

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
FEBRUARY 21, 2019**

The Legislature convened at 6:43 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. Baker and Mrs. Ryan 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, Jason T. Garnar:
1. Arena Board of Directors Appointment Letter
 2. Community Services Board Appointment Letter
 3. Youth Bureau Advisory Board Appointment Letter
 4. Fire Chiefs Board of Directors Appointment Letter
 5. En-Joie Golf Course Advisory Committee Appointment Letter
 6. Historian Appointment Letter and Resume
 7. Broome-Tioga Workforce Board Appointment Letter
 8. 2019 State of the County Invitation

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

1. Letters from the Chair, Daniel J. Reynolds:
 1. Committee Designation Letter – Baker
 2. En-Joie Golf Course Advisory Board Recommendation Letter
 3. Fire Advisory Board Recommendation Letter
 4. Cornell Cooperative Extension Board Recommendation Letter
 5. Nursing Home Advisory Board Appointment Letter
 6. Environment Management Council Appointment Letter
 7. Airport Advisory Board Appointment Letter
 8. Health Advisory Board Appointment Letter
 9. Landfill Advisory Board Appointment Letter

The Chairman opened a Public Hearing on the Agriculture Economic Develop Plan at 6:44 p.m. and asked the Clerk to read the notice of Public Hearing. The Chairman asked for speakers, seeing none, he declared the public hearing closed at 6:46 p.m.

Mr. Wildoner made a motion, seconded by Mr. Pasquale that the Session minutes of January 24, 2019 be approved as prepared and presented by the Clerk.

Carried. Ayes-15, Nays-0

Mr. Reynolds noted that the committee minutes for January 24, 2019 through February 20, 2019 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 Mr. Baldwin.

Carried. Ayes-15, Nays-0

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS

1. Legislature – Committee of the Whole Legislature Meeting Notice for Veterans Project
2. Legislature - Committee of the Whole Legislature Meeting Notice for Emergency Services Communications Upgrade Project
3. Legislature – Committee Meetings Cancellation Notice
4. Legislature – Committee Meeting Agendas
5. Legislature – Bond Report Letter and Resolution
6. Orrick, Herrington & Sutcliffe, LLP – Bond Report Receipt Letter
7. SUNY Broome – January 2019 Above Minimum Hire Report
8. SUNY Broome – December 2018 Budget Transfer Report
9. STOP DWI – Additional Funding Allocation Letter
10. OMB – Q4 Sales Tax Report
11. Smith Site Development, LLC – Bid Protest Letter
12. Visit Binghamton – January 2019 Monthly Report
13. Audit & Control – Accounts Payable Audit

Mr. Flagg made a motion, seconded by Mr. Wildoner to recall Resolution 2019-48.

Motion carried. Ayes-15, Nays-0

RESOLUTIONS TO BE RECALLED

RESOLUTION NO. 2018-48

Sponsored by Finance Committee

Seconded by Mr. Weslar

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

Mr. Flagg made a motion, seconded by Mr. Weslar to amend the name of the purchaser to 750 Spring Garden, LLC throughout the Resolution.

Amendment carried. Ayes15, Nays-0

Resolution as amended carried. Ayes-15, Nays-0

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 51

By Public Works & Transportation and Finance Committees

Seconded by Mrs. O'Brien

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DELTA ENGINEERS, ARCHITECTS & LAND SURVEYORS FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2018-2022

WHEREAS, this County Legislature, by Resolution 82 of 2018, authorized an agreement with Delta Engineers, Architects & Land Surveyors for professional services for the Department of Public Works at a cost not to exceed \$276,761 for the period January 24, 2018 through December 31, 2022, and

WHEREAS, said agreement is necessary for design work associated with the 2018 CIP Nanticoke Drive and Twist Run Road Culverts Project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$169,729 for construction inspection services for said project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Delta engineers, Architects & Land Surveyors, 860 Hooper Road, Endwell, New York 13760 to increase the not to exceed amount by \$169,729 for construction inspection services for the Nanticoke Drive and Twist Run Road Culverts Project for the period January 24, 2018 through December 31, 2022, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$446,490, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 29010105.6004572.2920091 (Engineering & Architectural), and be it

FURTHER RESOLVED, that Resolution 82 of 2018, 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-14, Nays-0, Abstain-1 (D. J. Reynolds)

RESOLUTION NO. 52

By Economic Development, Education & Culture and Finance Committee
Seconded by Mr. Baker
RESOLUTION AUTHORIZING A GOLF CART LEASE AGREEMENT WITH EMPIRE GOLF CARS FOR THE EN-JOIE GOLF COURSE FOR 2019-2023

WHEREAS, the Division of Purchasing advertised a Request for Proposal for Leasing of Electric Golf Cars for the En-Joie Golf Course, and

WHEREAS, the Director of Golf requests authorization for a golf cart lease agreement with Empire Golf Cars for the En-Joie Golf Course at a cost not to exceed \$247,232.70 for the period March 1, 2019 through December 31, 2023, and

WHEREAS, said agreement is necessary to lease sixty-six new electric golf cars, including all repairs, parts and labor, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a golf cart lease agreement with Empire Golf Cars, 21 Beethoven Street, Binghamton, New York 13905 for the En-Joie Golf Course for the period March 1, 2019 through December 31, 2023, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$247,232.70 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 41000000.6004190 (County Rentals - Machinery), 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.

Mr. Baldwin made a motion, seconded by Mr. Baker to amend the Resolution to add the name and address of the financing company "PNC Financial Services, 995 Dalton Avenue, Cincinnati, OH 45203" and add "plus a one-time filing fee of \$250".

Amendment carried. Ayes-15, Nays-0

Resolution as amended carried. Ayes-15, Nays-0

RESOLUTION NO. 53

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE GREATER BINGHAMTON CHAMBER OF COMMERCE FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2019

WHEREAS, the Director of Planning requests authorization for an agreement with The Greater Binghamton Chamber of Commerce for funding in the amount not to exceed \$125,189 from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said funding will be used to support convention and tourism related services in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Greater Binghamton Chamber of Commerce, 5 South College Drive, Suite 100, Binghamton,

New York 13905 for funding from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2019 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$125,189, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 90000099.6005026 (Marketing & Economic Development), 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. 54

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE RESEARCH FOUNDATION OF SUNY BINGHAMTON FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2019

WHEREAS, the Director of Planning requests authorization for an agreement with the Research Foundation of SUNY Binghamton for funding in the amount not to exceed \$15,000 from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said funding will be used to enable student entrepreneurs to develop successful and commercially viable local businesses that will stay in Broome County after the student graduates from Binghamton University, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Research Foundation of SUNY Binghamton, P.O. Box 6000, Binghamton, New York 13902, for funding from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2019 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$15,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 90000099.6005026.1010 (Marketing & Economic Development), 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. 55

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING AGREEMENT WITH THE CITY OF BINGHAMTON FOR FUNDING FROM EMPIRE STATE DEVELOPMENT FOR THE DECO DISTRICT PROJECT FOR 2019-2020

WHEREAS, the Arena Manager requests authorization for a Memorandum of Understanding agreement with the City of Binghamton for funding from Empire State Development for the DECO District Project in an amount not to exceed \$294,828 for the period January 1, 2019 through December 31, 2020, and

WHEREAS, said MOU agreement is necessary for the City of Binghamton to reimburse the County for the Broome County Forum Renovations Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the City of Binghamton, 38 Hawley Street, Binghamton, NY 13901 for a Memorandum of Understanding for

funding from Empire State Development for the DECO District Project for the period January 1, 2019 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said agreement, the City of Binghamton will reimburse the County an amount not to exceed \$294,828 for the term of the agreement, 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. 56

By Economic Development, Education & Culture Committee Seconded by Mr. Baldwin

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME-TIOGA WORKFORCE DEVELOPMENT BOARD

WHEREAS, this County Legislature, by Resolution 499 of 2000, established the Broome-Tioga Workforce Development Board and appointed members to said Board as required by the Workforce Investment Act, and

WHEREAS, this County Legislature, by Resolution 405 of 2005, amended the method by which the Counties of Broome and Tioga function as a service delivery area under the Workforce Investment Act, and

WHEREAS, the Workforce Investment Act has been repealed and replaced by the Workforce Innovation and Opportunity Act, and

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the authority vested in him by Resolution 499 of 2000, has duly designated and appointed the following named individual to membership on the Broome-Tioga Workforce Development Board, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Michael Dundon 13 Bradley Street Binghamton, New York 13904	6/30/2021 New Appointment

and

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

RESOLVED, that this County Legislature, pursuant to Resolution 499 of 2000, confirms the appointment of the above-named individual to membership on the Broome-Tioga Workforce Development Board for the term indicated, in accordance with his appointment by the County Executive.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 57

By Health & Human Services Committee Seconded by Mr. Baldwin

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY COMMUNITY SERVICES BOARD

WHEREAS, Jason Garnar, County Executive, pursuant to the authority vested in him by Article VIII Section C803 and Section A804 of the Broome County Charter and Administrative Code has duly designated and appointed the following named individuals to membership on the Broome County Community Services Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Susan Metzgar 25 Delavan Avenue Binghamton, New York 13903	12/31/2022 Reappointment

Jennifer Yaun
511 Fredericks Road
Johnson City, New York 13790

12/31/2022
Reappointment

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 VIII Section
C803 and Section A804 of the Broome County Charter and Administrative Code, hereby
confirms the appointment of the above-named individuals to membership on the Broome County
Community Services Board for the terms indicated, in accordance with their appointment by the
County Executive.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 58

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING ACCEPTANCE OF THE NO WRONG DOOR BUSINESS CASE DEVELOPMENT PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2019-2020

WHEREAS, the Director of the Office for Aging requests authorization to accept a No
Wrong Door Business Case Development Program Grant for the Office for Aging and adopt a
program budget in the amount of \$150,000 for the period September 1, 2018 through August 31,
2020, and

WHEREAS, said program grant provides funding to establish a business case for the No
Wrong Door approach and demonstrate the impact that No Wrong Door has on multiple
populations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of
\$150,000 from the New York State Office for Aging, Empire State Plaza, Building 2, Albany, New
York 12223-1251 for the Office for Aging's No Wrong Door Business Case Development
Program Grant for the period September 1, 2018 through August 31, 2020, 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 \$150,000, 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. 59

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING THE ACCEPTANCE OF MONETARY DONATIONS FROM VARIOUS ORGANIZATIONS TO SUPPORT THE OFFICE FOR AGING'S MEALS ON WHEELS PROGRAM

WHEREAS, the Director of the Office for Aging requests authorization to accept monetary
donations from various organizations to support the Office for Aging's Meals on Wheels
Program, and

WHEREAS, said donations will be used to serve the growing number of older adults requiring meals to keep them in their homes and out of nursing home facilities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Office for Aging to accept monetary donations from various organizations, listed on Exhibit "A," to support the Office for Aging's Meals on Wheels Program, and be it

FURTHER RESOLVED, that the donations hereinabove authorized shall be credited to budget line 34010006.5000165.3410367 (Miscellaneous Contributions), 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. 60

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH NEW YORK STATE CATHOLIC HEALTH PLAN, INC., D/B/A FIDELIS CARE NEW YORK FOR HOME DELIVERED MEALS AND ADULT DAY CARE SERVICES FOR THE OFFICE FOR AGING FOR 2019-2021

WHEREAS, this County Legislature, by Resolution 491 of 2015, authorized an agreement with New York State Catholic Health Plan, Inc., d/b/a Fidelis Care New York for home delivered meals and adult day care services for the Office for Aging with revenue to the County for the period January 1, 2016 through December 31, 2018, and

WHEREAS, said agreement is necessary to home delivered meals and/or adult day care services, including a congregate meal to Fidelis Care New York managed care program clients, and

WHEREAS, said agreement expires by its terms on December 31, 2018, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period January 1, 2019 through December 31, 2021, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with New York State Catholic Health Plan, Inc., d/b/a Fidelis Care New York, Campuswood Drive, East Syracuse, New York 13057 for home delivered meals and/or adult day care services, including a congregate meal, to Fidelis Care New York managed care program clients for the period January 1, 2019 through December 31, 2021, and be it

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

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget lines 34010006.5000215.3410653/3410654/3410634/3410664 (Long Term Home Health Care Fees), 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. 61

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CST/YOUR LINK TO LIFE AND TWIN TIER HOME HEALTH, INC., FOR PERSONAL EMERGENCY RESPONSE SERVICES FOR THE OFFICE FOR AGING FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 29 of 2018, authorized renewal of the agreement with CST/Your Link to Life and Project H.E.A.R. for personal emergency response services for the Office for Aging for the period April 1, 2018 through March 31, 2019, and

WHEREAS, this County Legislature, by Resolution 339 of 2018, authorized an agreement with Twin Tier Home Health, Inc., for personal emergency response services for the Office for Aging for the period July 1, 2018 through March 31, 2019, and

WHEREAS, said agreements are necessary to provide, as needed, installation and monitoring of personal emergency response units for the Expanded In-home Services for the Elderly Program and Title III-E clients, and

WHEREAS, said agreements expire by their terms on March 31, 2019 and it is desired at this time to renew said agreements on substantially similar terms and conditions, at the rates according to Exhibit "A", for the period April 1, 2019 through March 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with CST/Your Link to Life, 27475 Meadowbrook Road, Novi, Michigan 48377 and Twin Tier Home Health, Inc., 601 Riverside Drive, Johnson City, New York 13790 for personal emergency response services for the Office for Aging for the period April 1, 2019 through March 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the rates according to Exhibit "A" for the terms of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410662 (Subcontracted Program Expense), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 62

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING RENEWAL OF HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE PROGRAM GRANT, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH ACTION FOR OLDER PERSONS INC., FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 56 of 2018, authorized and approved renewal of the Health Insurance Information and Counseling Assistance Program Grant, adopted a program budget in the amount of \$37,677 and authorized an agreement with Action for Older Persons, Inc., to administer said program for the period April 1, 2018 through March 31, 2019, and

WHEREAS, per Resolution 56 of 2018, the Office for Aging accepted and allocated additional Health Insurance Information and Counseling Assistance Program funds in the amount of \$444 for the period April 1, 2018 through March 31, 2019, and

WHEREAS, said program grant provides for recruitment and training of volunteers for health insurance counseling, and

WHEREAS, it is desired to renew said grant program in the amount of \$33,121, adopt a program budget and renew the agreement with Action for Older Persons, Inc. to continue to administer said program for the period April 1, 2019 through March 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$33,121 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Health Insurance Information and Counseling Assistance Program Grant for the period April 1, 2019 through March 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$33,121, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, Inc., 200 Plaza Drive, Suite B, Vestal, New York 13850 to administer said program grant for the Office for Aging for the period April 1, 2019 through March 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$33,121 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410670 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Health Insurance Information and Counseling Assistance Program funds as may be allocated by New York State Office for Aging for the period April 1, 2019 through March 31, 2020, 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 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-15, Nays-0

RESOLUTION NO. 63

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SOUTHERN TIER INDEPENDENCE CENTER TO ACT AS FISCAL INTERMEDIARY FOR CONSUMER DIRECTED SERVICES FOR THE OFFICE FOR AGING'S EISEP AND TITLE III-E GRANTS FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 30 of 2018, authorized renewal of the agreement with Southern Tier Independence Center to act as fiscal intermediary for consumer directed services for the Office for Aging's EISEP Grant, at the Medicaid rate of \$17.16 per hour, for the period April 1, 2018 through March 31, 2019, and

WHEREAS, said agreement is necessary to operate a Consumer Directed Personal Assistance Program that allows eligible consumers to hire, train, supervise and dismiss if necessary, their own Personal Assistants, and

WHEREAS, said agreement expires by its terms on March 31, 2019, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the current Medicaid rate of \$17.16 per hour for the period April 1, 2019 through March 31, 2020, which will be replaced by the new Medicaid rate when approved retroactive to April 1, 2019, and

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Southern Tier Independence Center, 135 East Frederick Street, Binghamton, New York 13904 to act as fiscal intermediary for consumer directed services for the Office for Aging's EISEP and Title III-E Grants for the period April 1, 2019 through March 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the current Medicaid rate of \$17.16 per hour which will be replaced by the new Medicaid rate when approved retroactive to April 1, 2019, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410662 (Subcontracted Program Expense), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 64

By Health & Human Services and Finance Committees Seconded by Mr. Baldwin
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH VARIOUS VENDORS FOR PERSONAL CARE/HOMEMAKER SERVICES FOR THE OFFICE FOR AGING'S EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 31 of 2018, authorized agreements with various vendors for personal care/homemaker services for the Office for Aging's Expanded In-Home Services for the Elderly Program (EISEP) at approved Medicaid rates, for the period April 1, 2018 through March 31, 2019, and

WHEREAS, said agreements are necessary to provide personal care/homemaker services and nursing visits to EISEP clients, and

WHEREAS, said agreements expire by their terms on March 31, 2019, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the approved Medicaid rate for Nursing Supervisor and Personal Care/Homemaker Service, for the Office for Aging's Expanded In-Home Services for the Elderly Program for the period April 1, 2019 through March 31, 2020, and

WHEREAS, because the Medicaid rate changes from time to time, Broome County will pay the contractor for the Personal Care/Homemaker Service the current Medicaid rate listed below, and the Nurse Supervisor will be paid at the current approved Medicaid rates listed below, unless the rates decrease or increase, they will be paid at the lower or higher amount, retroactive to April 1, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the vendors listed below at the current approved State Medicaid rates for Nursing Supervisor and the current Medicaid fixed rates stated below for the Personal Care/Homemaker Service, for the Office for Aging's Expanded In-Home Care for the Elderly Program for the period April 1, 2019 through March 31, 2020:

Contract # 292-158 Vendor ID# 0000000106 Family & Children's Society of Broome County 257 Main Street Binghamton, New York 13905 Hourly Rate-Personal Care: \$22.76 Hourly Rate-Nurse Supervisor: \$103.28	CA# 292-156 Vendor ID#0000002048 Interim Healthcare Systems 38 Front Street, Suite D Binghamton, New York 13905 Hourly Rate-Personal Care: \$23.17 Hourly Rate-Nurse Supervisor: \$91.43
CA# 292-153 Vendor ID# 0000002768 Stafkings Healthcare Systems P.O. Box 1015 Binghamton, New York 13902-1015 Hourly Rate –Personal Care: \$23.88 Hourly Rate-Nurse Supervisor: \$127.11	CA# 292-154 Vendor ID# 0000001742 Homemakers of Broome County DBA Caregivers 260 Harry L. Drive Johnson City, New York 13790 Hourly Rate-Personal Care: \$21.18 Hourly Rate-Nurse-Supervisor: \$82.27
CA# 292-491 Vendor ID# 0000004181 Susquehanna Home Health Care Agency 282 Riverside Drive Johnson City, New York 13790 Hourly Rate – Personal Care: \$22.45 Hourly Rate – Nurse Supervisor: \$51.97	CA#292-492 Vendor ID# 0000009565 United Methodist Homes/Hilltop Manor West 10 Acre Place Binghamton, New York 13904 Hourly Rate – Personal Care: \$20.90 Hourly Rate – Nurse Supervisor: \$50.11

and be it

FURTHER RESOLVED, that Broome County will pay the contractor for the Personal Care/Homemaker the current Medicaid rate listed, unless the Medicaid rate for the Personal

Care/Homemaker Service decreases, then the County will pay the reduced rate, retroactive to April 1, 2019 should the Medicaid rates increase, the County will pay the higher rate retroactive to April 1, 2019, and be it

FURTHER RESOLVED, that Broome County will pay the contractor for the Nurse Supervisor at the current Medicaid rate listed, unless the Medicaid rate for the Nurse Supervisor decreases, then the County will pay the reduced rate, retroactive to April 1, 2019 should the Medicaid rate for the Nurse Supervisor increase, the County will pay the higher rate retroactive to April 1, 2019, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410662 (Subcontracted Program Expense), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 65

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

RESOLUTION AUTHORIZING REVISION OF THE WELLNESS IN NUTRITION GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 64 of 2018, authorized and approved renewal of the Wellness in Nutrition Grant for the Office for Aging and adopted a program budget in the amount of \$407,662 for the period April 1, 2018 through March 31, 2019, and

WHEREAS, said program grant provides supplemental funding for nutrition programs, both congregate and home delivered, as well as nutrition education, nutrition counseling and case management of program recipients, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$14,914 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Wellness in Nutrition Grant to reflect an increase of \$14,914 for the period April 1, 2018 through March 31, 2019, 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 \$422,576, and be it

FURTHER RESOLVED, that Resolution 64 of 2018, 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. 66

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

RESOLUTION AUTHORIZING REVISION OF THE COMMUNITY SERVICES FOR THE ELDERLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 63 of 2018, authorized and approved renewal of the Community Services for the Elderly Program Grant for the Office for Aging and adopted a program budget in the amount of \$717,062 for the period April 1, 2018 through March 31, 2019, and

WHEREAS, said program grant provides for a variety of services including social day care, transportation, case management of clients, the Senior Helpers job match program, case management and information and assistance, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$59,319 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Community Services for the Elderly Program Grant to reflect an increase of \$59,319 for the period April 1, 2018 through March 31, 2019, 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 \$776,381, and be it

FURTHER RESOLVED, that Resolution 63 of 2018, 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. 67

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

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING THE WAIVER OF TIPPING FEES AT THE NANTICOKE LANDFILL

WHEREAS, the former Endicott Inn is scheduled to be demolished, and

WHEREAS, the developer has requested a waiver of the tipping fees at the Nanticoke Landfill for the disposal of the demolition debris from this project, and

WHEREAS, the County wishes to assist this project which is an important economic development project for the Village of Endicott, now, therefore, be it

RESOLVED, that this County Legislature authorizes the waiver of tipping fees established pursuant to Section 317-9 (n)(1) of the Broome County Charter and Code for the disposal of demolition debris resulting from the demolition of the former Endicott Inn in the Village of Endicott, New York, and be it

FURTHER RESOLVED, that the tipping fees waived pursuant to this resolution shall be reimbursed to the landfill from the County's Brownfield Fund, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any 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.

RESOLUTION NO. 68

By Finance Committee

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING THE CORRECTION OF ERRORS ON 2019 TAX BILLS

WHEREAS, applications for Correction of Errors on Tax Rolls, pursuant to Real Property Tax Law Section 556-b 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".

Mr. Wildoner made a motion, seconded by Mrs. O'Brien to correct the assessment to \$28,000 for parcel 093.01-6.11 and correct the tax as follows: County Services \$322.22, Town \$14.74, Town Hwy \$95.09, Fire \$57.57, Total \$489.62, and correct the assessment to \$8,000 for parcel 093.01-1-7 and correct the tax as follows: County Services \$92.06, Town \$4.21, Town Hwy \$27.19, Fire \$19.31, Total \$142.77.

Amendment carried. Ayes-15, Nays-0

Resolution as amended carried. Ayes-15, Nays-0

RESOLUTION NO. 69

By Public Works & Transportation and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE NEW YORK STATE UNIFIED COURT SYSTEM FOR REIMBURSEMENT TO THE COUNTY FOR COURT MAINTENANCE SERVICES FOR 2018-2023

WHEREAS, this County Legislature, by Resolution 77 of 2014, authorized renewal of the agreement with New York State Unified Court System for court maintenance services provided by the Department of Public Works, with negotiated revenue to the County in the amount of \$403,716 per year, for the period April 1, 2013 through March 31, 2018, and,

WHEREAS, said services include the provisioning of maintenance and minor repairs of court facilities by the Department of Public Works, and

WHEREAS, said agreement is necessary to allow the County to receive reimbursement for maintenance services provided to court facilities as requested by the Unified Court System, and

WHEREAS, said agreement expired by its terms on March 31, 2018, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount to be negotiated annually between the County and the Court System for work provided during the period April 1, 2018 through March 31, 2023, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with New York State Unified Court System, Sixth Judicial District, 31 Lewis Street, 5th Floor, Binghamton, New York 13901 for reimbursement to the County for court maintenance services during the period April 1, 2018 through March 31, 2023, and be it

FURTHER RESOLVED, that in consideration of said services, the County and the New York State Unified Court System shall negotiate annually the amount for maintenance services requested by the Court System and performed by the Department of Public Works, and be it

FURTHER RESOLVED, that the County and the New York State Unified Court System have negotiated an amount not to exceed \$466,574 for the period April 1, 2018 through March 31, 2019, and be it

FURTHER RESOLVED, that the revenue hereinabove referenced shall be credited to budget line 15000002.5000809 (State Aid-Court Facilities), 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. 70

By Finance and County Administration Committees Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE LOCAL GOVERNMENT EFFICIENCY STUDY FUNDING FOR THE BROOME COUNTY CLERK'S REGIONAL RECORDS MANAGEMENT FACILITY STUDY FOR 2019-2020.

WHEREAS, the Broome County Clerk requests authorization to accept New York State Local Government Efficiency Study funding in the amount of \$13,250 for the Broome County Clerk's Regional Records Management Facility Study for the period February 1, 2019 through January 31, 2020, and,

WHEREAS, said funding will be used to perform a feasibility study which is necessary to assess the existing records management practices and recommend the best alternative options for the County and local municipalities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$13,250 from the New York State Department of State, One Commerce Plaza, 99 Washington Avenue, Albany, New York 12231, for the Broome County Clerk's Regional Records Management Facility Study for the period February 1, 2019 through January 31, 2020, and be it

FURTHER RESOLVED that this County Legislature hereby authorizes and adopts a program budget in the amount of \$26,500 for the Broome County Clerk's Regional Records Management Facility Study for the period of February 1, 2019 through January 31, 2020, 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. 71

By Finance, Public Works & Transportation and County Administration Committees

Seconded by Mr. Flagg

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM REGIONAL RECORDS MANAGEMENT FACILITY STUDY PROGRAM

RESOLVED, that the 2019 Capital Improvement Program is hereby amended to create a new project as follows:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>Federal</u>	<u>State</u>	<u>County</u>
0420009	Regional Records Management Facility Study	\$26,500	0	\$13,250	\$13,250

Local Finance Law Section 11				How Financed:
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2019	5	62(a)	\$26,500	0

Description: Perform a feasibility study to assess the existing records management practices and recommend the best alternative options for the county and local municipalities.
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. 72

By Finance and Public Works and Transportation Committees Seconded by Mr. Baldwin
RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM SECTION IV CELL 4 CONSTRUCTION PROJECT

RESOLVED, that the 2019 Capital Improvement Program is hereby amended as follows:

FROM:

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>Fees/Other</u>
3820061	Section IV – Cell 4 – Construction	\$5,000,000	0	0	\$5,000,000

Local Finance Law Section 11				How Financed:
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2019	25	6	\$5,000,000	0

TO:

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>Fees/Other</u>
3820061	Section IV – Cell 4 – Construction	\$6,200,000	0	0	\$6,200,000

Local Finance Law Section 11				How Financed:
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2019	25	6	\$6,200,000	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. 73

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING ACCEPTANCE OF A STATE CRIMINAL ALIEN ASSISTANCE PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2019

WHEREAS, the Sheriff requests authorization to accept a State Criminal Alien Assistance Program Grant for the Office of the Sheriff and adopt a program budget in the amount of \$14,342 for the period January 1, 2019 through September 30, 2019, and

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

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$14,342 from the United States Bureau of Justice Assistance, 810 7th Street, NW 4th Floor, Washington, DC 20531 for the Office of the Sheriff's State Criminal Alien Assistance grant for the period January 1, 2019 through September 30, 2019, 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 \$14,342, 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. 74

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TIOGA COUNTY SHERIFF'S OFFICE FOR HOUSING OF BROOME COUNTY PRISONERS FOR THE OFFICE OF THE SHERIFF FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 277 of 2016, authorized renewal of the agreement with the Tioga County Sheriff's Office for housing Broome County prisoners at an amount not to exceed \$80 per day, per prisoner, for the Office of the Sheriff for the period August 14, 2017 through August 13, 2018, and

WHEREAS, said agreement is necessary to provide temporary housing of inmates on an as-needed basis and relieve overcrowding at the Broome County Public Safety Facility, and

WHEREAS, said agreement expired by its terms on August 13, 2018, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$80 per day, per prisoner, for the period February 15, 2019 through February 15, 2020 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Tioga County Sheriff's Office, 103 Corporate Drive, Owego, New York 13827 for housing Broome County prisoners for the Office of the Sheriff for the period February 15, 2019 through February 15, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$80 per day, per prisoner, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 23010003.6004124 (Inmate Expense – Other Facilities), 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. 75

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Baldwin
RESOLUTION AUTHORIZING AN AGREEMENT WITH THE TOWN OF VESTAL POLICE DEPARTMENT FOR FUNDING FROM THE OFFICE OF THE DISTRICT ATTORNEY'S TRAFFIC DIVERSION PROGRAM FOR 2019

WHEREAS, the District Attorney requests authorization for an agreement with the Town of Vestal to provide funding from the Office of the District Attorney's Traffic Diversion Program at a cost not to exceed \$25,000, for the period February 21, 2019 through April 21, 2019, and

WHEREAS, said agreement is necessary to provide funding to the Town of Vestal Police Department to be used for officer and public safety items, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Town of Vestal Police Department, 605 Vestal Parkway West, Vestal, New York 13850 for funding from the Office of the District Attorney's Traffic Diversion program for the period February 21, 2019 through April 21, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$25,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 94000099.4660049.6170 (Traffic Diversion Program), 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. 76

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Baldwin
RESOLUTION AUTHORIZING AN AGREEMENT WITH THE ADDICTION CENTER OF BROOME COUNTY FOR FUNDING FROM THE OFFICE OF THE DISTRICT ATTORNEY'S TRAFFIC DIVERSION PROGRAM FOR 2019

WHEREAS, the District Attorney requests authorization for an agreement with the Addiction Center of Broome County to provide funding from the Office of the District Attorney's Traffic Diversion Program at a cost not to exceed \$120,761, for the period February 21, 2019 through April 21, 2019, and

WHEREAS, said agreement is necessary to provide funding to the Addiction Center of Broome County which will be used to support the District Attorney's Treatment Alternative to Prosecution Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Addiction Center of Broome County, Colonial Plaza, 30 W. State Street, Binghamton, New York 13901 for funding from the Office of the District Attorney's Traffic Diversion program for the period February 21, 2019 through April 21, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$120,761 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 94000099.4660049.6170 (Traffic Diversion Program), 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. 77

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Baldwin
RESOLUTION AUTHORIZING AN AGREEMENT WITH THE JOHNSON CITY POLICE DEPARTMENT FOR FUNDING FROM THE OFFICE OF THE DISTRICT ATTORNEY'S TRAFFIC DIVERSION PROGRAM FOR 2019

WHEREAS, the District Attorney requests authorization for an agreement with the Johnson City Police Department to provide funding from the Office of the District Attorney's Traffic Diversion Program at a cost not to exceed \$16,000, for the period February 21, 2019 through May 21, 2019, and

WHEREAS, said agreement is necessary to provide funding to the Johnson City Police Department to purchase street cameras, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Johnson City Police Department, 31 Avenue C, Johnson City, New York 13790 for funding from the Office of the District Attorney's Traffic Diversion program for the period February 21, 2019 through May 21, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an 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 94000099.4660049.6170 (Traffic Diversion Program), 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. 78

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

RESOLUTION AUTHORIZING AN AGREEMENT WITH ECO-COUNTER FOR PROFESSIONAL SERVICES FOR THE BINGHAMTON METROPOLITAN TRANSPORTATION STUDY FOR 2019-2020

WHEREAS, the Executive Director of the Binghamton Metropolitan Transportation Study requests authorization for an agreement with Eco-Counter for professional services at a cost not to exceed \$77,945 for the period March 1, 2019 through June 1, 2020, and

WHEREAS, said services are necessary for the purchase, installation and maintenance of pedestrian/cyclist trail counters, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Eco-Counter, 604-3981 St. Laurent Boulevard, Montreal Quebec, H2W1Y5 Canada for professional services for the Binghamton Metropolitan Transportation Study for the period March 1, 2019 through June 1, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$77,945 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004573.3710092 (Other Fees for Services), 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 Economic Development, Education & Culture Committee Seconded by Mr. Baldwin

RESOLUTION ESTABLISHING A COMPREHENSIVE PLAN COMMITTEE

WHEREAS, Broome County's Comprehensive Plan was last updated in 2013, and

WHEREAS, the Director of Planning desires to update the plan, and

WHEREAS, in order to update the Plan, the Legislature must establish a Comprehensive Plan Committee, and

WHEREAS, this County Legislature, hereby establishes a Comprehensive Plan Committee, attached as Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby establishes a Comprehensive Plan Committee, attached as Exhibit "A", 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. 80

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AN AGREEMENT WITH GRASSLAND EQUIPMENT & IRRIGATION CORPORATION TO LEASE GOLF COURSE GROUNDS EQUIPMENT FOR THE EN-JOIE GOLF COURSE FOR 2019-2023

WHEREAS, RFB 2018-095 Lease-To-Own Golf Course Grounds Equipment was advertised, and

WHEREAS, the Director of Golf requests authorization for an agreement with Grassland Equipment & Irrigation Corporation to lease golf course grounds equipment for the En-Joie Golf Course, at the cost of \$25,131 per year, total amount not to exceed \$125,906, which includes a one-time documentation lease fee of \$250 for the period April 1, 2019 through December 31, 2023, with the option to purchase said equipment for \$1 at the conclusion of the period, and

WHEREAS, said agreement is necessary to lease a Toro wheel drive parallel hydrostatic traction drive greens mower and a Toro wheel drive parallel hydrostatic traction for the En-Joie Golf Course, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Grassland Equipment & Irrigation Corporation, 892 Troy-Schenectady Road, Latham, NY 12110 to lease golf course grounds equipment for the En-Joie Golf Course for the period April 1, 2019 through December 31, 2023, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor \$25,131 per year, total amount not to exceed \$125,906, which includes a one-time documentation lease fee of \$250, for the term of the agreement, with the option to purchase said equipment for \$1 at the conclusion of the period, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 41000000.6004190 (County Rentals-Machinery), 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.

Mr. Baldwin made a motion, seconded by Mrs. Kaminsky to amend the Resolution to add the name and address of the leasing company "TCF Equipment Finance, 11100 Wayzata Blvd., Minnetonka, MN 550305".

Amendment carried. Ayes-15, Nays-0

Resolution as amended carried. Ayes-15, Nays-0

RESOLUTION NO. 81

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AN AGREEMENT WITH MTE TURF EQUIPMENT SOLUTIONS, INC. TO LEASE GOLF COURSE GROUNDS EQUIPMENT FOR THE EN-JOIE GOLF COURSE FOR 2019-2023

WHEREAS, RFB 2018-095 Lease-To-Own Golf Course Grounds Equipment was advertised, and

WHEREAS, the Director of Golf requests authorization for an agreement with MTE Turf Equipment Solutions, Inc., to lease golf course grounds equipment for the En-Joie Golf Course, at the cost of \$3,811.63 per year, total amount not to exceed \$19,058.15 for the period April 1, 2019 through December 31, 2023, with the option to purchase said equipment for \$1 at the conclusion of the period, and

WHEREAS, said agreement is necessary to lease a Turf Pride PTO pull-behind rotary rough mower for the En-Joie Golf Course, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with MTE Turf Equipment Solution, Inc., 33 Thruway Park Drive, West Henrietta, NY 14586 to lease golf course grounds equipment for the En-Joie Golf Course for the period April 1, 2019 through December 31, 2023, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor \$3,811.63 per year, total amount not to exceed \$19,058.15, for the term of the agreement, with the option to purchase said equipment for \$1 at the conclusion of the period, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 41000000.6004190 (County Rentals-Machinery), 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.

Mr. Baldwin made a motion, seconded by Mrs. Kaminsky to amend the Resolution to add the name and address of the leasing company "Univest Capital, Inc., 3220 Tillman Drive, Bensaem, PA 19020".

Amendment carried. Ayes-15, Nays-0

Resolution as amended carried. Ayes-15, Nays-0

RESOLUTION NO. 82

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AN AGREEMENT WITH MOTHERS AND BABIES PERINATAL NETWORK OF SOUTH CENTRAL NEW YORK, INC., FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES' PURCHASE OF SERVICES PROGRAM FOR 2019

WHEREAS, the Commissioner of Social Services requests authorization for an agreement with Mothers and Babies Perinatal Network of South Central New York, Inc., for professional services for the Department of Social Services' Purchase of Services Program at a cost not to exceed \$50,000, for the period March 1, 2019 through December 31, 2019, and

WHEREAS, said agreement is necessary to run the Permanency Support Services Program which supports reunification of children in foster care by providing supervised visitation, mentoring and home visits, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mothers and Babies Perinatal Network of South Central New York, Inc., 457 State Street, Binghamton, New York 13901 for professional services for the Department of Social Services' Purchase of Services Program for the period March 1, 2019 through December 31, 2019, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35070006.6004300.1010 (Purchase of Services), 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. 83

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING AN AGREEMENT WITH KAREL KURST-SWANGER FOR PROFESSIONAL COORDINATOR SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2019-2020

WHEREAS, RFP 2018-100 Child Care Fatality Review Team Coordinator was advertised, and

WHEREAS, the Director of Health requests authorization for an agreement with Karel Kurst- Swanger for professional coordinator services for the Department of Health at a cost not to exceed \$20,700 for the period April 1, 2019 through January 31, 2020, with the option for four one-year renewals at an amount not to exceed \$24,840 per year, pending CFRT grant funding, and

WHEREAS, said services are necessary to coordinate all activities of the Broome-Tioga Child Fatality Review Team, including the child death review process and education and prevention plans, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Karel Kurst-Swanger, 7 Devon Drive, Endicott, New York 13760 for professional coordinator services for the Department of Health, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$20,700 for the period April 1, 2019 through January 31, 2020 with the option for four one-year renewals at an amount not to exceed \$24,840 per year, pending CFRT grant funding, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2541591 (Subcontracted Program Expense), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 84

By Finance and County Administration Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING RETENTION OF \$399,466.70 PER ANNUM (APRIL 1, 2019 THROUGH MARCH 31, 2020) BY THE COUNTY CLERK FOR THE COUNTY OF BROOME FROM MORTGAGE TAXES

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

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

WHEREAS, the New York State Tax Commission has previously approved an allowance of \$374,501.04 per annum (April 1, 2018 through March 31, 2019) and

WHEREAS, the Broome County Clerk has determined \$399,466.70 per annum (April 1, 2019 through March 31, 2020) fairly represents the annual amount of expenses incurred by this office in the collection of mortgage taxes due and owing pursuant to New York State Tax Laws, now, therefore, be it

RESOLVED, that this County Legislature hereby determines that the amount of \$399,466.70 per annum (April 1, 2019 through March 31, 2020) be and hereby is a necessary, reasonable and proper allowance to be received by the County Clerk of the County of Broome for the purpose of collecting and administering mortgage taxes in said office, and be it

FURTHER RESOLVED, that the previously approved monthly retention of \$31,208.42 shall continue through March 31, 2019 and that a monthly retention of \$33,288.89 shall be for the period of April through December in the County's Fiscal Year 2019; for a 2019 County Fiscal Year total of \$393,225.29 (January 1, 2019 through December 31, 2019) and said monthly amount of \$33,288.89 shall continue through March 31, 2020, and be it

FURTHER RESOLVED that New York State approval is requested in the amount of \$399,466.70 per annum (April 1, 2019 through March 31, 2020), and be it

FURTHER RESOLVED, that revenue from the processing of mortgage taxes shall be credited to budget line 04010001.5000010 (Mortgage Tax), and be it

FURTHER RESOLVED, that the sum of \$399,466.70 per annum (April 1, 2019 through March 31, 2020) is hereby certified to the State Tax Commission as the reasonable and proper allowance for such expenses.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 85

By Personnel, Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Baldwin

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE OFFICE OF EMERGENCY SERVICES

RESOLVED, that in accordance with a request contained in PCR# 18-228 from Broome County Office of Emergency Services, this County Legislature hereby eliminates the position of Senior Account Clerk, Grade 9, Union Code 04 CSEA, minimum salary of \$26,191, 37.5 hours weekly, Full-time, and creates the position of Principal Account Clerk, Grade 13, Union Code 04 CSEA, minimum salary of \$34,068, 40 hours weekly, Full-Time, budget line 20010003.6001000.1010 effective February 25, 2019.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 86

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

Seconded by Mr. Baldwin

RESOLUTION REQUESTING AUTHORIZATION TO IMPOSE AN ADDITIONAL SURCHARGE ON LANDLINE AND WIRELESS COMMUNICATIONS SERVICE WITHIN BROOME COUNTY

WHEREAS, Broome County currently imposes surcharges on wireless communications and landline services pursuant to Tax Law §186-g and County Law §303, and

WHEREAS, Broome County requests authorization from the New York State Legislature to impose additional surcharges to wireless communication services and landline services above the fees authorized by Tax Law §186-g and County Law §303, and

WHEREAS, these additional surcharges have been requested by the Director of the Office of Emergency Services and shall be used to fund the County's Public Safety Radio Capital project, now, therefore, be it

RESOLVED, that this County Legislature requests that the New York State Legislature authorize Broome County to impose an additional wireless communications surcharge in addition to the surcharge imposed pursuant to Tax Law §186-g in the amount of \$1.10 per month on all wireless communications services and prepaid wireless communications services, and be it

FURTHER RESOLVED, that this County Legislature requests that the New York State Legislature authorize Broome County to impose an additional surcharge in addition to the surcharge imposed pursuant to County Law §303 in the amount of \$1.30 per month per access line, and be it

FURTHER RESOLVED, that said additional surcharges shall expire ten years after the effective date of the State Legislation, and be it

FURTHER RESOLVED, that a certified copy of this Resolution shall be forwarded to Senator Fred Akshar, Assemblywoman Donna Lupardo, Assemblyman Clifford Crouch and Assemblyman Christopher Friend.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 87

By Finance, Public Safety & Emergency Services and Public Works & Transportation Committees
Seconded by Mrs. Kaminsky

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2019 Capital Improvement Program is hereby amended to create a new project for the purpose to purchase land for the remaining Public Safety Radio Tower Sites.

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
2020022	Radio Tower Land Purchase	\$176,000	\$0	\$0	\$176,000

Local Finance Law Section 11 How Financed:

<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2019	30	21(a)	\$176,000	\$0

Description: To purchase land for the remaining Public Safety Radio Tower Sites.

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. 88

By Finance, Public Safety & Emergency Services and Public Works & Transportation Committees
Seconded by Mr. Weslar

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2019 Capital Improvement Program is hereby amended to create a new project for the purchase of a new Mobile Communications vehicle that is used as the hub for communications, command and control for all major incidents that occur in Broome County.

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
2020019	Mobile Communications Vehicle	\$1,100,000	\$0	\$0	\$1,100,000

Local Finance Law Section 11

How Financed:

<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2019	5	29	\$1,100,000	\$0

Description: Purchase of a new Mobile Communications vehicle that is used as the hub for communications, command and control for all major incidents that occur in Broome County. 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. 89

By Finance, Public Safety & Emergency Services and Public Works & Transportation Committees
 Seconded by Mr. Baker

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2019 Capital Improvement Program is hereby amended to create a new project for radio infrastructure equipment to be installed at tower sites or the public safety facility.

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
2020018	Radio Infrastructure Equipment	\$2,312,200	\$0	\$0	\$2,312,200

Local Finance Law Section 11

How Financed:

<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2019	10	25	\$2,312,200	\$0

Description: Radio infrastructure equipment to be installed at tower sites or the public safety facility. The equipment is not part of the Motorola bid needed for the new system. 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. 90

By Finance and Public Safety & Emergency Services and Public Works & Transportation Committees
 Seconded by Mrs. O'Brien

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2019 Capital Improvement Program is hereby amended to create a new project for the purpose to prepare site work and construction of new Public Safety Radio Tower Sites
 Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
2020020	Radio Tower Site Prep	\$1,930,500	\$0	\$0	\$1,930,500

Local Finance Law Section 11				How Financed:
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2019	30	21(a)	\$1,930,500	\$0

Description: To prepare site work and construction of new Public Safety Radio Tower Sites.
 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. 91

By Finance, Public Safety & Emergency Services and Public Works & Transportation Committees
 Seconded by Mr. Baker

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2019 Capital Improvement Program is hereby amended to create a new project for Public Safety Radio Tower site equipment/infrastructure and associated project management with the construction of tower sites.

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
2020021	Tower Site Equipment	\$2,006,300	\$0	\$0	\$2,006,300

Local Finance Law Section 11				How Financed:
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2019	10	25	\$2,006,300	\$0

Description: Public Safety Radio Tower site equipment/infrastructure and associated project management with the construction of tower sites.
 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. 92

By Finance and Public Works & Transportation Committees Seconded by Mrs. O'Brien
RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2019 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>State</u>	<u>Federal</u>		
3120029	¾ Ton Pickup Truck	\$29,575	\$0	\$0		\$29,575

<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>
2019	3	77	\$29,575	\$0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal</u>		
3120029	¾ Ton Pickup Truck	\$36,075	\$0	\$0		\$36,075

<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>
2019	3	77	\$36,075	\$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. 93

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

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM FOR SUNY BROOME COMMUNITY COLLEGE

RESOLVED, that the 2019 Capital Improvement Program is hereby amended as follows:

ELIMINATE:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>Federal</u>	<u>State</u>		
1920049	Hazardous Materials	\$60,000	\$0	\$30,000		\$30,000

Abatement Phase I

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2019	5	35	\$60,000	\$0	

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
1920052	Safety and Security Phase I	\$500,000	\$0	\$250,000	\$250,000

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2019	10	13	\$500,000	\$0	

FROM:

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
1920047	CEA Center Phase I	\$100,000	\$25,000	\$50,000	\$25,000

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2019	5	62(a)	\$100,000	\$0	

TO:

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Fees/Other</u>	<u>State</u>	<u>County</u>
1920047	CEA Center Phase I	\$250,000	\$100,000*	\$125,000	\$25,000

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2019	5	62(a)	\$250,000	\$0	

*BCC Foundation

FROM:

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
1920051	Roof and HVAC Critical Replacements Phase I	\$75,000	\$0	\$37,500	\$37,500

Local Finance Law Section 11

<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>How Financed:</u>	
			<u>Bond</u>	<u>Current Revenue</u>
2019	10	13	\$75,000	\$0

TO:

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federa</u>	<u>State</u>	<u>County</u>
			↓		
1920051	Roof and HVAC Critical Replacements Phase I	\$635,000	\$0	\$317,500	\$317,500

Local Finance Law Section 11

<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>How Financed:</u>	
			<u>Bond</u>	<u>Current Revenue</u>
2019	10	13	\$635,000	\$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. 94

By Economic Development, Education & Culture Committee Seconded by Mr. Baldwin
RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY VETERAN'S MEMORIAL ARENA BOARD OF DIRECTORS

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the authority vested in him by Article XXIV, Section 2408, of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individual to membership on the Broome County Veteran's Memorial Arena Board of Directors, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Lillian Levy	12/31/2020
80 Exchange Street	New Term
Binghamton, New York 13901	Filing unexpired term of Chris Bodnarczuk

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions by Article XXIV, Section 2408, of the Broome County Charter and Administrative Code confirms the appointment of the above-named individual to membership on the Broome County Veteran's Memorial Arena Board for the term indicated, in accordance with their appointment by the County Executive.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 95

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Baldwin
RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BINGHAMTON RESCUE MISSION FOR FUNDING FROM THE OFFICE OF THE DISTRICT ATTORNEY'S TRAFFIC DIVERSION PROGRAM FOR 2019

WHEREAS, the District Attorney requests authorization for an agreement with the Binghamton Rescue Mission to provide funding from the Office of the District Attorney's Traffic Diversion Program at a cost not to exceed \$25,000, for the period February 21, 2019 through April 21, 2019, and

WHEREAS, said agreement is necessary to provide funding for the supportive living services at the new woman's facility and the existing facility, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Rescue Mission Alliance of Syracuse, 155 Gifford Street, Syracuse, NY 13202-2391 for funding from the Office of the District Attorney's Traffic Diversion program for the period February 21, 2019 through April 21, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$25,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 94000099.4660049.6170 (Traffic Diversion Program), 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. 96

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

Seconded by Mr. Hilderbrandt

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2019 Capital Improvement Program is hereby amended to create new projects for the DECO District project upgrades to the Forum.

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
	DECO District-Upgrades	\$485,775	\$0	\$194,310	\$291,465

Local Finance
Law Section 11

How Financed:

<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2019	5	32	\$485,775	\$0

Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
	DECO District-Boiler Upgrade	\$251,295	\$0	\$100,518	\$150,777

Local Finance
Law Section 11

How Financed:

<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2019	10	58(a)	\$251,295	\$0

Description: DECO District project from Empire State Development for upgrades to the Forum. 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. 97

By Economic Development, Education & Culture Committee Seconded by Mr. Baldwin
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>
Cindy O'Brien 829 Oak Hill Road Binghamton, NY 13901	New Appointment Legislative Representative Coterminous
Tonia Northrop 28 Main Street Harpursville, NY 13787	Reappointment Agri-Business December 31, 2022

and

WHEREAS, it is desired 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-15, Nays-0

RESOLUTION NO. 98

By Economic Development, Education & Culture Committee Seconded by Mr. Baldwin
RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY VETERANS MEMORIAL ARENA BOARD OF DIRECTORS

WHEREAS, Daniel J. Reynolds, Chairman, pursuant to the authority vested in him by Resolution 78 of 2018, has duly designated and appointed the following named individual to membership on the Broome County Veterans Memorial Arena Board of Directors, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Matthew Wallen 123 N. Jackson Avenue Endicott, NY 13760	12/31/2021

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 78 of 2018, confirms the appointment of the above-named individual to membership on the Broome County Veterans Memorial Arena Board of Directors for the term indicated, in accordance with this appointment by the County Legislature.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 99

By Public Safety & Emergency Services Committee

Seconded by Mr. Baldwin

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY EMERGENCY MEDICAL SERVICES ADVISORY BOARD

WHEREAS, Daniel J. Reynolds, Chairman of the Broome County Legislature, pursuant to the authority vested in him by Article XXIV §C2410 of the Broome County Charter and Administrative Code, has duly designated and appointed Scott D. Baker, 25 Colpitts Drive, Windsor, New York 13865 to membership on the Broome County Emergency Medical Services Advisory Board, with a term expiring December 31, 2018, subject to confirmation by this County Legislature, and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV §C2410 of the Broome County Charter and Administrative Code, does hereby confirm the appointment Scott D. Baker, 25 Colpitts Drive, Windsor, New York 13865 to membership on the Broome County Emergency Medical Services Advisory Board for the term expiring December 31, 2020, in accordance with his appointment by the Legislative Chair.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 100

By County Administration Committee

Seconded by Mr. Baldwin

RESOLUTION APPOINTING THE HONORABLE 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 the Honorable Stephen J. Flagg, 51 Flagg Road, Binghamton, New York 13904 to said Board for a term to expire on December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby appoints the Honorable Stephen J. Flagg to the Broome County Jury Board for a term expiring on December 31, 2020.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 101

By County Administration Committee

Seconded by Mr. Baldwin

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE REGION 7 FISH AND WILDLIFE BOARD

WHEREAS, Daniel J. Reynolds, Chairman of the County Legislature, pursuant to the authority vested in him by Section 11-0501 of the New York State Environmental Conservation Law has duly designated and appointed Matthew J. Hilderbrant, 7314 Academy Street, Whitney Point, New York 13862 to membership on the Region 7 Fish and Wildlife Board, subject to confirmation by this County Legislature, 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 Section 11-0501 of the New York State Environmental Conservation Law, hereby confirms the appointment of Matthew J. Hilderbrant, 7314 Academy Street, Whitney Point, New York 13862 to membership on the Region 7 Fish and Wildlife Board, in accordance with his appointment by the Chairman of the County Legislature.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 102

By Economic Development, Education & Culture Committee

Seconded by Mr. Baldwin

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY SOIL AND WATER CONSERVATION DISTRICT

WHEREAS, Daniel J. Reynolds, Chair of the Broome County Legislature, pursuant to the powers vested in him by Resolution 27 adopted February 1, 1972, has duly designated and appointed the following named individual to membership on the Broome County Soil and Water Conservation District for the term indicated, subject to confirmation by this County Legislature:

<u>Name</u>	<u>Term</u>
Kelly Wildoner 4288 Brady Hill Road Binghamton, New York 13903	December 31, 2019 (Legislative Representative)

Scott Baker 25 Colpitts Drive Windsor, New York 13865	December 31, 2019 (Legislative Representative)
---	---

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 27 adopted February 1, 1972, does hereby confirm the appointment of the above-named individuals to membership on the Broome County Soil and Water Conservation District for the term indicated, in accordance with his appointment by the Legislative Chair.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 103

By Economic Development, Education and Culture Committee Seconded by Mr. Baldwin
RESOLUTION CONFIRMING THE APPOINTMENTS TO MEMBERSHIP ON THE SOUTHERN TIER EAST REGIONAL PLANNING DEVELOPMENT BOARD (SOUTHERN TIER 8)

WHEREAS, Daniel J. Reynolds, Chairman of the Broome County Legislature, pursuant to the powers vested in him by Article 12B of the General Municipal Law, Resolution 230 of 1967, Resolution 416 of 1974, Resolution 48 of 1984, and Resolution 108 of 1987, has duly designated and appointed the following named individuals to membership on the Southern Tier East Regional Planning Development Board (Southern Tier 8), for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Frank Evangelisti PO Box 1766 Binghamton, New York 13902	December 31, 2020 (County Planning Department)

Richard Balles 125 Richard Street Johnson City, New York 13790	December 31, 2020 (County Legislator)
--	--

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 12B of the General Municipal Law, Resolution 230 of 1967, Resolution 416 of 1974, Resolution 48, of 1984, and Resolution 108 of 1987, does hereby confirm the appointments of the above-named individuals to membership on the Southern Tier East Regional Planning Development Board (Southern Tier 8) for the terms indicated, in accordance with their appointment by the Legislative Chair.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 104

By Economic Development, Education & Culture Committee Seconded by Mr. Baldwin
RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE CORNELL COOPERATIVE EXTENSION ASSOCIATION OF BROOME COUNTY BOARD OF DIRECTORS

WHEREAS, the Director of Employment and Training requests authorization to accept a Consolidated Funding Application CFA 8.0 Program Grant for the Office of Employment and Training and adopt a program budget in the amount of \$93,900 for the period April 1, 2019 through March 31, 2020, and

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

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$93,900 from the New York State Department of Labor, State office Campus, Albany, New York 12240 for the Office of Employment and Training's Consolidated Funding CFA 8.0 Program Grant for the period April 1, 2019 through March 31, 2020, 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 \$93,900, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional Consolidated Funding Application CRA 8.0 Program funds for the period April 1, 2019 through March 31, 2020, provided that there is no increase in employee head county, the County's financial contribution is not increased and the salary rate is not changes, 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. 107

By Public Safety & Emergency Services Committee

Seconded by Mr. Baldwin

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY FIRE ADVISORY BOARD

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the authority vested in him by Article XIX Section 1901 of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individuals to membership on the Broome County Fire Advisory Board, subject to confirmation by this County Legislature:

<u>Name</u>	<u>Term</u>
Scott D. Baker 25 Colpitts Drive Windsor, New York 13865	12/31/2019 Reappointment
Matthew J. Pasquale 512 Irving Avenue Endicott, New York 13760	12/31/2019 New appointment (Replacing Greg Baldwin)
Mark R. Whalen 8 Chapin Street Binghamton, New York 13905	12/31/2019 New appointment (Replacing Michael Sopchak)

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 XIX Section
1901 of the Broome County Charter and Administrative Code, confirms the appointments of the
above-named individuals to membership on the Broome County Fire Advisory Board for the term
expiring December 31, 2019, in accordance with their appointment by the County Executive.
Carried. Ayes-15, Nays-0

RESOLUTION NO. 108

By Health & Human Services Committee Seconded by Mr. Baldwin
**RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME
COUNTY COMMUNITY SERVICES BOARD**

WHEREAS, Jason Garnar, County Executive, pursuant to the authority vested in him by
Article VIII Section C803 and Section A804 of the Broome County Charter and Administrative
Code has duly designated and appointed the following named individual to membership on the
Broome County Community Services Board, for the term indicated, subject to confirmation by
this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Abbey Pelot	12/31/2022
86 Krager Road	New Appointment
Binghamton, New York 13904	

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 VIII Section
C803 and Section A804 of the Broome County Charter and Administrative Code, hereby
confirms the appointment of the above-named individual to membership on the Broome County
Community Services Board for the term indicated, in accordance with her appointment by the
County Executive.
Carried. Ayes-15, Nays-0

RESOLUTION NO. 109

By Health & Human Services Committee Seconded by Mr. Baldwin
**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME
COUNTY YOUTH BUREAU ADVISORY BOARD**

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the authority vested
in him by Resolution 163 of 1971, as amended by Resolution 133 of 1976, has duly designated
and appointed the following named individuals to membership on the Broome County Youth
Bureau Advisory Board, for the terms indicated, subject to confirmation by this County
Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Barbara Mullen	12/31/2021
1171 Tracey Creek Road	New Appointment
Vestal, New York 13850	

Korin Kirk	12/31/2021
26 DeForest Street	New Appointment
Binghamton, New York 13901	

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 163 of
1971 and Resolution 133 of 1976, confirms the appointments of the above-named individuals to
membership on the Broome County Youth Bureau Advisory Board for the terms indicated, in
accordance with their appointment by the County Executive.
Carried. Ayes-15, Nays-0

RESOLUTION NO. 110

By Personnel and County Administration Committees

Seconded by Mr. Pasquale

RESOLUTION REQUESTING THE NEW YORK STATE ASSEMBLY AND SENATE TO SPONSOR LEGISLATION TO RETROACTIVELY ENROLL PHILLIP SCHOFIELD INTO THE NEW YORK STATE TIER IV RETIREMENT PLAN

WHEREAS, Phillip Schofield was employed with Broome County in the Department of Real Property Tax Service from December 15, 2008 to January 21, 2009, and

WHEREAS, Phillip Schofield was not enrolled in the New York State Employees Retirement System Tier IV Retirement Plan during his employment with Broome County, and

WHEREAS, after Phillip's employment with Broome County he was enrolled in the New York State Teachers Retirement System as a Tier V member, and

WHEREAS, Phillip Schofield has submitted a sworn statement to the Personnel Officer that he completed the proper forms when he was hired in 2008 to enroll in the New York State Employees Retirement System Tier IV Retirement Plan, and

WHEREAS, there are differences between the New York State Tier IV and Tier V Retirement Plans. Enrollment in the Tier IV Retirement Plan would provide Phillip Schofield with the greater retirement benefits, and

WHEREAS, Phillip Schofield may be retroactively enrolled in the correct plan as a result of special New York State legislation with Broome County Government agreeing to be responsible for any additional retirement plan contributions which would have been made had he been enrolled in the New York State Employees Retirement System Tier IV Retirement Plan, and

WHEREAS, Broome County is committed to making the financial contribution which would be required in order to retroactively enroll Phillip in the New York State Employees Retirement System Tier IV Retirement Plan, now, therefore, be it

RESOLVED, that Broome County supports special legislation to retroactively enroll Phillip Schofield into the New York State Tier IV Retirement Plan and requests that its local representatives in the New York State Assembly and Senate sponsor such legislation, and, be it

FURTHER RESOLVED, that upon Phillip Schofield being approved for enrollment in the New York State Employees Retirement System Tier IV Retirement Plan, Broome County is authorized to make such additional contributions for past service credit to the New York State Retirement System as may be required for such retroactive enrollment.

Carried. Ayes-13, Nays-2 (Weslar, Kaminsky)

RESOLUTION NO. 111

By County Administration and Public Works & Transportation Committees

Seconded by Mr. Flagg

RESOLUTION ESTABLISHING ENERGY BENCHMARKING REQUIREMENTS FOR BROOME COUNTY BUILDINGS AND FACILITIES

WHEREAS, buildings are the single largest user of energy in the State of New York. The poorest performing buildings typically use several times the energy of the highest performing buildings for the exact same building use, and

WHEREAS, collecting, reporting, and sharing building energy data on a regular basis allows municipal officials and the public to understand the energy performance of municipal buildings relative to similar buildings nationwide, and equipped with this information the County of Broome would be able to make smarter, more cost-effective operational and capital investment decisions, reward efficiency, and drive widespread, continuous improvement, and

WHEREAS, the Broome County Legislature desires to use Building Energy Benchmarking, a process of measuring a building's energy use, tracking that use over time, and comparing performance to similar buildings to promote the public health, safety, and welfare by making available good, actionable information on municipal building energy use to help identify opportunities to cut costs and reduce pollution in the County of Broome, and

WHEREAS, the Broome County Legislature desires to establish procedures or guidelines for Broome County to conduct such Building Energy Benchmarking, now, therefore, be it

RESOLVED, that the following specific policies and procedures are hereby adopted:

BUILDING ENERGY BENCHMARKING POLICY/PROCEDURES

§1. DEFINITIONS

(1) "Benchmarking Information" shall mean information generated by Portfolio Manager, as herein defined including descriptive information about the physical building and its operational characteristics.

(2) "Building Energy Benchmarking" shall mean the process of measuring a building's Energy use, tracking that use over time, and comparing performance to similar buildings.

(3) "Commissioner" shall mean the head of the Department.

(4) "Covered Municipal Building" shall mean a building or facility that is owned or occupied by the Broome County Government that is 1,000 square feet or larger in size.

(5) "Department" shall mean the Department of Public Works, Parks, Recreation and Youth Services.

(6) "Energy" shall mean electricity, natural gas, steam, hot or chilled water, fuel oil, or other product for use in a building, or renewable on-site electricity generation, for purposes of providing heating, cooling, lighting, water heating, or for powering or fueling other end-uses in the building and related facilities, as reflected in Utility bills or other documentation of actual Energy use.

(7) "Energy Performance Score" shall mean the numeric rating generated by Portfolio Manager that compares the Energy usage of the building to that of similar buildings.

(8) "Energy Use Intensity (EUI)" shall mean the kBtUs (1,000 British Thermal Units) used per square foot of gross floor area.

(9) "Gross Floor Area" shall mean the total number of enclosed square feet measured between the exterior surfaces of the fixed walls within any structure used or intended for supporting or sheltering any use or occupancy.

(10) "Portfolio Manager" shall mean ENERGY STAR Portfolio Manager, the internet-based tool developed and maintained by the United States Environmental Protection Agency to track and assess the relative Energy performance of buildings nationwide, or successor.

(11) "Utility" shall mean an entity that distributes and sells Energy to Covered Municipal Buildings.

(12) "Weather Normalized Site EUI" shall mean the amount of Energy that would have been used by a property under 30-year average temperatures, accounting for the difference between average temperatures and yearly fluctuations.

§2. APPLICABILITY

(1) This policy is applicable to all Covered Municipal Buildings as defined in Section 2 of this policy.

(2) The Commissioner may exempt a particular Covered Municipal Building from the benchmarking requirement if the Commissioner determines that it has characteristics that make benchmarking impractical.

§3. BENCHMARKING REQUIRED FOR COVERED MUNICIPAL BUILDINGS

(1) No later than May 1, 2019, and no later than May 1 every year thereafter, the Commissioner or his or her designee from the Department shall enter into Portfolio Manager the total Energy consumed by each Covered Municipal Building, along with all other descriptive information required by Portfolio Manager for the previous calendar year.

(2) For new Covered Municipal Buildings that have not accumulated 12 months of Energy use data by the first applicable date following occupancy for inputting Energy use into Portfolio Manager, the Commissioner or his or her designee from the Department shall begin inputting data in the following year.

§4. DISCLOSURE AND PUBLICATION OF BENCHMARKING INFORMATION

(1) The Department shall make available to the public on the Broome County website Benchmarking Information for the previous calendar year:

(a) no later than September 1, 2019 and by September 1 of each year thereafter for Covered Municipal Buildings; and

(2) The Department shall make available to the public on the Broome County website and update at least annually, the following Benchmarking Information:

(a) Summary statistics on Energy consumption for Covered Municipal Buildings derived from aggregation of Benchmarking Information; and

(b) For each Covered Municipal Building individually:

(i) The status of compliance with the requirements of this Policy;

and

(ii) The building address, primary use type, and gross floor area;

and

(iii) Annual summary statistics, including site EUI, Weather Normalized Source EUI, annual GHG emissions, and an Energy Performance Score where available; and

(iv) A comparison of the annual summary statistics (as required by Section 5(2)(b)(iii) of this Policy) across calendar years for all years since annual reporting under this Policy has been required for said building.

§5. MAINTENANCE OF RECORDS

The Department shall maintain records as necessary for carrying out the purposes of this Policy, including but not limited to Energy bills and other documents received from tenants and/or Utilities. Such records shall be preserved by the Department for a period of three (3) years.

§6. ENFORCEMENT AND ADMINISTRATION

(1) The Commissioner or his or her designee from the Department shall be the Chief Enforcement Officer of this Policy.

(2) The Chief Enforcement Officer of this Policy may promulgate regulations necessary for the administration of the requirements of this Policy.

(3) Within thirty days after each anniversary date of the effective date of this Policy, the Chief Enforcement Officer shall submit a report to the Broome County Legislature and Broome County Executive including but not limited to summary statistics on Energy consumption for Covered Municipal Buildings derived from aggregation of Benchmarking Information, a list of all Covered Municipal Buildings identifying each Covered Municipal Building that the Commissioner determined to be exempt from the benchmarking requirement and the reason for the exemption, and the status of compliance with the requirements of this Policy.

§7. EFFECTIVE DATE

This policy shall be effective immediately upon passage.

§8. SEVERABILITY

The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of the aforementioned sections, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

Mr. Flagg made a motion, seconded by Mrs. O'Brien to amend the resolution at add ""and that said policies and procedures shall be reviewed by the Broome County legislature every tow years"

Amendment carried. Ayes-15, Nays-0

Resolution as amended carried. Ayes-15, Nays-0

RESOLUTION NO. 112

By Economic Development, Education and Culture Committee Seconded by Mr. Baldwin
RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY LAND BANK BOARD OF DIRECTORS

WHEREAS, this Broome County Legislature, pursuant to the authority vested in them by Resolution 374 of 2011, has duly designated and appointed the following named individual to membership on the Broome County Land Bank Board of Directors, for the term indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Nominee of the Minority Party	December 31, 2020
Broome County Legislature	New appointment
Tarik Abdelazim	Unexpired term of D. D. Reynolds
17 Tremont Avenue	
Binghamton, New York 13903	

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 374 of 2011, confirms the appointment of the above-named individual to membership on the Broome County Land Bank Board of Directors for the term indicated.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 113

By Finance and Health & Human Services Committees Seconded by Mrs. Kaminsky
RESOLUTION AUTHORIZING AN AGREEMENT FOR THE ACQUISITION OF LAND IN THE TOWN OF BINGHAMTON

WHEREAS, the County has identified an approximately eighty-acre site at 3115 Webb Road in the Town of Binghamton as a location for the construction of a veterans' facility, and

WHEREAS, VHCC, LLC is willing to sell the site to the County for this purpose for \$750,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with VHCC, LLC with offices at 3115 Webb Road, Binghamton NY 13903, for the acquisition of approximately eighty acres of land at 3115 Webb Road in the Town of Binghamton as described in attached Exhibit "A", and be it

FURTHER RESOLVED, that in consideration of said agreement the County shall pay the contractor an amount not to exceed \$750,000, and be it

FURTHER RESOLVED, that the payments herein above authorized shall be made from budget line 15030001.6002001.1520084.5202, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any 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. 114

By Finance, Public Works & Transportation and Health & Human Services Committees
 Seconded by Mrs. Ryan

RESOLUTION AMENDING THE 2019 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2019 Capital Improvement Program is hereby amended as follows.
 Estimated Construction Cost:

<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
1520083	Veterans Facility	\$3,100,000	\$0	\$620,000	\$2,480,000

2019 Journal of Proceedings

Local Finance Law Section 11					How
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>		Financed:
					<u>Current</u>
					<u>Revenue</u>
2019	25	11(2)(b)	\$3,100,000		\$0

Description: The design and construction of a Veterans Facility and be it

FURTHER RESOLVED, that the 2019 Capital Improvement Program is hereby amended as follows:

Estimated Construction Cost:					
<u>Project Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
1520084	Land Purchase	\$750,000	\$0	\$0	\$750,000

Local Finance Law Section 11					How
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>		Financed:
					<u>Current</u>
					<u>Revenue</u>
2019	30	21(b)	\$750,000		\$0

Description: The purchase of Land.

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

Mr. D. J. Reynolds announced that the Legislature would be doing something in the upcoming months to recognize former Legislator Ron Heebner who recently passed away. Mrs. Kaminsky suggested naming the Johnson City traffic circle after him.

Mrs. O'Brien thanked Clear Path for coming down and presenting at the Committee of the Whole meeting.

Mr. Pasquale made a motion to adjourn, seconded by Mr. Flagg. **Motion to adjourn carried.** Ayes-15, Nays-0. The meeting was adjourned at 7:32 p.m.

