Smith's employment predates national certification of Nurse Practitioners; she is grandfathered in.

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-15, Nays-0

### RESOLUTION NO. 52

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH VARIOUS VENDORS FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF THE SOUTHERN TIER FOR 2017-2018**

WHEREAS, this County Legislature, by Resolution 48 of 2016, authorized renewal of the agreements with various vendors for services for the Department of Health's Cancer Services Program of the Southern Tier Grant at rates set by the New York State Department of Health, utilizing the 70% hospital and 30% radiology site rate split for the period April 1, 2016 through March 31, 2017, and

WHEREAS, said agreements are necessary to provide breast, cervical and colorectal cancer screening services, diagnostics and follow-up services, and

WHEREAS, said agreements expire by their terms on March 31, 2017, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at rates according to the New York State Department of Health Cancer Services Program Reimbursement Schedule, utilizing the 70% hospital and 30% radiology site rate split, for the period April 1, 2017 through September 30, 2018, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with various vendors as listed on Exhibit "A" for various services for the Department of Health's Cancer Services Program of the Southern Tier Grant for the period April 1, 2017 through September 30, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at rates according to the New York State Department of Health Cancer Services Program Reimbursement Schedule, utilizing the 70% hospital and 30% radiology site rate split, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 25010004.6004413.2510530 (Other Health & Medical Services), 25010004.6004406.2510461 (Medical & Hospital Services), and 25010004.6004413.xxxxxx (Other Health and Medical Services), and be it



the Department of Health's Primary Prevention of Childhood Lead Program Grant, for the period April 1, 2016 through March 31, 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 \$335,773, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the Department of Health to accept and allocate additional or reduced funding for the period April 1, 2017 through March 31, 2018 without further Legislative approval provided there is no increase in employee head count and the County's financial contribution is not increased, and be it

FURTHER RESOLVED, that the County Executive or their 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 their 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 their 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-15, Nays-0

### **RESOLUTION NO. 55**

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING PAYMENT TO VARIOUS VENDORS FOR SERVICES CLASSIFIED UNDER THE CONSOLIDATED BILLINGS PROSPECTIVE PAYMENT SYSTEM FOR SKILLED NURSING FACILITIES FOR 2017**

WHEREAS, this County Legislature, by Resolution 462 of 2015, authorized blanket approval to pay for services classified under the Consolidated Billings Prospective Payment System for Skilled Nursing Facilities (SNF) at the Physician Fee Schedule where applicable, total amount not to exceed \$15,000 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, the Balanced Budget Act of 1997 created a Consolidated Billings Prospective Payment System for Skilled Nursing Facilities whereby the SNF is responsible for submitting all Medicare claims for the services/products that its residents receive, and

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for payment to various vendors for services classified under the Consolidated Billings Prospective Payments System for Skilled Nursing Facilities, at the Physician Fee Schedule where applicable, for the period January 1, 2017 through December 31, 2017, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes payment to various vendors for services classified under the Consolidated Billings Prospective Payment System for Skilled Nursing Facilities, at the Physician Fee Schedule where applicable, total amount not to exceed \$15,000 for the period January 1, 2017 through December 31, 2017, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020204.6004573.2050 (Contracted Services), and be it,

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

**Carried.** Ayes-15, Nays-0







**RESOLUTION NO. 61**

By Finance Committee

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING THE CORRECTION OF ERRORS ON 2017 TOWN AND COUNTY TAX BILLS**

WHEREAS, applications for Correction of Errors on Tax Rolls have been duly filed with the Director of Real Property Tax Service for the County of Broome, and

WHEREAS, the Director of Real Property Tax Service is requesting authorization for the Director of the Office of Management and Budget to execute any and all adjustments to tax bills, tax records and property records in accordance with all applicable laws for the properties listed on Exhibit "A", 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 tax bills, tax records and property records on the properties listed on Exhibit "A".

**Carried.** Ayes-15, Nays-0

**RESOLUTION NO. 62**

By Public Works & Transportation and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AMENDING THE 2015 AND 2016 CAPITAL IMPROVEMENT PROGRAM RUNWAY 16 REHAB CONSTRUCTION & DESIGN PROJECT**

RESOLVED, that the 2015 and 2016 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>Other *</u>
			<u>State</u>	<u>Federal</u>	<u>Other *</u>	
2820060	Runway 16 Rehab Construction	\$11,906,348	\$594,724	\$10,705,035	\$606,589	

<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>	
2016	30	15	\$11,906,348	\$0	

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>Other *</u>
			<u>State</u>	<u>Federal</u>	<u>Other *</u>	
2820060	Runway 16 Rehab Construction	\$11,388,054	\$568,835	\$10,239,035	\$580,184	

<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>	
2016	30	15	\$11,388,054	\$0	

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>Other *</u>
			<u>State</u>	<u>Federal</u>	<u>Other *</u>	
2820055	Runway 16 Rehab Design	\$500,000	\$25,000	\$450,000	\$25,000	

<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	30	15	\$500,000	\$0	

TO:



**RESOLUTION NO. 64**

By Finance and Public Works & Transportation Committees Seconded by Mr. Baker  
**RESOLUTION AMENDING THE 2017 CAPITAL IMPROVEMENT PROGRAM OLD ROUTE 17  
 BRIDGE DESIGN PROJECT**

RESOLVED, that the 2017 Capital Improvement Program is hereby amended as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
2920082	Old Route 17 Bridge Design (BIN 3349850)	\$283,000	\$0	\$226,400	\$56,600

<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>	
2017	20	10	\$283,000	\$0	

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
2920082	Old Route 17 Bridge Design (BIN 3349850)	\$283,000	\$56,600	\$226,400	\$0

<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>	
2017	20	10	\$283,000	\$0	

and be it

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-15, Nays-0

**RESOLUTION NO. 65**

By Public Works & Transportation and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST  
 INSTANCE 100% OF THE FEDERAL AID AND STATE MARCHISELLI PROGRAM-AID  
 ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT (OLD ROUTE 17  
 BRIDGE MAINTENANCE AND PAINTING), AND APPROPRIATING FUNDS THEREFORE**

WHEREAS, this County Legislature approved a Project for the Old Route 17 (County Route 28) Bridge (BIN 3349960) – Maintenance and Bridge Paining, P.I.N. 9754.01 (the "Project") that is eligible for funding under Title 23 U.S. code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, the County of Broome desires to advance the Project by making a commitment to pay in the first instance 100% of the Federal and non-Federal share of the cost for the Preliminary Engineering and Design work, now, therefore, be it

RESOLVED, that the Broome County Legislature hereby authorizes the County of Broome to pay in the first instance 100% of the Federal and non-Federal share of the cost of the Preliminary Engineering and Design work for the Project or portions thereof, and be it



WHEREAS, this County Legislature, by Resolution 165 of 2012, as amended by Resolution 324 of 2013, authorized an agreement with GHD Consulting Engineers, One Remington Park Drive, Cazenovia, New York 13035 for a feasibility study at the Broome County (Nanticoke) Landfill for the Department of Public Works-Division of Solid Waste Management at a cost not to exceed \$350,800 for the period May 1, 2012 through December 31, 2015, and

WHEREAS, said agreement is necessary for a feasibility study for options related to leachate control and air space redevelopment in the closed portion of the Broome County (Nanticoke) Landfill, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$290,000 and extend the period through April 30, 2018 in order to complete the landfill reclamation permitting process, provide engineering services to complete the bidding process for Phase 1 Landfill Reclamation construction and permit the future Section V expansion within the reclaimed landfill footprint, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with GHD Consulting Engineers, LLC, One Remington Park Drive, Cazenovia, New York 13035 to increase the not to exceed amount by \$290,000 and extend the period through April 30, 2018 in order to complete the landfill reclamation permitting process, provide engineering services to complete the bidding process for Phase 1 Landfill Reclamation construction and permit the future Section V expansion within the reclaimed landfill footprint, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$640,800, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38010007.6004572.3820043 (Engineering and Architectural Services), and be it

FURTHER RESOLVED, that Resolutions 165 of 2012 and 324 of 2013, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-15, Nays-0

### **RESOLUTION NO. 68**

By Public Works & Transportation and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH GHD CONSULTING ENGINEERS FOR PROFESSIONAL SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2010-2017**

WHEREAS, this County Legislature, by Resolution 353 of 2004, last amended by Resolution 153 of 2016, authorized renewal of the agreement with GHD Consulting Engineers for professional engineering services for the Division of Solid Waste Management at an amount not to exceed \$181,300 for the period September 1, 2010 through April 30, 2017, and

WHEREAS, said agreement is necessary to assist the leachate treatment plant operations staff by including analysis review and report preparation for a leachate treatment pilot study, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$25,000 and extend the period through April 30, 2018, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with GHD Consulting Engineers, One Remington Park Drive, Cazenovia, New York, 13035, to increase the not to exceed amount by \$25,000 and extend the period through April 30, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$206,300 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38040007.6004146.2020 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolutions 353 of 2004, 400 of 2005, 738 of 2006, 524 of 2007, 458 of 2008, 395 of 2009, 591 and 337 of 2010, 306 and 154 of 2011, 168 of 2012, 253 of 2013, 165 of 2014, 110 of 2015 and 153 of 2016, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-15, Nays-0

### **RESOLUTION NO. 69**

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 2016-2017**

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, 2016 through September 30, 2017, 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, 2016 through September 30, 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 \$28,000, 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, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds 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-15, Nays-0

### **RESOLUTION NO. 70**

By Economic Development, Education & Culture Committee

Seconded by Mr. Keibel

#### **RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO BROOME COUNTY AGRICULTURAL DISTRICT NOS. 3, 4 AND 5 AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO**

WHEREAS, pursuant to the Agricultural and Markets Law, this County Legislature heretofore established Agricultural District Nos. 3, 4, and 5, and

WHEREAS, pursuant to Section 303-b of the Agriculture and Markets Law, County Legislative bodies are directed to establish an annual 30-day period wherein landowners can request inclusion of their property in a certified agricultural district, and



080.03-1-20	Town of Fenton	4
080.03-1-31	Town of Fenton	4
113.06-1-1.1	Town of Fenton	4
222.03-2-10.1	Town of Vestal	4
223.02-1-1	Town of Vestal	4
221.00-1-1	Town of Vestal	4
221.00-1-6	Town of Vestal	4
198.00-1-9.2	Town of Windsor	4
037.00-2-13	Town of Barker	5
048.02-1-7	Town of Barker	5
057.13-1-1	Town of Barker	5
036.01-1-2	Town of Barker	5
012.00-2-8	Town of Lisle	5
090.02-1-4	Town of Maine	5
021.00-2-2	Town of Triangle	5
027.08-1-3	Town of Triangle	5
014.00-1-44.1	Town of Triangle	5
029.00-1-19	Town of Triangle	5

and be it

FURTHER RESOLVED, that the Clerk of this County Legislature, pursuant to Section 303-b of the Agriculture and Markets Law, is hereby directed on behalf of this County Legislature to submit to the Commissioner of Agriculture and Markets a certified copy of this Resolution and a copy of the plan for the modification of Broome County Agricultural District Nos. 3, 4 and 5, which proposal heretofore has been filed with the Clerk of the Legislature, the Broome County Clerk, the Broome County Planning Department and the Broome County Agricultural and Farmland Protection Board, it being noted herein that less than 90 days have passed from the end of the statutory thirty-day period wherein land owners can request inclusion of their property in a certified agricultural district and said proposal was submitted to this body to the date of adoption of this Resolution.

Heldover by Mr. Whalen

**RESOLUTION NO. 72**

By Public Works & Transportation, Personnel and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE BINGHAMTON METROPOLITAN TRANSPORTATION STUDY (BMTS) GRANT AND ADOPTING A PROGRAM BUDGET FOR 2017-2018**

WHEREAS, this County Legislature, by Resolution 39 of 2016, authorized and approved renewal of the Binghamton Metropolitan Transportation Study (BMTS) Grant and adopted a program budget in the amount of \$730,349 for the period April 1, 2016 through March 31, 2017, and

WHEREAS, it is desired to renew said grant program in the amount of \$1,017,952 for the period April 1, 2017 through March 31, 2018, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of Federal Highway Administration Grants in the amount of \$810,798 and Federal Transit Administration Grants in the amount of \$149,620 for the Binghamton Metropolitan Transportation Study (BMTS) Grant for the period April 1, 2017 through March 31, 2018, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$1,017,952, 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, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of the Office of Management and Budget and/or the 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-15, Nays-0

### **RESOLUTION NO. 73**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH NY WIRED FOR EDUCATION, INC., FOR PROFESSIONAL ON-LINE TRAINING SERVICES FOR THE OFFICE OF EMPLOYMENT AND TRAINING FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 80 of 2016, authorized an agreement with NY Wired for Education, Inc., for professional on-line training services for the Office of Employment and Training at an amount not to exceed \$25,000 for the period April 1, 2016 through March 31, 2017, and

WHEREAS, said services are necessary to improve job skills of youth, adults, unemployed, underemployed, incumbent workers and businesses, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$6,250 and extend the term through June 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with NY Wired for Education, Inc., 251 Fuller Road, Suite 150, Albany, New York 12203-3698 to increase the not to exceed amount by \$6,250 and extend the term through June 30, 2017 for professional on-line training services for the Office of Employment and Training, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$31,250, for the term of the agreement, and be it

FURTHER RESOLVED, that the additional payments hereinabove authorized shall be made from budget line 33020006.6004254.3310198/3310199/3310200 (Contracted Training), and be it

FURTHER RESOLVED, that Resolution 80 of 2016, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-15, Nays-0

**RESOLUTION NO. 74**

By Economic Development, Education & Culture, Personnel and Finance Committees  
Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING RENEWAL OF THE DISABILITY RESOURCE COORDINATOR PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING, AND ADOPTING A PROGRAM BUDGET FOR 2017**

WHEREAS, this County Legislature, by Resolution 37 of 2016, authorized and approved renewal of the Disability Resource Coordinator Program Grant for the Office of Employment and Training and adopt a program budget in the amount of \$84,150 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said program grant will provide funds for a Disability Resource Coordinator that will provide resources to assist job seeking disabled individuals find employment, and

WHEREAS, it is desired to renew said program grant in the amount of \$84,150 for the period January 1, 2017 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$84,150 from the Research Foundation for Mental Hygiene, Inc., 150 Broadway, Suite 301, Menands, New York 12204, for the Office of Employment and Training's Disability Resource Coordinator Program for the period January 1, 2017 through December 31, 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 \$84,150, 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, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds 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-15, Nays-0

**RESOLUTION NO. 75**

By Economic Development, Education & Culture and Finance Committees  
Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING REVISION OF THE WORKFORCE INNOVATION AND OPPORTUNITY ACT ADMINISTRATION PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2016-2018**

WHEREAS, this County Legislature, by Resolution 205 of 2015, authorized and approved renewal of the Workforce Innovation and Opportunity Act Administration Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$165,829 for the period July 1, 2016 through June 30, 2018, and

WHEREAS, said program grant provides customers with education, training and employment services by providing job search assistance, labor market information, and occupational and on the job training, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$20,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Workforce Innovation and Opportunity Act Administration Program Grant to reflect a decrease of \$20,000 for the period July 1, 2016 through June 30, 2018, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$145,829, and be it

FURTHER RESOLVED, that Resolution 205 of 2015, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

**Carried.** Ayes-15, Nays-0

### **RESOLUTION NO. 76**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING REVISION OF THE WORKFORCE INNOVATION AND OPPORTUNITY ACT ADULT PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2016-2018**

WHEREAS, this County Legislature, by Resolution 204 of 2016, authorized and approved renewal of the Workforce Innovation and Opportunity Act Adult Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$485,918 for the period July 1, 2016 through June 30, 2018, and

WHEREAS, said program grant provides customers with education, training and employment services by providing job search assistance, labor market information, and occupational and on the job training, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$20,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Workforce Innovation and Opportunity Act Adult Program Grant to reflect an increase of \$20,000 for the period July 1, 2016 through June 30, 2018, 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 \$505,918, and be it

FURTHER RESOLVED, that Resolution 204 of 2015, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to

make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-15, Nays-0

**RESOLUTION NO. 77**

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS, ACCEPTANCE OF THE WELFARE FRAUD PROGRAM GRANT, ADOPTING A PROGRAM BUDGET, AND AUTHORIZING AN EMPLOYEE CHANGE IN STATUS FOR THE POSITION OF ASSISTANT DISTRICT ATTORNEY II FOR THE OFFICE OF THE DISTRICT ATTORNEY FOR 2017-2018**

WHEREAS, the District Attorney requests authorization to accept a Welfare Fraud Program Grant, adopt a program budget in the amount of \$98,455, authorize the transfer of funds and authorize an Employee Change in Status for the position of Assistant District Attorney II for the period March 1, 2017 through February 28, 2018, and

WHEREAS, said program grant provides funds to support the position of an Assistant District Attorney II to prosecute welfare fraud cases in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Director of the Office of Management and Budget to make the following budget transfer:

Health Dept. - Salaries Full Time	25010004.6001001.1010	(\$26,605)
Health Dept. – Other Operating Expenses	25010004.6004138.1010	(\$10,000)
Health Dept. – Social Security	25010004.6008002.1010	(\$2,035)
Health Dept. – Life Insurance	25010004.6008006.1010	(\$15)
Health Dept – Transfer to Grants	25010004.6009002.1010	\$38,655

and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes and approves acceptance of the Welfare Fraud Program Grant, adopting a program budget annexed hereto as Exhibit "A" in the amount of \$98,455 for the Office of the District Attorney's Welfare Fraud Program Grant for the period March 1, 2017 through February 28, 2018, and be it

FURTHER RESOLVED, that this County Legislature hereby approves an Employee Change in Status for Stephanie Milks at the annual salary of \$71,522, Grade AT2, Union Code 29, 37.5 hours weekly, budget line 06000001.6001000.060052 for the position of Assistant District Attorney II, 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, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds 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.

Heldover by Mr. D. D. Reynolds

**RESOLUTION NO. 78**

By Finance and Personnel Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH NATIONWIDE RETIREMENT SOLUTIONS FOR FINANCIAL AND TRUSTEE SERVICES FOR THE OFFICE OF RISK AND**

**INSURANCE'S DEFERRED COMPENSATION PLAN FOR EMPLOYEES OF BROOME COUNTY FOR 2017-2021**

WHEREAS, pursuant to RFP 2016-077, the Risk Manager requests authorization for an agreement with Nationwide Retirement Solutions c/o the New York State Deferred Compensation Plan (NYSDCP) for financial and trustee services for the Office of Risk and Insurance's Deferred Compensation Plan at no cost to the County for the period January 1, 2017 through December 31, 2021, and

WHEREAS, the purpose of the Deferred Compensation Plan is to provide eligible employees with a convenient way to provide for a long-term retirement program and to encourage broad-based participation of employees in the plan, and

WHEREAS, the B.C. Deferred Compensation Board, after reviewing six proposals, recommends Nationwide Retirement Solutions c/o NYSDCP as the new provider, as the plan offers the most competitive fees and takes on all fiduciary risk leaving the County without exposure, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Nationwide Retirement Solutions c/o NYSDCP, P.O. Box 182797, Columbus, Ohio 43218-2797, for financial and trustee services for the Office of Risk and Insurance's Deferred Compensation Plan at no cost to the County for the period January 1, 2017 through December 31, 2021, 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-15, Nays-0

**RESOLUTION NO. 79**

By Finance Committee

Seconded by Mr. Flagg

**RESOLUTION WITH RESPECT TO THE REAUTHORIZATION TO IMPOSE SALES AND COMPENSATING USE TAX IN BROOME COUNTY**

WHEREAS, Section 1210 of the Tax Law currently permits Broome County to impose an additional one percent Sales and Compensating Use Tax, and

WHEREAS, said authorization expires on November 30, 2017, and

WHEREAS, Broome County wishes to have said authorization extended by the New York State Legislature for an additional two years to November 30, 2019, now, therefore, be it

RESOLVED, that this County Legislature requests the New York State Legislature introduce an amendment to the Tax Law authorizing and empowering the County of Broome to continue to impose the additional one percent Sales and Compensating Use Tax through November 30, 2019, and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward a copy of this Resolution to the New York State Legislature.

**Carried.** Ayes-15, Nays-0

Mr. Flagg made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.** Ayes-15, Nays-0. The meeting was adjourned at 5:56 p.m.

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