

**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
MAY 16, 2024**

The Legislature convened at 4:41 p.m. with a call to order by the Chairman, Daniel J. Reynolds. The Legislative Assistant, Johnathon T. Scott called the Attendance Roll, Present-14, Absent-1 (Baldwin) and gave the fire exit announcement.

The Broome County Veterans Memorial Association Color Guard Posted the Colors.

Broome County Veterans Services Director Brian Vojtesek led The Pledge of Allegiance to the Flag.

Howard Gutzman offered the Invocation, followed by a moment of silence.

Chairman Reynolds welcomed everyone to the 14<sup>th</sup> Annual Veteran of Distinction Award Ceremony and offered opening remarks.

The following Veterans of Distinction Certificates were presented:

Veteran Wallace (Wally) H. Smith  
Nominated by Sue Williams (Thomas Hurlbut) & American Legion Post 974  
Accompanied by Legislator Matthew J. Hilderbrant

Award Recipient Bob Dibble  
Nominated by Hugh Becker and Joseph P. Mangan American Legion Post 1194  
Accompanied by Legislator Erin V. Micha

Award Recipient Robert H. Pinney  
Nominated by Walter Loveless (John Furlong) and the Broome County Veterans Memorial Association, Inc.  
Accompanied by Legislator Matthew J. Pasquale

Award Recipient Sean Ahern (Posthumously) (Lindsey)  
Nominated by David Williams and American Legion Post 1700  
Accompanied by Legislator Matthew J. Pasquale

Award Recipient Paul White  
Nominated Benjamin W. Margolius and the Southern Tier Veterans Support Group  
Accompanied by Legislator Stephen J. Flagg

Award Recipient Joseph A. Lamphere  
Nominated by Ralph Luciani and the Korea War Veterans of the Southern Tier  
Accompanied by Legislator Daniel J. Reynolds

Chairman Reynolds gave closing remarks and recognized the students from Union Endicott Central School district for providing the Veteran themed artwork on display in the Legislative Conference Room.

The Chairman called for a short recess.  
The meeting reconvened at 5:26 p.m. Present-14, Absent-1 (Baldwin)

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

A. Letters from the County Executive, Jason T. Garnar:

1. Emergency Order – Prohibition of Foreign Municipal Programs that Burden the County
2. Emergency Order – Prohibition of NYC Voucher Programs that Burden the County
3. State of Emergency Declaration – Housing Shortage

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

- A. Letters from the Chair, Daniel J. Reynolds:
1. Designation Letters – Micha
  2. Bond Resolution Filing Orrick, Herrington & Sutcliffe, LLP

Mr. Augostini made a motion, seconded by Mrs. Kaminsky that the Session minutes of April 18, 2024 be approved as prepared and presented by the Clerk.

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

Mr. Reynolds noted that the committee minutes for April 18, 2024 through May 15, 2024 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. Mr. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Baker, seconded by Mr. Weslar.

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

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

1. Visit Binghamton – April 2024 Monthly Report
2. Broome County Soil & Water – Directors Meeting Minutes 3/19/24
3. SUNY Broome Community College – Board of Trustees Meeting Minutes 3/21/24
4. NYS Agriculture and Markets – Confirmation of Inclusion of Parcels in Agricultural District #5
5. NYS Department of Taxation and Finance – List of Certified 2024 State Equalization Rates
6. Office of Management and Budget – 2023 Sales Tax Report 4<sup>th</sup> Quarter
7. Broome County District Attorney – 2024 Traffic Diversion Program Report – 1<sup>st</sup> Quarter
8. Cornell Cooperative Extension – Broome County Veterans Resiliency Project Update
9. Office of Management and Budget – Bond Anticipation Note Certificate
10. Broome County Health Department – 2023 Annual Report
11. SUNY Broome Community College – 2024-2025 Proposed Budget
12. Broome County Government – 2024 Salary Schedule
13. Office of Management and Budget – Fund Balance Rule # 2024 -1

**RESOLUTIONS INTRODUCED AT THIS SESSION**

**RESOLUTION NO. 169**

By Public Safety & Emergency Services and Finance Committees      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES FUNDING FOR THE STOP-DWI PROGRAM FOR 2024**

WHEREAS, the Public Safety Program Coordinator requests authorization to accept New York State Department of Motor Vehicles funding in the amount of \$21,500 for the STOP-DWI Program for the period January 1, 2024 through December 31, 2024, and

WHEREAS, said funding is a one-time supplemental payment to local STOP-DWI Programs to offset declining revenues, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance and the allocation of \$21,500 from the New York State Department of Motor Vehicles, 6 Empire State Plaza, Room 410B, Albany, New York 12228 for the STOP-DWI Program for the period January 1, 2024 through December 31, 2024, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to revenue line 20050003.5000835 (State Aid), 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 Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

### **RESOLUTION NO. 170**

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

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF THE DEPARTMENT OF CRIMINAL JUSTICE (DCJS) LAW ENFORCEMENT EQUIPMENT PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2024-2025**

WHEREAS, the Sheriff requests authorization to accept the Department of Criminal Justice (DCJS) Law Enforcement Equipment Program Grant and adopt a program budget in the amount of \$13,000 for the period May 1, 2024 through September 30, 2025, and

WHEREAS, said program grant provides body armor for newly hired deputies, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$13,000 from Edward Byrne Memorial Justice Assistance, 80 South Swan Street, Albany, New York 12210 for the Office of the Sheriffs Department of Criminal Justice (DCJS) Law Enforcement Equipment Program Grant for the period May 1, 2024 through September 30, 2025, 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 \$13,000, 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 Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

### **RESOLUTION NO. 171**

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MCFARLAND JOHNSON INC., FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2022-2024**

WHEREAS, this County Legislature, by Resolution 189 of 2022, as amended by Resolutions 460 of 2022 and 467 of 2023, authorized an agreement with McFarland Johnson Inc., for professional services for the Department of Aviation at a cost not to exceed \$99,224 for the period June 1, 2022 through June 30, 2024, and

WHEREAS, said services are necessary for construction Administration and Inspection Services for the Airfield Electrical Vault Construction Project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2024 in order to provide sufficient time for the required project closeout documents, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with McFarland Johnson Inc., 49 Court Street, Suite 240, Binghamton York 13901 to extend the period through December 31, 2024 for professional services for the Department of Aviation, and be it

FURTHER RESOLVED, that Resolutions 189 of 2022, 460 of 2022 and 467 of 2023, 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, Absent-1 (Baldwin)

### **RESOLUTION NO. 172**

By Economic Development, Education & Culture, Personnel and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING RENEWAL OF THE SOCIAL SECURITY ADMINISTRATION TICKET TO WORK PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2024-2025**

WHEREAS, this County Legislature, by Resolution 247 of 2023 authorized and approved renewal of the Social Security Administration Ticket to Work Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$188,100 for the period July 1, 2023 through June 30, 2024, and

WHEREAS, said program grant provides support for people with disabilities who are interested in going to work or increasing their work, and

WHEREAS, it is desired to renew said program grant in the amount of \$242,000 for the period June 1, 2024 through June 30, 2025, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$242,000 from the Research Foundation for Mental Hygiene, Inc., Riverview Center, 150 Broadway, Suite 301, Menands, New York 12204, for the Office of Employment and Training's Social Security Administration Ticket to Work Program for the period June 1, 2024 through June 30, 2025, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$242,000, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional Social Security Administration Ticket to Work Program funds, for the period June 1, 2024 through June 30, 2025, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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-14, Nays-0, Absent-1 (Baldwin)

### **RESOLUTION NO. 173**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING REVISION OF THE WORKFORCE INNOVATION AND OPPORTUNITY ACT DISLOCATED WORKER PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2023-2025**

WHEREAS, this County Legislature, by Resolution 252 of 2023, authorized and approved renewal of the Workforce Innovation and Opportunity Act Dislocated Worker Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$653,795 for the period July 1, 2023 through June 30, 2025, and

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

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$200,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Workforce Innovation and Opportunity Act Dislocated Worker Program Grant to reflect a decrease of \$200,000 for the period July 1, 2023 through June 30, 2025, 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 \$453,795, and be it

FURTHER RESOLVED, that Resolution 252 of 2023, 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-14, Nays-0, Absent-1 (Baldwin)

### **RESOLUTION NO. 174**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING REVISION OF THE WORKFORCE INNOVATION AND OPPORTUNITY ACT ADULT PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2023-2025**

WHEREAS, this County Legislature, by Resolution 245 of 2023, authorized and approved renewal of the Workforce Innovation and Opportunity Act Adult Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$556,074 for the period July 1, 2023 through June 30, 2025 and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$200,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Workforce Innovation and Opportunity Act Adult Program Grant to reflect an increase of \$200,000 for the period July 1, 2023 through June 30, 2025, 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 \$756,074, and be it

FURTHER RESOLVED, that Resolution 245 of 2023, 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-14, Nays-0, Absent-1 (Baldwin)

### **RESOLUTION NO. 175**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LABELLA ASSOCIATES DPC FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2022-2024**

WHEREAS, this County Legislature, by Resolution 7 of 2022, as amended by Resolution 325 of 2023, authorized an agreement with LaBella Associates DPC for professional engineering services for the Department of Planning and Economic Development at a cost not to exceed \$145,820 for the period January 3, 2022 through May 31, 2024, and

WHEREAS, said agreement is necessary to provide professional engineering design services for the Endicott iDistrict Art Park, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through May 31, 2026 for professional engineering design services at no additional cost to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with LaBella Associates, DPC, 300 State Street, Suite 201, Rochester, New York 14614 to extend the period through May 31, 2026 for professional engineering design services for the new location of the Endicott iDistrict Art Park for the Department of Planning and Economic Development at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 7 of 2022 and Resolution 325 of 2023, 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, Absent-1 (Baldwin)

**RESOLUTION NO. 176**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AMENDMENT TO THE INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF JOHNSON CITY FOR JENISON PARK IMPROVEMENTS FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2022-2024**

WHEREAS, this County Legislature, by Resolution 530 of 2022, authorized an intermunicipal agreement with the Village of Johnson City for Jenison Park improvements for the Department of Planning and Economic Development at a cost not to exceed \$244,880, for the period December 1, 2022 through May 31, 2024, and

WHEREAS, it is necessary to authorize the amendment of said intermunicipal agreement to extend the period through May 31, 2026, at no additional cost to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the intermunicipal agreement the Village of Johnson City, 31 Avenue C, 2<sup>nd</sup> Floor, Johnson City, New York 13790 to extend the period through May 31, 2026 at no additional cost to the County for Jenison Park improvements for the Department of Planning and Economic Development, and be it

FURTHER RESOLVED, that Resolution 530 of 2022, 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, Absent-1 (Baldwin)

**RESOLUTION NO. 177**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE SPIEDIE FEST AND BALLOON RALLY EXPO, INC FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2024**

WHEREAS, the Director of Planning and Economic Development requests authorization for an agreement with Spiedie Fest and Balloon Rally Expo, Inc for funding in the amount of \$120,000 from the Marketing and Economic Development Allocation of the Occupancy Tax for the Department of Planning and Economic Development for the period May 1, 2024 through December 31, 2024, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Spiedie Fest and Balloon Rally Expo, Inc, PO Box 275, Binghamton, New York 13905 for funding in the amount of \$120,000 from the Marketing and Economic Development Allocation of the Occupancy Tax for the Department of Planning and Economic Development for the period May 1, 2024 through December 31, 2024, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$120,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 90000099.6005026 (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-14, Nays-0, Absent-1 (Baldwin)

**RESOLUTION NO. 178**

By Economic Development Education & Culture and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH WSP USA INC. TO DEVELOP A COMPREHENSIVE SAFETY ACTION PLAN FOR BROOME AND TIOGA COUNTIES FOR THE BINGHAMTON METROPOLITAN TRANSPORTATION STUDY FOR 2024-2025**

WHEREAS, the Executive Director of the Binghamton Metropolitan Transportation Study requests authorization for an agreement with WSP for professional services at a cost not to exceed \$597,999.65, for the period June 1, 2024 through November 28, 2025 and

WHEREAS, said services are necessary to create a Comprehensive Safety Action Plan that will identify incremental, highly impactful investments to make the region's roads safer for all users, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with WSP USA Inc., for professional services, for the Binghamton Metropolitan Transportation Study for the period June 6, 2024 through November 28, 2025, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$597,999.65 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004573.1011.3710121 (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-14, Nays-0, Absent-1 (Baldwin)

**RESOLUTION NO. 179**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH OMNICARE OF NEW YORK, LLC, D/B/A OMNICARE OF NEW HARTFORD FOR UNIT DOSE MEDICATION SERVICES FOR WILLOW POINT REHABILITATION AND NURSING CENTER FOR 2024**

WHEREAS, RFP 2023-075 Unit Dose Medication Services was advertised, and

WHEREAS, the Administrator of Willow Point Rehabilitation and Nursing Center requests authorization for an agreement with Omnicare of New York, LLC, d/b/a Omnicare of New Hartford for unit dose medication services for Willow Point Rehabilitation and Nursing Center at a cost not to exceed \$375,000 for the period June 1, 2024 through December 31, 2024, with the option for four one-year renewals under the same terms and conditions, and

WHEREAS, said agreement is necessary for unit dose medication services for residents of the Willow Point Nursing Home, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Omnicare of New York, LLC d/b/a Omnicare of New Hartford, 8411 Seneca Turnpike, Suite 104 New Hartford, New York 13413, for unit dose medication services for the Willow Point Nursing Home for the period June 1, 2024 through December 31, 2024, with the option for four one-year renewals under the same terms and conditions, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$375,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020404.6004064.2050 (Unit Dosage SNF), 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, Absent-1 (Baldwin)

### RESOLUTION NO. 180

By Health & Human Services and Finance Committees                      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH LICENSED CHILD CARING INSTITUTIONS FOR FOSTER CARE, HOME FINDING AND ADOPTION SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2024-2025**

WHEREAS, this County Legislature, by Resolution 207 of 2023, authorized an agreement with any or all Child Caring Institutions licensed and approved by New York State Office of Children & Family Services for foster care, home finding and adoption services at rates according to the Maximum State Reimbursement set by New York State, total amount not to exceed \$17,225,847 for the period July 1, 2023 through June 30, 2024, and

WHEREAS, said agreements are necessary to provide room, board and various services to children who require placement outside their home, and

WHEREAS, said agreements expire by their terms on June 30, 2024, and it is desired at this time to renew said agreements on substantially similar terms and conditions, for an amount not to exceed \$16,681,322, for the period July 1, 2024 through June 30, 2025, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with any or all Child Caring Institutions licensed and approved by New York State Office of Children & Family Services, including but not limited to those listed on Exhibit "A" for foster care, home finding and adoption services the Department of Social Services for the period July 1, 2024 through June 30, 2025, and

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors an aggregate amount not to exceed \$16,681,322 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 35070006.6004312 (Foster Care Homes/Institute CW), 35070006.6004313 (Foster Care Homes/Institute-ADC), 35070006.6004316 (JD/PINS Institutions-ADC), 35070006.6004317 (JD Care in Institutions), 35070006.6004327 (EAF/Foster Care) and 35070006.6004328 (EAF/JD/PINS), 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, Absent-1 (Baldwin)

### RESOLUTION NO. 181

By Health & Human Services and Finance Committees                      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL, INC., FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S HEALTHY FAMILIES BROOME PROGRAM GRANT FOR 2024-2025**

WHEREAS, this County Legislature, by Resolution 204 of 2023, authorized renewal of the agreement with Our Lady of Lourdes Memorial Hospital Inc., for services related to the Department of Health's Healthy Families Broome Program Grant at an amount not to exceed \$748,264 for the period July 1, 2023 through June 30, 2024, and

WHEREAS, said agreement is necessary to conduct supervision and intensive home visiting services, and

WHEREAS, said agreement expires by its terms on June 30, 2024, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$747,046, for the period July 1, 2024 through June 30, 2025, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Our Lady of Lourdes Memorial Hospital, Inc., 169 Riverside Drive, Binghamton, New York 13905 for services related to the Department of Health's Healthy Families Broome Program for the period July 1, 2024 through June 30, 2025, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$747,046 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2510730 (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-124, Nays-0, Abstain-2 (Weslar, Myers), Absent-1 (Baldwin)

### **RESOLUTION NO. 182**

By Health & Humans Services, Personnel and Finance Committees Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF THE HEALTHY FAMILIES BROOME PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2024-2025**

WHEREAS, this County Legislature, by Resolution 205 of 2023, authorized and approved the Healthy Families Broome Program grant for the Department of Health and adopted a program budget in the amount of \$889,847 for the period July 1, 2023 through June 30, 2024, and

WHEREAS, pursuant to Resolution 205 of 2023, the Department of Health authorized and accepted additional funds in the amount of \$764, and

WHEREAS, said program grant is designed to prevent child abuse and neglect and promote positive outcomes for young children and their families through home visiting services, and

WHEREAS, it is desired to renew said program grant in the amount of \$890,611 for the period July 1, 2024 through June 30, 2025, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$890,611 from the New York State Office of Children and Family Services, 52 Washington Street, 3<sup>rd</sup> Floor, Rensselaer, New York 12144-2796 for the Department of Health's Healthy Families Broome Program Grant for the period July 1, 2024 through June 30, 2025, 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 \$890,611, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Healthy Families Broome Program funds, for the period July 1, 2024 through June 30, 2025, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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-14, Nays-0, Absent-1 (Baldwin)

**RESOLUTION NO. 183**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH VARIOUS VENDERS FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S CREATING HEALTHY SCHOOLS AND COMMUNITIES GRANT FOR THE PERIOD 2024-2025**

WHEREAS, the Director of Public Health requests authorization for an agreement with various vendors for services related to the Department of Health's Creating Healthy Schools and Communities Grant, at a cost not to exceed \$91,500, for the period June 1, 2024 through May 31, 2025 and

WHEREAS, said services are necessary to implement sustainable policy, system and environmental changes to address access to healthy, affordable foods and physical activity opportunities in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Binghamton City School District, 164 Hawley Street, Binghamton, New York 13901, Broome-Tioga BOCES Food Service, 1 N. Loder Ave, Endicott, New York 13760, Cornell Cooperative Extension Broome County, 840 Upper Front St, Suite 1, Binghamton, New York 13905, Tioga County Health Department, 1062 State Route 38, P.O. Box 120, Owego, New York 13827, and Whitney Point Central School District, 10 Keibel Road, Whitney Point, New York 13862, for services related to the Department of Health's Creating Healthy Schools and Communities Program, for the period June 1, 2024 through May 31, 2025, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$91,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2510729 (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-14, Nays-0, Absent-1 (Baldwin)

**RESOLUTION NO. 184**

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH UNITED MEDICAL ASSOCIATES, PC D/B/A UHS MEDICAL GROUP, FOR MEDICAL DIRECTOR SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2024-2027**

WHEREAS, RFP 2019-056 Medical Director of Tuberculosis Clinic was advertised, and

WHEREAS, this County Legislature, by Resolution 320 of 2019, authorized an agreement with United Medical Associates, PC, d/b/a UHS Medical Group, for Medical Director Services for Department of Health at an amount not to exceed \$139,000, for the period July 1, 2019 through June 30, 2024, and

WHEREAS, said agreement is necessary for a Director of the Tuberculosis (TB) Clinic at the Broome County Health Department, and

WHEREAS, said agreement expires by its terms on June 30, 2024, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$83,400, for the period July 1, 2024 through June 30, 2027 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with United Medical Associates, PC, d/b/a UHS Medical Group, 346 Grand Avenue, Johnson City, New York 13790 for Medical Director Services for the Department of Health for the period July 1, 2024 through June 30, 2027, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$83,400 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25020004.6004411.1010 (Physician 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-14, Nays-0, Absent-1 (Baldwin)

#### **RESOLUTION NO. 185**

By Personnel, Health & Human Services and Finance Committees      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that in accordance with a request contained in PCR# 5251 from the Department of Social Services, this County Legislature hereby upgrades the position of Senior Account Clerk, Grade 09, Union Code 04 CSEA, Fulltime, minimum hourly rate \$16.3393, 37.5 hours weekly, budget line 35010006.6001000.1010 to Principal Account Clerk, Grade 13, Union Code 04 CSEA, Fulltime, minimum hourly rate \$19.5848, 37.5 hours weekly, budget line 35010006.6001000.1010, effective May 1, 2024.

FURTHER RESOLVED, that in accordance with a request contained in PCR# 5253 from the Department of Social Services, this County Legislature hereby upgrades the position of Senior Account Clerk, Grade 09, Union Code 04 CSEA, Fulltime, minimum hourly rate \$16.3393, 37.5 hours weekly, budget line 35010006.6001000.1010 to Principal Account Clerk, Grade 13, Union Code 04 CSEA, Fulltime, minimum hourly rate \$19.5848, 37.5 hours weekly, budget line 35010006.6001000.1010, effective May 1, 2024.

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

#### **RESOLUTION NO. 186**

By Personnel, Health & Human Services and Finance Committees      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE WILLOW POINT REHABILITATION AND NURSING CENTER**

RESOLVED, that in accordance with a request contained PCR #5254 from Willow Point Rehabilitation and Nursing Center, this County Legislature hereby abolishes the position of Senior Accountant, Grade 18, Union Code 07 BAPA, Full-time, minimum salary \$52,922, 40 hours weekly, budget line 27010304.6001000.2050 effective May 17, 2024, and be it

FURTHER RESOLVED, that in accordance with a request contained PCR #5260 from Willow Point Rehabilitation and Nursing Center, this County Legislature hereby creates the position of Accountant (County), Grade 16, Union Code 04 CSEA, Full-time, minimum hourly rate \$22.5095, 40 hours weekly, budget line 27010304.6001000.2050 effective May 17, 2024.

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

#### **RESOLUTION NO. 187**

By Health & Human Services and Finance Committees      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH HINMAN, HOWARD & KATTELL, LLP FOR LEGAL SERVICES FOR THE WILLOW POINT REHABILITATION AND NURSING CENTER FOR 2023**

WHEREAS, this County Legislature, by Resolution 318 of 2023, as amended by Resolution 519 of 2023, authorized an agreement with Hinman, Howard & Kattell, LLP for legal services for the Willow Point Rehabilitation and Nursing Center at a cost not to exceed \$45,000 for the period July 1, 2023 through March 31, 2024, and

WHEREAS, said agreement is necessary for legal services related to establishing guardianship for the residents of the Nursing Home, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through June 30, 2024, at no additional cost to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Hinman, Howard & Kattell, LLP, 80 Exchange Street, PO Box 5250, Binghamton, New York 13902, to extend the period through June 30, 2024, at no additional cost to the County, for legal services for the Willow Point Rehabilitation and Nursing Center, and be it

FURTHER RESOLVED, that Resolutions 318 and 519 of 2023, 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, Absent-1 (Baldwin)

#### **RESOLUTION NO. 188**

By Public Works & Transportation and Finance Committees                      Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH CREIGHTON MANNING ENGINEERING LLP FOR TECHNICAL SERVICES ASSOCIATED WITH THE IMPLEMENTATION OF A BIKE SHARE PROGRAM FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION FOR 2024-2025**

WHEREAS, the Department of Public Transportation requests authorization for an agreement with Creighton Manning Engineering for technical services associated with implementing a Bike Share Program at a cost not to exceed \$25,700, for the period May 1, 2024 through April 30, 2025 and

WHEREAS, said services are necessary to provide bike share criteria, recommend the placement of bike share station locations, and assist in the development of a bike share program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Creighton Manning Engineering LLP, 2 Winners Circle, Albany, New York 12205, for the implementation of a bike share program, for the Department of Public Transportation for the period May 1, 2024 through April 30, 2025, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$25,700 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 31030305.6004138.2040 (Other Operational Expenses), 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, Absent-1 (Baldwin)

#### **RESOLUTION NO. 189**

By Health & Human Services and Finance Committees                      Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH TIOGA COUNTY HEALTH DEPARTMENT FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S COMMUNITY CANCER PREVENTION IN ACTION PROGRAM GRANT FOR THE PERIOD 2024-2025**

WHEREAS, the Director of Public Health requests authorization for an agreement with the Tioga County Health Department for services related to the Department of Health's Community Cancer Prevention in Action Program Grant, at a cost not to exceed \$10,000, for the period June 1, 2024 through April 30, 2025 and

WHEREAS, said agreement is necessary to create policy changes that incorporate sun safety, said leave time for cancer screening and to hold educational events that help promote cancer prevention through HPV vaccination, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Tioga County Health Department, P.O. Box 120, 1062 State Route 38, Owego, NY 13827-0120, for services related to the Department of Health's Community Prevention in Action Program Grant, for the period June 1, 2024 through April 30, 2025, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.1011.2510728 (Subcontracted Program Expenses), 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, Absent-1 (Baldwin)

#### **RESOLUTION NO. 190**

By Personnel, County Administration and Finance Committees                      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING A PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF LAW**

RESOLVED, that in accordance with a request contained PCR #5282 from the Department of Law, this County Legislature hereby creates the position of Criminal Law Associate, Grade 17, Union code 09, Admin 1, Part time, minimum hourly rate \$23.2053, 20 hours weekly, budget line 11010001.6001001.1010 effective May 17, 2024.

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

#### **RESOLUTION NO. 191**

By Public Works & Transportation and Finance Committees                      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING ACCEPTANCE OF FAA BIPARTISAN INFRASTRUCTURE FUND, AIRPORT TERMINAL PROGRAM FUNDING AND NEW YORK STATE MATCHING FUNDING FOR THE DEPARTMENT OF AVIATION'S TERMINAL REHABILITATION PROJECT**

WHEREAS, the Commissioner of Aviation requests authorization to accept FAA Bipartisan Infrastructure Fund, Airport Terminal Program Funding and New York State Matching Funding at an amount of \$3,078,947 for the Department of Aviation's Terminal Rehabilitation Project, and

WHEREAS, the County of Broome desires to advance the Project by committing anticipated funds being: Federal: \$3,000,000, State: \$78,948, Local: \$78,948, for a total of \$3,157,895, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of up to \$3,078,947 from the FAA Bipartisan Infrastructure Fund, Airport Terminal Program Funding and New York State Matching Funding, for the Department of Aviation's Terminal Rehabilitation Project, and be it

RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 28010005.5000920.2012.2820080, 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 a Certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, 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-14, Nays-0, Absent-1 (Baldwin)

### **RESOLUTION NO. 182**

By Personnel, Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING THE RATE OF COMPENSATION FOR THE BROOME COUNTY DISTRICT ATTORNEY**

WHEREAS, this County Legislature, by Resolution 402 of 2023, established the rate of compensation for non-union administrative personnel for fiscal year 2024, and

WHEREAS, Exhibit "A" of said Resolution listed the salary of the District Attorney as \$200,400 for fiscal year 2024, and

WHEREAS, it is necessary at this time to increase the rate of compensation for the District Attorney as mandated by New York State, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the rate of compensation for the District Attorney at \$221,100, as mandated by New York State, effective April 1, 2024, 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, Absent-1 (Baldwin)

### **RESOLUTION NO. 193**

By Personnel and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING A PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF REAL PROPERTY TAX SERVICES**

RESOLVED, that in accordance with a request contained in PCR# 5284 from the Real Property Tax Services Department, this County Legislature hereby upgrades the position of Title Searcher, Grade 14S, Union Code 04 CSEA, Fulltime, minimum hourly rate \$20.5123, 40 hours weekly, budget line 17000001.6001000.1010 to Title Searcher, Grade 16S, Union Code 04 CSEA, Fulltime, minimum hourly rate \$22.5095, 40 hours weekly, budget line 17000001.6001000.1010, effective May 20, 2024.

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

### **RESOLUTION NO. 194**

By Finance Committee

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF UNION**

WHEREAS, the County of Broome owns 1209 Nanticoke Drive in the Town of Union, and

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

WHEREAS, the Director of Real Property Tax Services desires to sell 1209 Nanticoke Drive in the Town of Union, Parcel ID #141.17-1-21 to the Broome County Land Bank for the purchase price of \$1, for the purpose of demolition, and

WHEREAS, the Director of Real Property Tax Services requests authorization to cancel any outstanding taxes against Parcel ID #141.17-1-21, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the sale of 1209 Nanticoke Drive in the Town of Union, Parcel ID #141.17-1-21 to the Broome County Land Bank, PO Box 1766, Binghamton, New York 13902 for the purchase price of \$1, and be it

FURTHER RESOLVED, that the Director of Real Property Tax Services is hereby authorized to cancel any outstanding taxes against Parcel ID #141.17-1-21, and be it

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

### **RESOLUTION NO. 195**

By Public Safety & Emergency Services and Finance Committees      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING ACCEPTANCE AND ALLOCATION OF NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS) DISCOVERY REFORM FUNDS FOR THE OFFICE OF THE DISTRICT ATTORNEY FOR 2023-2024**

WHEREAS, the District Attorney requests authorization to accept and allocate New York State Division of Criminal Justice Services (DCJS) Discovery Reform Funds in the amount of \$1,128,288 for the period April 1, 2023 through March 31, 2024, and

WHEREAS, said funds will be used to support the District Attorney's Office and local law enforcement agencies with expenses related to the implementation of discovery and pretrial reforms that took effect January 1, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance and allocation of \$1,128,288 from the New York State Division of Criminal Justice Services, 80 South Swan Street, Albany, New York 12210 for the Office of the District Attorney, for the period April 1, 2023 through March 31, 2024, and be it

FURTHER RESOLVED, that the amount hereinabove authorized shall be credited to 06000001.5000808 (Various Departments Other State Aid) and passed through to other municipalities, 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 Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

### **RESOLUTION NO. 196**

By Finance Committee      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS PURSUANT TO SECTION 261 OF THE TAX LAW OF THE STATE OF NEW YORK**

WHEREAS, the County Clerk and the Director of the Office of Management and Budget have presented their report concerning mortgage tax receipts for the period October 2023



through March 2024, pursuant to Section 261 of the Tax Law of the State of New York, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

RESOLVED, that the Director of the Office of Management and Budget be and hereby is authorized to pay the Treasurer of the City of Binghamton and to the respective Supervisors or Mayors of the 23 Towns and Villages of Broome County, those amounts listed:

Semi-annual Mortgage Tax Distribution  
October 2023 through March 2024

Dickinson	Village of Port Dickinson	\$3,464.64
	Outside	\$27,354.75
Lisle	Village of Lisle	\$494.71
	Outside	\$10,219.22
Sanford	Village of Deposit	\$632.31
	Outside	\$12,271.37
Triangle	Village of Whitney Point	\$1,620.03
	Outside	\$5,089.22
Union	Village of Johnson City	\$74,816.20
	Village of Endicott	\$48,929.04
	Outside	\$158,826.00
Windsor	Village of Windsor	\$2,566.16
	Outside	\$30,703.43
Barker		\$13,815.49
Binghamton (Town)		\$30,767.24
Chenango		\$70,581.34
Colesville		\$22,447.12
Conklin		\$28,326.80
Fenton		\$40,580.46
Kirkwood		\$21,346.39
Maine		\$19,974.96
Nanticoke		\$7,560.66
Vestal		\$222,568.67
City of Binghamton		\$255,545.17
Total		\$1,110,501.38

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

**RESOLUTION NO. 197**

By Economic Development, Education and Culture Committee

Seconded by Mr. Pasquale

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE SUNY BROOME COMMUNITY COLLEGE BOARD OF TRUSTEES**

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the authority vested in him by Article XXIII-A of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individuals to membership on the SUNY Broome Community College Board of Trustees, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Marc Newman 601 Gates Road, Suite 1 Vestal, NY 13850	6/30/2031 Reappointment
James Orband 700 Security Mutual Building 80 Exchange Street Binghamton, NY 13901	6/30/2031 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 XXIII-A of the Broome County Charter and Administrative Code, confirms the appointments of the above-named individuals to membership on the SUNY Broome Community College Board of Trustees for the terms indicated, in accordance with their appointment by the County Executive.

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

### RESOLUTION NO. 198

By Finance Committee

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH ABOVE GRID BINGHAMTON SOLAR, LLC FOR PAYMENT IN LIEU OF TAXES FOR A SOLAR ENERGY SYSTEM PURSUANT TO REAL PROPERTY TAX LAW §487**

WHEREAS, this agreement for payment in lieu of taxes for real property ("Agreement"), effective as of the date on the cover page, above, by and between Above Grid Binghamton Solar, LLC a new York Limited Liability Company, with a principal place of business located at 800 Gessner Rd., Suite 700, Houston, TX 77024 (the "Company") and the town of Maine (the "Town") a municipal corporation duly established with a principal place of business at 12 Lewis Street, Maine, New York 13802; Maine-Endwell Central School District (the "School District"), a municipal corporation duly established with a principal place of business at 712 Farm to Market Road, Endwell, New York 13760; and the Broome County (the "County"), a municipal corporation duly established with a principal place of business at 60 Hawley Street, Binghamton, New York 13902, and

WHEREAS, The Town, County and School District are hereinafter referred to as the "Taxing Jurisdictions." The Company and Taxing Jurisdictions are collectively referred to in this Agreement as the "Parties" and are individually referred to as a "Party.", and

WHEREAS, Company has submitted a Notice of Intent to the Taxing Jurisdictions that it plans to build and operate a "Solar Energy System" as defined in New York Real Property Tax Law ("RPTL") Section 487(l)(b) with an expected nameplate capacity ("Capacity") of approximately five (5) Megawatts AC, as measured at the inverter with potential associated energy storage systems (herein the "Project") on a parcel of land located within the Town of Maine at 2488 Airport Road (Tax Section 075.02, Block 1, Lot p/o 31.1) (herein the "Land"), and

WHEREAS, pursuant to RPTL 487(9)(a), the Taxing Jurisdictions have indicated their respective intent to require a Payment in Lieu of Taxes ("PILOT") Agreement with the Company, under which the Company (or any successor owner of the Project) will be required to make annual payments to the Taxing Jurisdictions for each year during the term of this Agreement, and

WHEREAS, the Taxing Jurisdictions have not opted out of RPTL Section 487 prior to the date a Notice of Interconnection with respect to the Project, and

WHEREAS, upon completion of the project, the Company will submit to the Assessor for the Town of Maine, a RP-487 Application for Tax Exemption of Solar or Wind Energy Systems or Farm Waste Energy Systems with respect to the Project, demonstrating its eligibility for a real property tax exemption pursuant to RPTL Section 487, and

WHEREAS, the Parties intend that, during the term of this Agreement, the assessed value of the Land will remain on the taxable portion of the assessment roll with the value of the exemption with respect to the Project, computed pursuant to subdivision two of section 487 of the Real Property Tax Law and identified in a separate tax-exempt column of such tax rolls whereby the Company will be exempt from any statutory real property taxes for which it might otherwise be subjected under New York law with respect to the Project, now there, be it

RESOLVED, that for and in consideration of the mutual covenants hereinafter contained, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

1. Representations of the Parties.

(a) The Company hereby represents, warrants, and covenants that, as of the date of this Agreement:

i. The Company is duly organized, and a validly existing limited liability company duly authorized to do business in the State of New York, has requisite authority to conduct its business as presently conducted or proposed to be conducted under this Agreement, and has full legal right, power, and authority to execute, deliver, and perform all applicable terms and provisions of this Agreement.

ii. All necessary action has been taken to authorize the Company's execution, delivery, and performance of this Agreement and this Agreement constitutes the Company's legal, valid, and binding obligation enforceable against it in accordance with its terms.

iii. None of the execution or delivery of this Agreement, the performance of the obligations in connection with the transactions contemplated hereby, or the fulfillment of the terms and conditions hereof will (i) conflict with or violate any provision of the Company's Certificate of Incorporation, Certificate of Formation, bylaws or other organizational documents or of any restriction or any agreement or instrument to which the Company is a party and by which it is bound; (ii) conflict with, violate, or result in a breach of any applicable law, rule, regulation, or order of any court or other taxing jurisdictions or authority of government or ordinance of the State or any political subdivision thereof; or (iii) conflict with, violate, or result in a breach of or constitute a default under or result in the imposition or creation of any mortgage, pledge, lien, security interest, or other encumbrance under this Agreement or under any term or condition of any mortgage, indenture, or any other agreement or instrument to which it is a party or by which it or any of the Company's properties or assets are bound.

iv. There is no action, suit, or proceeding, at law or in equity, or official investigation before or by any government authority pending or, to its knowledge, threatened against the Company, wherein an anticipated decision, ruling, or finding would result in a material adverse effect on the Company's ability to perform its obligations under this Agreement or on the validity or enforceability of this Agreement.

(b) The Taxing Jurisdictions hereby represent, warrant, and covenant that, as of the date of this Agreement:

i. The Taxing Jurisdictions are each duly organized, validly existing, and in good standing under the laws of the State of New York and have full legal right, power, and authority to execute, deliver, and perform all applicable terms and provisions of this Agreement;

ii. All necessary action has been taken to authorize the respective Taxing Jurisdictions' execution, delivery, and performance of this Agreement, and this Agreement constitutes a legal, valid, and binding obligation enforceable against it in accordance with its terms;

iii. No governmental approval by or with any government authority is required for the valid execution, delivery, and performance under this Agreement by the Taxing Jurisdiction except such as has been duly or will be obtained or made; and

iv. There is no action, suit, or proceeding, at law or in equity, or official investigation before or by any government authority pending or, to its knowledge, threatened against the Taxing Jurisdictions, wherein an anticipated decision, ruling, or finding would result in a material adverse effect on the Taxing Jurisdictions' ability to perform its obligations under this Agreement or on the validity or enforceability of this Agreement.

2. Tax Exemption: Payment in Lieu of Real Property Taxes.

(a) Tax-Exempt Status of the Project Facility. It is the intent of the Parties that, pursuant to RPTL 487, the Project shall be identified as exempt upon the assessment rolls of the Town of Maine. A Real Property Tax Exemption Form (RP 487) has or will be filed by the Company with the Town Assessor. Upon acceptance by the Assessor, the Project shall be eligible for an exemption pursuant to RPTL Section 487, which shall render the Project Improvements and Land eligible to be exempt from real property taxes otherwise payable to the Taxing Jurisdictions.

(b) Company agrees to make annual payments to the Taxing Jurisdictions in lieu of real property taxes for the Project for a period of fifteen (15) consecutive fiscal tax years (the "Term") in the amounts set forth in Exhibit A to this Agreement ("Annual Payments"), which collectively equate to \$5,000 per megawatt AC with a 2% annual escalator, as such amount may be adjusted according to Section 3 and Section 4, herein. Notwithstanding anything in this agreement to the contrary, no Annual Payment will exceed the amounts that would otherwise be payable to any Taxing Jurisdiction but for the RPTL 487 exemption. The Term shall begin with the first applicable tax year of the Town following the taxable status date (March 1 of such year) for which a Real Property Tax Exemption Form (RP-487) was filed with the assessor (the "Commencement Date"), and shall end with the fifteenth fiscal year following such fiscal year the exemption first became effective.

(c) The Company agrees that the payments in lieu of taxes under this Agreement will not be reduced on account of a depreciation factor or reduction in the Taxing Jurisdictions' tax rate, and the Taxing Jurisdictions agrees that the payments in lieu of taxes will not be increased on account of an inflation factor or increase in the Taxing Jurisdictions' tax rate, all of which factors have been considered in arriving at the payment amounts reflected in this Agreement.

3. Change in Capacity at Mechanical Completion: Adjustments to Payments.

To the extent that the Capacity of the Project is more or less than the five (5) Megawatts AC on the date when the Project is mechanically complete and Company has commenced production of electricity, the Annual Payments will be increased or decreased on a pro rata basis.

4. Change in Capacity After Mechanical Completion: Adjustments to Payments.

If after the Completion Date, but during the Term of this Agreement, the Capacity is increased or increased as a result of the replacement or upgrade or partial removal or retirement of existing Project equipment or property or the addition of new Project equipment or property, the Annual Payments shall be increased or decreased on a pro rata basis for the remaining years of the Agreement.

5. Payment Collection.

The Company will be responsible for making Annual Payments to the Taxing Jurisdictions in accordance with this Section 5 and Exhibit A of this Agreement. The Company shall send payments to the Town and County on or before January 31 of each year and acknowledges that no bill(s) will be issued by the Taxing Jurisdictions.

Payments to the Town shall be made payable to the Town of Maine and mailed to:

Town of Maine  
12 Lewis Street PO Box336  
Maine, New York 13802  
Attn: Town Supervisor

Payments to the County shall be made payable to the County Treasurer and mailed to:

Broome County  
60 Hawley Street  
Binghamton, New York 13902  
Attn: County Treasurer

Payments to the School District shall be made payable to the Maine-Endwell Central School District and mailed no later than September 30 of the year the system goes into operation:

Maine-Endwell Central School District  
712 Farm to Market Road  
Endwell, New York 13760  
Attn: Business Administrator

6. Late Payment. All Annual Payments are due to the Taxing Jurisdictions on or before such dates, as stated in Section 5 above. The Company acknowledges no bills will be issued by the Taxing Jurisdictions. Annual Payments not made to the Taxing Jurisdictions when due each year shall be subject to the same interest and penalties as unpaid real property taxes.

7. Transfer or Assignment. Except as set forth in this Section 7, this Agreement may not be assigned or transferred by the Company without the prior written consent of the Taxing Jurisdictions and such consent may not be unreasonably withheld, conditioned, or delayed. The Company may, without the advance written consent of the Taxing Jurisdictions, assign its obligations under this Agreement to (A) an affiliate of the Company or (B) to an institutional lender providing financing to Company for the construction, operation and/or maintenance of the Project. If the Company is permitted to otherwise assign this Agreement with the advance written consent of the Taxing Jurisdictions, the Company shall be released from all obligations under this Agreement upon assumption thereof by the assignee, provided that the Company, as a condition of such assignment or transfer and to the reasonable satisfaction of the Taxing Jurisdictions, cure any defaults and satisfy all liabilities arising under

this Agreement prior to the date of such assignment or transfer, and the assignee agrees in writing to accept all obligations of the Company. Any assignment or transfer in violation of this Agreement shall be null and void.

8. Removal. The Company shall secure financial security in a form and amount sufficient to the Town's satisfaction, determined in its sole discretion, to cover the expense of the removal of the Project at the conclusion of the Project's operations.

9. Statement of Good Faith. The Parties agree that the payment obligations established by this Agreement have been negotiated in good faith in recognition of and with due consideration of the full and fair taxable value of the Project.

10. Additional Documentation and Actions. Subject to applicable laws and regulations, each Party will, from time-to-time hereafter, execute and deliver or cause to be executed and delivered, such reasonable additional instruments and documents as the other Party reasonably requests for the purpose of implementing or effectuating the provisions of this Agreement. The Company shall pay all reasonable attorneys' and consulting fees incurred by Taxing Jurisdictions to review and negotiate any such instruments or documents.

11. Notices. All notices under this Agreement shall be in writing and will be deemed delivered upon the next business day after being deposited with a nationally recognized overnight courier service, electronic delivery (delivery receipt requested), or the second business day after being deposited in the United States Mail, postage prepaid, certified mail, return receipt requested. Such notices shall be addressed or delivered to the Parties at their respective addresses shown below.

If to Company:

Above Grid Binghamton Solar, LLC  
c/o Catalyze GBH Developer, LLC  
800 Gessner Road, Suite 700  
Houston, Texas 77024  
Attn: Legal Dept.

If to Town:

Town of Maine  
12 Lewis Street PO Box 336  
Maine, New York 13802  
Attn: Town Supervisor

If to County:

Broome County  
60 Hawley Street  
Binghamton, New York 13902  
Attn: County Treasurer

If to School District:

Maine-Endwell Central School District  
712 Farm to Market Road  
Endwell, New York 13760  
Attn: Business Administrator

Any such addresses for the giving of notices may be changed by either Party by giving written notice as provided above to the other Party. Notice given by counsel to a Party shall be effective as notice from such Party.

12. Termination Rights of the Company. Company may terminate this Agreement at any time by notice to the Taxing Jurisdictions. Upon receipt of the notice of termination, the Project shall be identified as taxable on the tax roll effective on the next taxable status date of the Town of Maine, provided such date is not less than one hundred and twenty (120) days prior to such taxable status date. The Company shall be liable for all Annual payments due hereunder in the year of termination, except that if Company is required to pay any part-year real property taxes, the Annual payment for that year shall be reduced pro rata so that the Company is not required to pay both Annual payments and real property taxes for any period of time.

13. Termination Rights of Taxing Jurisdictions. Notwithstanding anything to the contrary in this Agreement, the Taxing Jurisdictions may terminate this Agreement on sixty (60) days written notice to Company if:

(a) Company fails to make timely payments required under this Agreement, unless such payment is received by the Taxing Jurisdictions within the 60-day notice period; or

(b) The Company has filed or has had filed against it, a petition in Bankruptcy, or is otherwise insolvent.

14. Maintenance and Repair. The Company shall maintain the Project in good repair and condition during the Term of this Agreement.

15. Miscellaneous.

(a) No Remedy Exclusive. No remedy herein conferred upon or reserved to a Party is intended to be exclusive of any other available remedy or remedies, but each and every such remedy shall be cumulative and shall be in addition to every other remedy given under this Agreement or now or hereafter existing at law or in equity or by statute.

(b) Delay. No delay or omission in exercising any right or power accruing upon the occurrence of any breach of an obligation hereunder shall impair any such right or power or shall be construed to be a waiver thereof, but any such right or power may be exercised from time to time and as often as may be deemed expedient.

(c) Binding Effect. This Agreement shall inure to the benefit of, and shall be binding upon, the Taxing Jurisdictions, the Company and their respective successors and assigns.

(d) Applicable Law. This Agreement will be made and interpreted in accordance with the laws of the State of New York. Company and the Taxing Jurisdictions each consent to the jurisdiction of the New York

Courts, Broome County. In the event of any litigation arising under or in connection with this Lease, proper venue shall be Broome County, New York.

- (e) Damage or Destruction. In the event that all or substantially all of the Project shall be damaged or destroyed as of the taxable status date, then the Annual Payments for such School Year shall not exceed such amount as would result from taxes levied on the Project (as damaged or destroyed).
- (f) No Waiver. The failure or delay of either Party to insist, in any one or more instances, upon the strict performance of any one or more of the obligations of this Agreement, or to exercise any election contained herein, shall not be construed as a waiver or relinquishment at the time for the future of the performance of such one or more obligations of this Agreement or of the right to exercise such election.
- (g) Entire Agreement. The Parties agree that this is the entire Agreement between them with respect to payments in lieu of taxes for the Project. This Agreement may not be amended or modified except in writing and executed by both Parties.
- (h) Severability. If any provision of this Agreement shall for any reason be held or adjudged to be invalid or illegal or unenforceable by any court of competent jurisdiction, such provision so adjudged invalid, illegal or unenforceable shall be deemed separate, distinct and independent and the remainder of this Agreement shall be and remain in full force and effect and shall not be invalidated or rendered illegal or unenforceable or otherwise affected by such holding or adjudication.
- (i) Counterparts. This Agreement may be simultaneously executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.
- (j) Filing. The Company shall file copies of this Agreement within thirty (30) days after the execution hereof by the Parties with the New York State Office of Real Property Tax Services and the Assessor for the Town of Maine.
- (k) Recitals. The recitals set forth in the beginning of this Agreement are hereby incorporated by reference.

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

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

### **RESOLUTION NO. 199**

By Personnel, Public Works & Transportation and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF AVIATION**

RESOLVED, that in accordance with requests contained in PCRs #5274 and #5275 from the Aviation Department, this County Legislature hereby creates two (2) positions of Airport Attendant, Grade 10, Union Code 04 CSEA, Full-time, minimum hourly rate \$17.0882, 40 hours weekly, budget line 28010005.6001000.2010 effective May 16, 2024, and be it

FURTHER RESOLVED, that in accordance with request contained in PCR #5276, from the Aviation Department, this County Legislature hereby creates a position of Airport Attendant, Grade 10, Union Code 08 CSEA, Part-time, minimum hourly rate \$17.0882, 30 hours weekly, budget line 28010005.6001001.2010 effective May 16, 2024, and be it

FURTHER RESOLVED, that in accordance with requests contained in PCRs #5277 and #5278 from the Aviation Department, this County Legislature hereby creates two (2) positions of Airport Attendant, Grade 10, Union Code 70 CSEA, Part-time, minimum hourly rate \$17.0882, 19.5 hours weekly, budget line 28010005.6001001.2010 effective May 16, 2024, and be it

FURTHER RESOLVED, that in accordance with requests contained in PCRs #5268 and #5269 from the Aviation Department, this County Legislature hereby abolishes two (2) positions Airport Maintenance Mechanic, Grade 11A, Union Code 04 CSEA, Full-time, minimum hourly rate \$18.8002, 40 hours weekly, budget line 28010005.6001000.2010 effective May 16, 2024, and be it

FURTHER RESOLVED, that in accordance with requests contained in PCRs #5270, #5271, and #5272 from the Aviation Department, this County Legislature hereby abolishes three (3) positions Airport Maintenance Mechanic, Grade 11A, Union Code 08 CSEA, Part-time, minimum hourly rate \$18.8002, 30 hours weekly, budget line 28010005.6001001.2010 effective May 16, 2024.

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

### **RESOLUTION NO. 200**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING THE APPROPRIATION OF AMERICAN RESCUE PLAN ACT (ARPA) FUNDING AND AUTHORIZING AN AGREEMENT WITH THE BROOME COUNTY LOCAL DEVELOPMENT CORPORATION AND THE BROOME COUNTY VISIONS VETERANS MEMORIAL ARENA FOR ARPA FUNDING AND AMENDING THE AGREEMENT WITH THE BROOME COUNTY LAND BANK FOR ARPA FUNDING TO SUPPORT ECONOMIC DEVELOPMENT AND COMMUNITY PROJECTS IN BROOME COUNTY**

WHEREAS, the County received funding through the American Rescue Plan Act (ARPA) to address economic impacts from the COVID-19 pandemic and wishes to use a portion of this funding to promote economic development and community projects in Broome County, and

WHEREAS, it is desired to appropriate American Rescue Plan Act (ARPA) Funding and authorize an agreement with the Broome County Local Development Corporation for ARPA funding in the amount of \$400,000 to promote housing and other development projects in the vicinity of 609 Hooper Road, Endwell, and authorize an agreement with the Broome County Visions Veterans Memorial Arena for ARPA funding in the amount of \$380,000 for the replacement of the basketball court and associated items, and

WHEREAS, this County Legislature by Resolution 160 of 2022 authorized an agreement with the Broome County Land Bank for ARPA funding in the amount of \$300,000 for demolition of blighted and dangerous properties in Broome County, and

WHEREAS, it is necessary at this time to amend the agreement with the Broome County Land Bank to increase the amount of ARPA funding by \$200,000 and clarify that said funding will be used to address blighted, dangerous or significant properties in the community that will foster economic and community development, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the appropriation of ARPA funding and authorizes an agreement with Broome County Local Development Corporation for ARPA funding in the amount of \$400,000 to promote housing and other development projects in the vicinity of 609 Hooper Road, Endwell, and an agreement with the Broome County Visions Veterans Memorial Arena for ARPA funding in the amount of \$380,000 for the replacement of the basketball court and associated items, and be it

FURTHER RESOLVED, that this County Legislature hereby amends the agreement with the Broome County Land Bank to increase the amount of ARPA funding by \$200,000 and clarify that said funding will be used to address blighted, dangerous or significant properties in the community that will foster economic and community development, and be it

FURTHER RESOLVED, that Resolution 160 of 2022, to the extent consistent herewith, shall remain in full force and effect, and be it



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

**Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

#### **LEGISLATORS COMMENTS**

Mrs. Myers thanked everyone that worked on the Veterans of Distinction Ceremony and stated that it is a humbling experience.

Mr. Weslar stated that during the month of May Nurses week and EMS week are celebrated. He also reminded everyone to vote on the upcoming school budgets.

Mr. Pasquale made a motion to adjourn, seconded by Mr. Flagg. **Motion to adjourn carried.** Ayes-14, Nays-0, Absent-1 (Baldwin). The meeting was adjourned at 5:31 p.m.

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